

Calendar No. 628

106TH CONGRESS
2^D SESSION

H.R. 4578

[Report No. 106–312]

Making appropriations for the Department of the Interior and related agencies
for the fiscal year ending September 30, 2001, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE 19, 2000

Received; read twice and referred to the Committee on Appropriations

JUNE 22, 2000

Reported by Mr. GORTON, with an amendment

[Strike all after the enacting clause and insert the part printed in italic]

AN ACT

Making appropriations for the Department of the Interior
and related agencies for the fiscal year ending September
30, 2001, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 Department of the Interior and related agencies for the
6 fiscal year ending September 30, 2001, and for other pur-
7 poses, namely:

8 TITLE I—DEPARTMENT OF THE INTERIOR

9 BUREAU OF LAND MANAGEMENT

10 MANAGEMENT OF LANDS AND RESOURCES

11 For expenses necessary for protection, use, improve-
12 ment, development, disposal, cadastral surveying, classi-
13 fication, acquisition of easements and other interests in
14 lands, and performance of other functions, including
15 maintenance of facilities, as authorized by law, in the
16 management of lands and their resources under the juris-
17 diction of the Bureau of Land Management, including
18 the general administration of the Bureau, and assessment
19 of mineral potential of public lands pursuant to Public
20 Law 96–487 (16 U.S.C. 3150(a)), \$674,571,000 (re-
21 duced by \$4,000,000), to remain available until ex-
22 pended, of which \$2,198,000 shall be available for assess-
23 ment of the mineral potential of public lands in Alaska
24 pursuant to section 1010 of Public Law 96–487 (16
25 U.S.C. 3150); and of which not to exceed \$1,000,000

1 shall be derived from the special receipt account estab-
2 lished by the Land and Water Conservation Act of 1965,
3 as amended (~~16 U.S.C. 4601-6a(i)~~); and of which
4 \$2,500,000 shall be available in fiscal year 2001 subject
5 to a match by at least an equal amount by the National
6 Fish and Wildlife Foundation, to such Foundation for
7 cost-shared projects supporting conservation of Bureau
8 lands and such funds shall be advanced to the Founda-
9 tion as a lump sum grant without regard to when ex-
10 penses are incurred; in addition, ~~\$33,366,000~~ for Mining
11 Law Administration program operations, including the
12 cost of administering the mining claim fee program; to
13 remain available until expended, to be reduced by
14 amounts collected by the Bureau and credited to this ap-
15 propriation from annual mining claim fees so as to result
16 in a final appropriation estimated at not more than
17 ~~\$674,571,000~~, and \$2,000,000, to remain available until
18 expended, from communication site rental fees estab-
19 lished by the Bureau for the cost of administering com-
20 munication site activities: *Provided*, That appropriations
21 herein made shall not be available for the destruction of
22 healthy, unadopted, wild horses and burros in the care of
23 the Bureau or its contractors.

WILDLAND FIRE MANAGEMENT

For necessary expenses for fire preparedness, suppression operations, emergency rehabilitation and hazardous fuels reduction by the Department of the Interior, \$292,197,000, to remain available until expended, of which not to exceed \$9,300,000 shall be for the renovation or construction of fire facilities: *Provided*, That such funds are also available for repayment of advances to other appropriation accounts from which funds were previously transferred for such purposes: *Provided further*, That unobligated balances of amounts previously appropriated to the "Fire Protection" and "Emergency Department of the Interior Firefighting Fund" may be transferred and merged with this appropriation: *Provided further*, That persons hired pursuant to 43 U.S.C. 1469 may be furnished subsistence and lodging without cost from funds available from this appropriation: *Provided further*, That notwithstanding 42 U.S.C. 1856d, sums received by a bureau or office of the Department of the Interior for fire protection rendered pursuant to 42 U.S.C. 1856 et seq., protection of United States property, may be credited to the appropriation from which funds were expended to provide that protection, and are available without fiscal year limitation.

1 CENTRAL HAZARDOUS MATERIALS FUND

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

21 CONSTRUCTION

22 For construction of buildings, recreation facilities,
23 roads, trails, and appurtenant facilities, \$5,300,000 (re-
24 duced by \$1,000,000 and increased by \$1,000,000), to re-
25 main available until expended.

1 PAYMENTS IN LIEU OF TAXES

2 For expenses necessary to implement the Act of Octo-
3 ber 20, 1976, as amended (31 U.S.C. 6901–6907),
4 \$134,385,000 (increased by \$10,000,000), of which not
5 to exceed \$400,000 shall be available for administrative
6 expenses: *Provided*, That no payment shall be made to oth-
7 erwise eligible units of local government if the computed
8 amount of the payment is less than \$100.

9 LAND ACQUISITION

10 For expenses necessary to carry out sections 205,
11 206, and 318(d) of Public Law 94–579, including admin-
12 istrative expenses and acquisition of lands or waters, or
13 interests therein, \$19,000,000 (reduced by \$3,000,000
14 and increased by \$3,000,000), to be derived from the
15 Land and Water Conservation Fund, to remain available
16 until expended.

17 OREGON AND CALIFORNIA GRANT LANDS

18 For expenses necessary for management, protection,
19 and development of resources and for construction, oper-
20 ation, and maintenance of access roads, reforestation, and
21 other improvements on the revested Oregon and California
22 Railroad grant lands, on other Federal lands in the Or-
23 egon and California land-grant counties of Oregon, and
24 on adjacent rights-of-way, and acquisition of lands or in-
25 terests therein including existing connecting roads on or

1 adjacent to such grant lands, \$100,467,000, to remain
 2 available until expended: *Provided*, That 25 percent of the
 3 aggregate of all receipts during the current fiscal year
 4 from the revested Oregon and California Railroad grant
 5 lands is hereby made a charge against the Oregon and
 6 California land-grant fund and shall be transferred to the
 7 General Fund in the Treasury in accordance with the sec-
 8 ond paragraph of subsection (b) of title II of the Act of
 9 August 28, 1937 (50 Stat. 876).

10 FOREST ECOSYSTEMS HEALTH AND RECOVERY FUND
 11 (REVOLVING FUND, SPECIAL ACCOUNT)

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

RANGE IMPROVEMENTS

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

SERVICE CHARGES, DEPOSITS, AND FORFEITURES

For administrative expenses and other costs related to processing application documents and other authorizations for use and disposal of public lands and resources; for costs of providing copies of official public land documents; for monitoring construction, operation, and termination of facilities in conjunction with use authorizations; and for rehabilitation of damaged property, such amounts as may be collected under Public Law 94-579, as amended, and Public Law 93-153, to remain available until ex-

1 pended: *Provided*, That notwithstanding any provision to
 2 the contrary of section 305(a) of Public Law 94-579 (43
 3 U.S.C. 1735(a)), any moneys that have been or will be
 4 received pursuant to that section, whether as a result of
 5 forfeiture, compromise, or settlement, if not appropriate
 6 for refund pursuant to section 305(e) of that Act (43
 7 U.S.C. 1735(e)), shall be available and may be expended
 8 under the authority of this Act by the Secretary to im-
 9 prove, protect, or rehabilitate any public lands adminis-
 10 tered through the Bureau of Land Management which
 11 have been damaged by the action of a resource developer,
 12 purchaser, permittee, or any unauthorized person, without
 13 regard to whether all moneys collected from each such ac-
 14 tion are used on the exact lands damaged which led to
 15 the action: *Provided further*, That any such moneys that
 16 are in excess of amounts needed to repair damage to the
 17 exact land for which funds were collected may be used to
 18 repair other damaged public lands.

19 MISCELLANEOUS TRUST FUNDS

20 In addition to amounts authorized to be expended
 21 under existing laws, there is hereby appropriated such
 22 amounts as may be contributed under section 307 of the
 23 Act of October 21, 1976 (43 U.S.C. 1701), and such
 24 amounts as may be advanced for administrative costs, sur-
 25 veys, appraisals, and costs of making conveyances of omit-

1 ted lands under section 211(b) of that Act, to remain
2 available until expended.

3 ADMINISTRATIVE PROVISIONS

4 Appropriations for the Bureau of Land Management
5 shall be available for purchase, erection, and dismantle-
6 ment of temporary structures, and alteration and mainte-
7 nance of necessary buildings and appurtenant facilities to
8 which the United States has title; up to \$100,000 for pay-
9 ments, at the discretion of the Secretary, for information
10 or evidence concerning violations of laws administered by
11 the Bureau; miscellaneous and emergency expenses of en-
12 forcement activities authorized or approved by the Sec-
13 retary and to be accounted for solely on his certificate,
14 not to exceed \$10,000: *Provided*, That notwithstanding 44
15 U.S.C. 501, the Bureau may, under cooperative cost-shar-
16 ing and partnership arrangements authorized by law, pro-
17 cure printing services from cooperators in connection with
18 jointly produced publications for which the cooperators
19 share the cost of printing either in cash or in services,
20 and the Bureau determines the cooperator is capable of
21 meeting accepted quality standards.

22 UNITED STATES FISH AND WILDLIFE SERVICE

23 RESOURCE MANAGEMENT

24 For necessary expenses of the United States Fish and
25 Wildlife Service, for scientific and economic studies, con-

1 servation, management, investigations, protection, and
2 utilization of fishery and wildlife resources, except whales,
3 seals, and sea lions, maintenance of the herd of long-
4 horned cattle on the Wichita Mountains Wildlife Refuge,
5 general administration, and for the performance of other
6 authorized functions related to such resources by direct
7 expenditure, contracts, grants, cooperative agreements
8 and reimbursable agreements with public and private enti-
9 ties, \$731,400,000, to remain available until September
10 30, 2002, except as otherwise provided herein, of which
11 not less than \$2,000,000 shall be provided to local govern-
12 ments in southern California for planning associated with
13 the Natural Communities Conservation Planning (NCCP)
14 program and shall remain available until expended: *Pro-*
15 *vided*, That not less than \$2,000,000 for high priority
16 projects which shall be carried out by the Youth Conserva-
17 tion Corps as authorized by the Act of August 13, 1970,
18 as amended: *Provided further*, That not to exceed
19 \$6,395,000 shall be used for implementing subsections
20 (a), (b), (c), and (e) of section 4 of the Endangered Spe-
21 cies Act, as amended, for species that are indigenous to
22 the United States (except for processing petitions, devel-
23 oping and issuing proposed and final regulations, and tak-
24 ing any other steps to implement actions described in sub-
25 section (c)(2)(A), (c)(2)(B)(i), or (c)(2)(B)(ii)): *Provided*

1 ~~fur~~*ther*, That of the amount available for law enforcement,
 2 up to \$400,000 to remain available until expended, may
 3 at the discretion of the Secretary, be used for payment
 4 for information, rewards, or evidence concerning violations
 5 of laws administered by the Service, and miscellaneous
 6 and emergency expenses of enforcement activity, author-
 7 ized or approved by the Secretary and to be accounted
 8 for solely on his certificate: *Provided further*, That of the
 9 amount provided for environmental contaminants, up to
 10 \$1,000,000 may remain available until expended for con-
 11 taminant sample analyses.

12 CONSTRUCTION

13 For construction, improvement, acquisition, or re-
 14 moval of buildings and other facilities required in the con-
 15 servation, management, investigation, protection, and uti-
 16 lization of fishery and wildlife resources, and the acquisi-
 17 tion of lands and interests therein, \$48,395,000, to remain
 18 available until expended.

19 LAND ACQUISITION

20 For expenses necessary to carry out the Land and
 21 Water Conservation Fund Act of 1965, as amended (16
 22 U.S.C. 4601-4 through 11), including administrative ex-
 23 penses, and for acquisition of land or waters, or interest
 24 therein, in accordance with statutory authority applicable
 25 to the United States Fish and Wildlife Service,

1 ~~\$30,000,000, to be derived from the Land and Water Con-~~
 2 ~~servation Fund, to remain available until expended.~~

3 ~~COOPERATIVE ENDANGERED SPECIES CONSERVATION~~
 4 ~~FUND~~

5 For expenses necessary to carry out the provisions
 6 of the Endangered Species Act of 1973 (16 U.S.C. 1531–
 7 1543), as amended, ~~\$23,000,000, to be derived from the~~
 8 ~~Cooperative Endangered Species Conservation Fund, to~~
 9 ~~remain available until expended.~~

10 ~~NATIONAL WILDLIFE REFUGE FUND~~

11 For expenses necessary to implement the Act of Octo-
 12 ber 17, 1978 (16 U.S.C. 715s), ~~\$10,439,000.~~

13 ~~NORTH AMERICAN WETLANDS CONSERVATION FUND~~

14 For expenses necessary to carry out the provisions
 15 of the North American Wetlands Conservation Act, Public
 16 Law 101–233, as amended, ~~\$15,499,000, to remain avail-~~
 17 ~~able until expended.~~

18 ~~WILDLIFE CONSERVATION AND APPRECIATION FUND~~

19 For necessary expenses of the Wildlife Conservation
 20 and Appreciation Fund, ~~\$797,000, to remain available~~
 21 ~~until expended.~~

22 ~~MULTINATIONAL SPECIES CONSERVATION FUND~~

23 For expenses necessary to carry out the African Ele-
 24 phant Conservation Act (16 U.S.C. 4201–4203, 4211–
 25 4213, 4221–4225, 4241–4245, and 1538), the Asian Ele-

phant Conservation Act of 1997 (Public Law 105–96; 16
U.S.C. 4261–4266), and the Rhinoceros and Tiger Con-
servation Act of 1994 (16 U.S.C. 5301–5306),
\$2,391,000, to remain available until expended: *Provided*,
That funds made available under this Act, Public Law
105–277, and hereafter in annual appropriations Acts for
rhinoceros, tiger, and Asian elephant conservation pro-
grams are exempt from any sanctions imposed against any
country under section 102 of the Arms Export Control Act
(22 U.S.C. 2799aa–1).

ADMINISTRATIVE PROVISIONS

Appropriations and funds available to the United
States Fish and Wildlife Service shall be available for pur-
chase of not to exceed 79 passenger motor vehicles, of
which 72 are for replacement only (including 41 for police-
type use); repair of damage to public roads within and
adjacent to reservation areas caused by operations of the
Service; options for the purchase of land at not to exceed
\$1 for each option; facilities incident to such public rec-
reational uses on conservation areas as are consistent with
their primary purpose; and the maintenance and improve-
ment of aquaria, buildings, and other facilities under the
jurisdiction of the Service and to which the United States
has title, and which are used pursuant to law in connection
with management and investigation of fish and wildlife re-

1 sources: *Provided*, That notwithstanding 44 U.S.C. 501,
 2 the Service may, under cooperative cost sharing and part-
 3 nership arrangements authorized by law, procure printing
 4 services from cooperators in connection with jointly pro-
 5 duced publications for which the cooperators share at least
 6 one-half the cost of printing either in cash or services and
 7 the Service determines the cooperator is capable of meet-
 8 ing accepted quality standards: *Provided further*, That the
 9 Service may accept donated aircraft as replacements for
 10 existing aircraft: *Provided further*, That notwithstanding
 11 any other provision of law, the Secretary of the Interior
 12 may not spend any of the funds appropriated in this Act
 13 for the purchase of lands or interests in lands to be used
 14 in the establishment of any new unit of the National Wild-
 15 life Refuge System unless the purchase is approved in ad-
 16 vance by the House and Senate Committees on Appropria-
 17 tions in compliance with the reprogramming procedures
 18 contained in Senate Report 105-56.

19 NATIONAL PARK SERVICE

20 OPERATION OF THE NATIONAL PARK SYSTEM

21 For expenses necessary for the management, oper-
 22 ation, and maintenance of areas and facilities adminis-
 23 tered by the National Park Service (including special road
 24 maintenance service to trucking permittees on a reimburs-
 25 able basis), and for the general administration of the Na-

1 tional Park Service, including not less than \$2,000,000
 2 for high priority projects within the scope of the approved
 3 budget which shall be carried out by the Youth Conserva-
 4 tion Corps as authorized by 16 U.S.C. 1706,
 5 \$1,425,617,000 (increased by \$10,000,000) (increased by
 6 \$66,500,000), of which \$8,727,000 for research, planning
 7 and interagency coordination in support of land acquisi-
 8 tion for Everglades restoration shall remain available until
 9 expended, and of which not to exceed \$7,000,000, to re-
 10 main available until expended, is to be derived from the
 11 special fee account established pursuant to title V, section
 12 5201 of Public Law 100-203.

13 NATIONAL RECREATION AND PRESERVATION

14 For expenses necessary to carry out recreation pro-
 15 grams, natural programs, cultural programs, heritage
 16 partnership programs, environmental compliance and re-
 17 view, international park affairs, statutory or contractual
 18 aid for other activities, and grant administration, not oth-
 19 erwise provided for, \$49,956,000, of which \$2,000,000
 20 shall be available to carry out the Urban Park and Recre-
 21 ation Recovery Act of 1978 (16 U.S.C. 2501 et seq.).

22 HISTORIC PRESERVATION FUND

23 For expenses necessary in carrying out the Historic
 24 Preservation Act of 1966, as amended (16 U.S.C. 470),
 25 and the Omnibus Parks and Public Lands Management

1 Act of 1996 (Public Law 104-333), \$41,347,000, to be
 2 derived from the Historic Preservation Fund, to remain
 3 available until September 30, 2002, of which \$7,177,000
 4 pursuant to section 507 of Public Law 104-333 shall re-
 5 main available until expended.

6 CONSTRUCTION

7 For construction, improvements, repair or replace-
 8 ment of physical facilities, including the modifications au-
 9 thorized by section 104 of the Everglades National Park
 10 Protection and Expansion Act of 1989, \$150,004,000, to
 11 remain available until expended.

12 LAND AND WATER CONSERVATION FUND

13 (RESCISSION)

14 The contract authority provided for fiscal year 2001
 15 by 16 U.S.C. 4601-10a is rescinded.

16 LAND ACQUISITION AND STATE ASSISTANCE

17 For expenses necessary to carry out the Land and
 18 Water Conservation Act of 1965, as amended (16 U.S.C.
 19 4601-4 through 11), including administrative expenses,
 20 and for acquisition of lands or waters, or interest therein,
 21 in accordance with the statutory authority applicable to
 22 the National Park Service, \$65,000,000 (increased by
 23 \$10,000,000) (increased by \$20,000,000), to be derived
 24 from the Land and Water Conservation Fund, to remain
 25 available until expended, of which \$21,000,000 (increased

1 by \$10,000,000) is for the State assistance program in-
2 cluding \$1,000,000 to administer the program, and of
3 which \$10,000,000 may be for State grants for land acqui-
4 sition in the State of Florida: *Provided*, That the
5 \$20,000,000 (increased by \$10,000,000) provided for
6 grants in the State assistance program shall be used solely
7 to acquire land for State and local parks for the benefit
8 of outdoor recreation: *Provided further*, That the Secretary
9 may provide Federal assistance to the State of Florida for
10 the acquisition of lands or waters, or interests therein,
11 within the Everglades watershed (consisting of lands and
12 waters within the boundaries of the South Florida Water
13 Management District, Florida Bay and the Florida Keys,
14 and excluding the Eight and One-Half Square Mile Area)
15 under terms and conditions deemed necessary by the Sec-
16 retary to improve and restore the hydrological function of
17 the Everglades watershed: *Provided further*, That funds
18 provided under this heading for assistance to the State
19 of Florida to acquire lands within the Everglades water-
20 shed are contingent upon new matching non-Federal funds
21 by the State and shall be subject to an agreement that
22 the lands to be acquired will be managed in perpetuity
23 for the restoration of the Everglades.

ADMINISTRATIVE PROVISIONS

Appropriations for the National Park Service shall be available for the purchase of not to exceed 340 passenger motor vehicles; of which 273 shall be for replacement only; including not to exceed 319 for police-type use; 12 buses; and 9 ambulances: *Provided*, That none of the funds appropriated to the National Park Service may be used to process any grant or contract documents which do not include the text of 18 U.S.C. 1913: *Provided further*, That none of the funds appropriated to the National Park Service may be used to implement an agreement for the redevelopment of the southern end of Ellis Island until such agreement has been submitted to the Congress and shall not be implemented prior to the expiration of 30 calendar days (not including any day in which either House of Congress is not in session because of adjournment of more than three calendar days to a day certain) from the receipt by the Speaker of the House of Representatives and the President of the Senate of a full and comprehensive report on the development of the southern end of Ellis Island; including the facts and circumstances relied upon in support of the proposed project.

None of the funds in this Act may be spent by the National Park Service for activities taken in direct response to the United Nations Biodiversity Convention.

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

8 UNITED STATES GEOLOGICAL SURVEY

9 SURVEYS, INVESTIGATIONS, AND RESEARCH

10 For expenses necessary for the United States Geo-
11 logical Survey to perform surveys, investigations, and re-
12 search covering topography, geology, hydrology, biology,
13 and the mineral and water resources of the United States,
14 its territories and possessions, and other areas as author-
15 ized by ~~43~~ U.S.C. ~~31~~, ~~1332~~, and ~~1340~~; classify lands as
16 to their mineral and water resources; give engineering su-
17 pervision to power permittees and Federal Energy Regu-
18 latory Commission licensees; administer the minerals ex-
19 ploration program (~~30~~ U.S.C. ~~641~~); and publish and dis-
20 seminate data relative to the foregoing activities; and to
21 conduct inquiries into the economic conditions affecting
22 mining and materials processing industries (~~30~~ U.S.C. ~~3~~,
23 ~~21a~~, and ~~1603~~; ~~50~~ U.S.C. ~~98g(1)~~) and related purposes
24 as authorized by law and to publish and disseminate data,
25 \$816,676,000, of which \$60,553,000 shall be available

1 only for cooperation with States or municipalities for
 2 water resources investigations; and of which \$16,400,000
 3 shall remain available until expended for conducting in-
 4 quires into the economic conditions affecting mining and
 5 materials processing industries; and of which \$32,763,000
 6 shall be available until September 30, 2002 for the oper-
 7 ation and maintenance of facilities and deferred mainte-
 8 nance; and of which \$140,416,000 shall be available until
 9 September 30, 2002 for the biological research activity
 10 and the operation of the Cooperative Research Units: *Pro-*
 11 *vided*, That none of these funds provided for the biological
 12 research activity shall be used to conduct new surveys on
 13 private property, unless specifically authorized in writing
 14 by the property owner: *Provided further*, That no part of
 15 this appropriation shall be used to pay more than one-
 16 half the cost of topographic mapping or water resources
 17 data collection and investigations carried on in cooperation
 18 with States and municipalities.

19 ADMINISTRATIVE PROVISIONS

20 The amount appropriated for the United States Geo-
 21 logical Survey shall be available for the purchase of not
 22 to exceed 53 passenger motor vehicles; of which 48 are
 23 for replacement only; reimbursement to the General Serv-
 24 ices Administration for security guard services; reimburse-
 25 ment to the United States Fish and Wildlife Service

1 (FWS) for Refuge Revenue Sharing payments made by
 2 FWS to local entities for the FWS real property trans-
 3 ferred to the Geological Survey; contracting for the fur-
 4 nishing of topographic maps and for the making of geo-
 5 physical or other specialized surveys when it is administra-
 6 tively determined that such procedures are in the public
 7 interest; construction and maintenance of necessary build-
 8 ings and appurtenant facilities; acquisition of lands for
 9 gauging stations and observation wells; expenses of the
 10 United States National Committee on Geology; and pay-
 11 ment of compensation and expenses of persons on the rolls
 12 of the Survey duly appointed to represent the United
 13 States in the negotiation and administration of interstate
 14 compacts: *Provided*, That activities funded by appropria-
 15 tions herein made may be accomplished through the use
 16 of contracts, grants, or cooperative agreements as defined
 17 in 31 U.S.C. 6302 et seq.

18 MINERALS MANAGEMENT SERVICE

19 ROYALTY AND OFFSHORE MINERALS MANAGEMENT

20 For expenses necessary for minerals leasing and envi-
 21 ronmental studies; regulation of industry operations; and
 22 collection of royalties; as authorized by law; for enforcing
 23 laws and regulations applicable to oil, gas, and other min-
 24 erals leases, permits, licenses and operating contracts; and
 25 for matching grants or cooperative agreements; including

1 the purchase of not to exceed eight passenger motor vehi-
2 cles for replacement only, \$127,200,000, of which
3 \$84,362,000, shall be available for royalty management
4 activities; and an amount not to exceed \$107,000,000, to
5 be credited to this appropriation and to remain available
6 until expended, from additions to receipts resulting from
7 increases to rates in effect on August 5, 1993, from rate
8 increases to fee collections for Outer Continental Shelf ad-
9 ministrative activities performed by the Minerals Manage-
10 ment Service over and above the rates in effect on Sep-
11 tember 30, 1993, and from additional fees for Outer Con-
12 tinental Shelf administrative activities established after
13 September 30, 1993: *Provided*, That to the extent
14 \$107,000,000 in additions to receipts are not realized
15 from the sources of receipts stated above, the amount
16 needed to reach \$107,000,000 shall be credited to this ap-
17 propriation from receipts resulting from rental rates for
18 Outer Continental Shelf leases in effect before August 5,
19 1993: *Provided further*, That \$3,000,000 for computer ac-
20 quisitions shall remain available until September 30,
21 2002: *Provided further*, That funds appropriated under
22 this Act shall be available for the payment of interest in
23 accordance with 30 U.S.C. 1721(b) and (d): *Provided fur-*
24 *ther*, That not to exceed \$3,000 shall be available for rea-
25 sonable expenses related to promoting volunteer beach and

1 marine cleanup activities: *Provided further*, That notwith-
 2 standing any other provision of law, \$15,000 under this
 3 heading shall be available for refunds of overpayments in
 4 connection with certain Indian leases in which the Direc-
 5 tor of the Minerals Management Service (MMS) concurred
 6 with the claimed refund due; to pay amounts owed to In-
 7 dian allottees or tribes; or to correct prior unrecoverable
 8 erroneous payments: *Provided further*, That MMS may
 9 under the royalty-in-kind pilot program use a portion of
 10 the revenues from royalty-in-kind sales, without regard to
 11 fiscal year limitation, to pay for transportation to whole-
 12 sale market centers and processing of royalty production
 13 taken in kind: *Provided further*, That MMS shall analyze
 14 and document the expected return in advance of any roy-
 15 alty-in-kind sales to assure to the maximum extent prac-
 16 ticable that royalty income under the pilot program is
 17 equal to or greater than royalty income recognized under
 18 a comparable royalty-in-value program.

19 OIL SPILL RESEARCH

20 For necessary expenses to carry out title I, section
 21 1016, title IV, sections 4202 and 4303, title VII, and title
 22 VIII, section 8201 of the Oil Pollution Act of 1990,
 23 \$6,118,000, which shall be derived from the Oil Spill Li-
 24 ability Trust Fund, to remain available until expended.

21 ~~ABANDONED MINE RECLAMATION FUND~~

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1 ment only, \$197,873,000, to be derived from receipts of
2 the Abandoned Mine Reclamation Fund and to remain
3 available until expended; of which up to \$8,000,000, to
4 be derived from the Federal Expenses Share of the Fund;
5 shall be for supplemental grants to States for the reclama-
6 tion of abandoned sites with acid mine rock drainage from
7 coal mines; and for associated activities; through the Ap-
8 palachian Clean Streams Initiative: *Provided*, That grants
9 to minimum program States will be \$1,500,000 per State
10 in fiscal year 2000: *Provided further*, That of the funds
11 herein provided up to \$18,000,000 may be used for the
12 emergency program authorized by section 410 of Public
13 Law 95-87, as amended, of which no more than 25 per-
14 cent shall be used for emergency reclamation projects in
15 any one State and funds for federally administered emer-
16 gency reclamation projects under this proviso shall not ex-
17 ceed \$11,000,000: *Provided further*, That prior year unob-
18 ligated funds appropriated for the emergency reclamation
19 program shall not be subject to the 25 percent limitation
20 per State and may be used without fiscal year limitation
21 for emergency projects: *Provided further*, That pursuant
22 to Public Law 97-365, the Department of the Interior is
23 authorized to use up to 20 percent from the recovery of
24 the delinquent debt owed to the United States Government
25 to pay for contracts to collect these debts: *Provided fur-*

1 ~~ther~~, That funds made available under title IV of Public
 2 Law 95—87 may be used for any required non-Federal
 3 share of the cost of projects funded by the Federal Gov-
 4 ernment for the purpose of environmental restoration re-
 5 lated to treatment or abatement of acid mine drainage
 6 from abandoned mines: *Provided further*, That such
 7 projects must be consistent with the purposes and prior-
 8 ities of the Surface Mining Control and Reclamation Act:
 9 *Provided further*, That from the funds provided herein, in
 10 addition to the amount granted to the Commonwealth of
 11 Pennsylvania under Sections 402(g)(1) and 402(g)(5) of
 12 the Surface Mining Control and Reclamation Act, an addi-
 13 tional \$2,000,000 shall be made available to the Common-
 14 wealth of Pennsylvania to reclaim abandoned coal mine
 15 sites and for acid mine drainage remediation caused by
 16 past coal mining practices: *Provided further*, That the ad-
 17 ditional funds are to be used to address such problems
 18 in the anthracite region of Pennsylvania.

19 BUREAU OF INDIAN AFFAIRS

20 OPERATION OF INDIAN PROGRAMS

21 For expenses necessary for the operation of Indian
 22 programs, as authorized by law, including the Snyder Act
 23 of November 2, 1921 (25 U.S.C. 13), the Indian Self-De-
 24 termination and Education Assistance Act of 1975 (25
 25 U.S.C. 450 et seq.), as amended, the Education Amend-

1 ments of 1978 (25 U.S.C. 2001–2019), and the Tribally
2 Controlled Schools Act of 1988 (25 U.S.C. 2501 et seq.),
3 as amended, \$1,657,446,000, to remain available until
4 September 30, 2002 except as otherwise provided herein,
5 of which not to exceed \$93,225,000 shall be for welfare
6 assistance payments and notwithstanding any other provi-
7 sion of law, including but not limited to the Indian Self-
8 Determination Act of 1975, as amended, not to exceed
9 \$125,229,000 shall be available for payments to tribes and
10 tribal organizations for contract support costs associated
11 with ongoing contracts, grants, compacts, or annual fund-
12 ing agreements entered into with the Bureau prior to or
13 during fiscal year 2001, as authorized by such Act, except
14 that tribes and tribal organizations may use their tribal
15 priority allocations for unmet indirect costs of ongoing
16 contracts, grants, or compacts, or annual funding agree-
17 ments and for unmet welfare assistance costs; and of
18 which not to exceed \$406,010,000 for school operations
19 costs of Bureau-funded schools and other education pro-
20 grams shall become available on July 1, 2001, and shall
21 remain available until September 30, 2002; and of which
22 not to exceed \$39,722,000 shall remain available until ex-
23 pended for housing improvement, road maintenance, at-
24 torney fees, litigation support, self-governance grants, the
25 Indian Self-Determination Fund, land records improve-

1 ment, and the Navajo-Hopi Settlement Program: *Pro-*
2 *vided*, That notwithstanding any other provision of law,
3 including but not limited to the Indian Self-Determination
4 Act of 1975, as amended, and 25 U.S.C. 2008, not to ex-
5 ceed \$42,160,000 within and only from such amounts
6 made available for school operations shall be available to
7 tribes and tribal organizations for administrative cost
8 grants associated with the operation of Bureau-funded
9 schools: *Provided further*, That any forestry funds allo-
10 cated to a tribe which remain unobligated as of September
11 30, 2002, may be transferred during fiscal year 2003 to
12 an Indian forest land assistance account established for
13 the benefit of such tribe within the tribe's trust fund ac-
14 count: *Provided further*, That any such unobligated bal-
15 ances not so transferred shall expire on September 30,
16 2003.

17 CONSTRUCTION

18 For construction, repair, improvement, and mainte-
19 nance of irrigation and power systems, buildings, utilities,
20 and other facilities, including architectural and engineer-
21 ing services by contract; acquisition of lands, and interests
22 in lands; and preparation of lands for farming, and for
23 construction of the Navajo Indian Irrigation Project pur-
24 suant to Public Law 87-483, \$184,404,000, to remain
25 available until expended: *Provided*, That such amounts as

1 may be available for the construction of the Navajo Indian
 2 Irrigation Project may be transferred to the Bureau of
 3 Reclamation: *Provided further*, That not to exceed 6 per-
 4 cent of contract authority available to the Bureau of In-
 5 dian Affairs from the Federal Highway Trust Fund may
 6 be used to cover the road program management costs of
 7 the Bureau: *Provided further*, That any funds provided for
 8 the Safety of Dams program pursuant to 25 U.S.C. 13
 9 shall be made available on a nonreimbursable basis: *Pro-*
 10 *vided further*, That for fiscal year 2001, in implementing
 11 new construction or facilities improvement and repair
 12 project grants in excess of \$100,000 that are provided to
 13 tribally controlled grant schools under Public Law 100-
 14 297, as amended, the Secretary of the Interior shall use
 15 the Administrative and Audit Requirements and Cost
 16 Principles for Assistance Programs contained in 43 CFR
 17 part 12 as the regulatory requirements: *Provided further*,
 18 That such grants shall not be subject to section 12.61 of
 19 43 CFR; the Secretary and the grantee shall negotiate and
 20 determine a schedule of payments for the work to be per-
 21 formed: *Provided further*, That in considering applications,
 22 the Secretary shall consider whether the Indian tribe or
 23 tribal organization would be deficient in assuring that the
 24 construction projects conform to applicable building stand-
 25 ards and codes and Federal, tribal, or State health and

1 safety standards as required by ~~25 U.S.C. 2005(a)~~, with
 2 respect to organizational and financial management capa-
 3 bilities: *Provided further*, That if the Secretary declines an
 4 application, the Secretary shall follow the requirements
 5 contained in ~~25 U.S.C. 2505(f)~~: *Provided further*, That
 6 any disputes between the Secretary and any grantee con-
 7 cerning a grant shall be subject to the disputes provision
 8 in ~~25 U.S.C. 2508(e)~~.

9 INDIAN LAND AND WATER CLAIM SETTLEMENTS AND
 10 MISCELLANEOUS PAYMENTS TO INDIANS

11 For miscellaneous payments to Indian tribes and in-
 12 dividuals and for necessary administrative expenses,
 13 ~~\$34,026,000~~, to remain available until expended; of which
 14 ~~\$25,149,000~~ shall be available for implementation of en-
 15 acted Indian land and water claim settlements pursuant
 16 to Public Laws ~~101-618~~ and ~~102-575~~, and for implemen-
 17 tation of other enacted water rights settlements; of which
 18 ~~\$8,000,000~~ shall be available for Tribal compact adminis-
 19 tration, economic development and future water supplies
 20 facilities under Public Law ~~106-163~~, and of which
 21 ~~\$877,000~~ shall be available pursuant to Public Laws ~~99-~~
 22 ~~264~~ and ~~100-580~~.

23 INDIAN GUARANTEED LOAN PROGRAM ACCOUNT

24 For the cost of guaranteed loans, ~~\$4,500,000~~, as au-
 25 thorized by the Indian Financing Act of 1974, as amend-

1 ed: *Provided*, That such costs, including the cost of modi-
2 fying such loans, shall be as defined in section 502 of the
3 Congressional Budget Act of 1974: *Provided further*, That
4 these funds are available to subsidize total loan principal,
5 any part of which is to be guaranteed, not to exceed
6 \$59,682,000.

7 In addition, for administrative expenses to carry out
8 the guaranteed loan programs, \$485,000.

9 ADMINISTRATIVE PROVISIONS

10 The Bureau of Indian Affairs may carry out the oper-
11 ation of Indian programs by direct expenditure, contracts,
12 cooperative agreements, compacts and grants, either di-
13 rectly or in cooperation with States and other organiza-
14 tions.

15 Appropriations for the Bureau of Indian Affairs (ex-
16 cept the revolving fund for loans, the Indian loan guar-
17 antee and insurance fund, and the Indian Guaranteed
18 Loan Program account) shall be available for expenses of
19 exhibits, and purchase of not to exceed 229 passenger
20 motor vehicles, of which not to exceed 187 shall be for
21 replacement only.

22 Notwithstanding any other provision of law, no funds
23 available to the Bureau of Indian Affairs for central office
24 operations, pooled overhead general administration (except
25 facilities operations and maintenance), or provided to im-

1 plement the recommendations of the National Academy of
2 Public Administration's August 1999 report shall be avail-
3 able for tribal contracts, grants, compacts, or cooperative
4 agreements with the Bureau of Indian Affairs under the
5 provisions of the Indian Self-Determination Act or the
6 Tribal Self-Governance Act of 1994 (Public Law 103-
7 413).

8 In the event any tribe returns appropriations made
9 available by this Act to the Bureau of Indian Affairs for
10 distribution to other tribes, this action shall not diminish
11 the Federal Government's trust responsibility to that
12 tribe, or the government-to-government relationship be-
13 tween the United States and that tribe, or that tribe's abil-
14 ity to access future appropriations.

15 Notwithstanding any other provision of law, no funds
16 available to the Bureau, other than the amounts provided
17 herein for assistance to public schools under 25 U.S.C.
18 452 et seq., shall be available to support the operation of
19 any elementary or secondary school in the State of Alaska.

20 Appropriations made available in this or any other
21 Act for schools funded by the Bureau shall be available
22 only to the schools in the Bureau school system as of Sep-
23 tember 1, 1996. No funds available to the Bureau shall
24 be used to support expanded grades for any school or dor-
25 mitory beyond the grade structure in place or approved

1 by the Secretary of the Interior at each school in the Bu-
2 reau school system as of October 1, 1995. Funds made
3 available under this Act may not be used to establish a
4 charter school at a Bureau-funded school (as that term
5 is defined in section 1146 of the Education Amendments
6 of 1978 (25 U.S.C. 2026)), except that a charter school
7 that is in existence on the date of the enactment of this
8 Act and that has operated at a Bureau-funded school be-
9 fore September 1, 1999, may continue to operate during
10 that period, but only if the charter school pays to the Bu-
11 reau a pro-rata share of funds to reimburse the Bureau
12 for the use of the real and personal property (including
13 buses and vans); the funds of the charter school are kept
14 separate and apart from Bureau funds; and the Bureau
15 does not assume any obligation for charter school pro-
16 grams of the State in which the school is located if the
17 charter school loses such funding. Employees of Bureau-
18 funded schools sharing a campus with a charter school and
19 performing functions related to the charter school's oper-
20 ation and employees of a charter school shall not be treat-
21 ed as Federal employees for purposes of chapter 171 of
22 title 28, United States Code (commonly known as the
23 "Federal Tort Claims Act"). Not later than June 15,
24 2001, the Secretary of the Interior shall evaluate the effec-
25 tiveness of Bureau-funded schools sharing facilities with

1 charter schools in the manner described in the preceding
2 sentence and prepare and submit a report on the finding
3 of that evaluation to the Committees on Appropriations
4 of the Senate and of the House.

5 DEPARTMENTAL OFFICES

6 INSULAR AFFAIRS

7 ASSISTANCE TO TERRITORIES

8 For expenses necessary for assistance to territories
9 under the jurisdiction of the Department of the Interior,
10 \$69,471,000, of which: (1) \$65,076,000 shall be available
11 until expended for technical assistance, including mainte-
12 nance assistance, disaster assistance, insular management
13 controls, coral reef initiative activities, and brown tree
14 snake control and research; grants to the judiciary in
15 American Samoa for compensation and expenses, as au-
16 thorized by law (48 U.S.C. 1661(c)); grants to the Govern-
17 ment of American Samoa, in addition to current local rev-
18 enues, for construction and support of governmental func-
19 tions; grants to the Government of the Virgin Islands as
20 authorized by law; grants to the Government of Guam,
21 as authorized by law; and grants to the Government of
22 the Northern Mariana Islands as authorized by law (Pub-
23 lie Law 94-241; 90 Stat. 272); and (2) \$4,395,000 shall
24 be available for salaries and expenses of the Office of Insu-
25 lar Affairs: *Provided*, That all financial transactions of the

1 territorial and local governments herein provided for, in-
2 cluding such transactions of all agencies or instrumental-
3 ities established or used by such governments, may be au-
4 dited by the General Accounting Office, at its discretion,
5 in accordance with chapter 35 of title 31, United States
6 Code: *Provided further*, That Northern Mariana Islands
7 Covenant grant funding shall be provided according to
8 those terms of the Agreement of the Special Representa-
9 tives on Future United States Financial Assistance for the
10 Northern Mariana Islands approved by Public Law 104-
11 134: *Provided further*, That of the amounts provided for
12 technical assistance, not to exceed \$300,000 may be made
13 available for transfer to the Disaster Assistance Direct
14 Loan Program Account of the Federal Emergency Man-
15 agement Agency for the purpose of covering the cost of
16 forgiving a portion of the obligation of the Government
17 of the Virgin Islands to pay interest which has accrued
18 on Community Disaster Loan 841 during fiscal year 2000,
19 as required by section 504 of the Congressional Budget
20 Act of 1974, as amended (2 U.S.C. 661e): *Provided fur-*
21 *ther*, That of the amounts provided for technical assist-
22 ance, sufficient funding shall be made available for a grant
23 to the Close Up Foundation: *Provided further*, That of the
24 amounts provided for technical assistance, the amount of
25 \$700,000 shall be made available to the Prior Service Ben-

1 efits Trust Fund for its program of benefit payments to
2 individuals: *Provided further*, That none of this amount
3 shall be used for administrative expenses of the Prior
4 Service Benefits Trust Fund: *Provided further*, That the
5 funds for the program of operations and maintenance im-
6 provement are appropriated to institutionalize routine op-
7 erations and maintenance improvement of capital infra-
8 structure in American Samoa, Guam, the Virgin Islands,
9 the Commonwealth of the Northern Mariana Islands, the
10 Republic of Palau, the Republic of the Marshall Islands,
11 and the Federated States of Micronesia through assess-
12 ments of long-range operations maintenance needs, im-
13 proved capability of local operations and maintenance in-
14 stitutions and agencies (including management and voca-
15 tional education training), and project-specific mainte-
16 nance (with territorial participation and cost sharing to
17 be determined by the Secretary based on the individual
18 territory's commitment to timely maintenance of its cap-
19 ital assets): *Provided further*, That any appropriation for
20 disaster assistance under this heading in this Act or pre-
21 vious appropriations Acts may be used as non-Federal
22 matching funds for the purpose of hazard mitigation
23 grants provided pursuant to section 404 of the Robert T.
24 Stafford Disaster Relief and Emergency Assistance Act
25 (42 U.S.C. 5170c).

1 COMPACT OF FREE ASSOCIATION

2 For economic assistance and necessary expenses for
3 the Federated States of Micronesia and the Republic of
4 the Marshall Islands as provided for in sections 122, 221,
5 223, 232, and 233 of the Compact of Free Association,
6 and for economic assistance and necessary expenses for
7 the Republic of Palau as provided for in sections 122, 221,
8 223, 232, and 233 of the Compact of Free Association,
9 \$20,745,000, to remain available until expended, as au-
10 thorized by Public Law 99-239 and Public Law 99-658.

11 DEPARTMENTAL MANAGEMENT

12 SALARIES AND EXPENSES

13 For necessary expenses for management of the De-
14 partment of the Interior, \$62,406,000, of which not to ex-
15 ceed \$8,500 may be for official reception and representa-
16 tion expenses and of which up to \$1,000,000 shall be
17 available for workers compensation payments and unem-
18 ployment compensation payments associated with the or-
19 derly closure of the United States Bureau of Mines.

20 OFFICE OF THE SOLICITOR

21 SALARIES AND EXPENSES

22 For necessary expenses of the Office of the Solicitor,
23 \$40,196,000.

1 OFFICE OF INSPECTOR GENERAL

2 SALARIES AND EXPENSES

3 For necessary expenses of the Office of Inspector
4 General, \$26,086,000.

5 OFFICE OF SPECIAL TRUSTEE FOR AMERICAN INDIANS

6 FEDERAL TRUST PROGRAMS

7 For operation of trust programs for Indians by direct
8 expenditure, contracts, cooperative agreements, compacts,
9 and grants, \$82,428,000, to remain available until ex-
10 pended: *Provided*, That funds for trust management im-
11 provements may be transferred, as needed, to the Bureau
12 of Indian Affairs "Operation of Indian Programs" account
13 and to the Departmental Management "Salaries and Ex-
14 penses" account: *Provided further*, That funds made avail-
15 able to tribes and tribal organizations through contracts
16 or grants obligated during fiscal year 2001, as authorized
17 by the Indian Self-Determination Act of 1975 (25 U.S.C.
18 450 et seq.), shall remain available until expended by the
19 contractor or grantee: *Provided further*, That notwith-
20 standing any other provision of law, the statute of limita-
21 tions shall not commence to run on any claim, including
22 any claim in litigation pending on the date of the enact-
23 ment of this Act, concerning losses to or mismanagement
24 of trust funds, until the affected tribe or individual Indian
25 has been furnished with an accounting of such funds from

1 which the beneficiary can determine whether there has
2 been a loss: *Provided further*, That notwithstanding any
3 other provision of law, the Secretary shall not be required
4 to provide a quarterly statement of performance for any
5 Indian trust account that has not had activity for at least
6 18 months and has a balance of \$1.00 or less: *Provided*
7 *further*, That the Secretary shall issue an annual account
8 statement and maintain a record of any such accounts and
9 shall permit the balance in each such account to be with-
10 drawn upon the express written request of the account
11 holder.

12 INDIAN LAND CONSOLIDATION

13 For implementation of a program for consolidation
14 of fractional interests in Indian Lands and expenses asso-
15 ciated with redetermining and redistributing escalated in-
16 terests in allotted lands by direct expenditure or coopera-
17 tive agreement, \$5,000,000 to remain available until ex-
18 pended and which may be transferred to the Bureau of
19 Indian Affairs and Departmental Management, of which
20 not to exceed \$500,000 shall be available for administra-
21 tive expenses: *Provided*, That the Secretary may enter into
22 a cooperative agreement, which shall not be subject to
23 Public law 93-638, as amended, with a tribe having juris-
24 diction over the reservation to implement the program to
25 acquire fractional interests on behalf of such tribe: *Pro-*

1 *vided further*, That the Secretary may develop a reserva-
 2 tion-wide system for establishing the fair market value of
 3 various types of lands and improvements to govern the
 4 amounts offered for acquisition of fractional interests:
 5 *Provided further*, That acquisitions shall be limited to one
 6 or more reservations as determined by the Secretary: *Pro-*
 7 *vided further*, That funds shall be available for acquisition
 8 of fractional interests in trust or restricted lands with the
 9 consent of its owners and at fair market value, and the
 10 Secretary shall hold in trust for such tribe all interests
 11 acquired pursuant to this program: *Provided further*, That
 12 all proceeds from any lease, resource sale contract, right-
 13 of-way or other transaction derived from the fractional in-
 14 terests shall be credited to this appropriation, and remain
 15 available until expended, until the purchase price paid by
 16 the Secretary under this appropriation has been recovered
 17 from such proceeds: *Provided further*, That once the pur-
 18 chase price has been recovered, all subsequent proceeds
 19 shall be managed by the Secretary for the benefit of the
 20 applicable tribe or paid directly to the tribe.

21 NATURAL RESOURCE DAMAGE ASSESSMENT AND
 22 RESTORATION

23 NATURAL RESOURCE DAMAGE ASSESSMENT FUND

24 To conduct natural resource damage assessment ac-
 25 tivities by the Department of the Interior necessary to

1 carry out the provisions of the Comprehensive Environ-
 2 mental Response, Compensation, and Liability Act, as
 3 amended (~~42 U.S.C. 9601 et seq.~~), Federal Water Pollu-
 4 tion Control Act, as amended (~~33 U.S.C. 1251 et seq.~~),
 5 the Oil Pollution Act of 1990 (Public Law 101-380) (~~33~~
 6 ~~U.S.C. 2701 et seq.~~), and Public Law 101-337, as amend-
 7 ed (~~16 U.S.C. 19jj et seq.~~), \$5,374,000, to remain avail-
 8 able until expended.

9 ADMINISTRATIVE PROVISIONS

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

SEC. 102. The Secretary may authorize the expenditure or transfer of any no year appropriation in this title, in addition to the amounts included in the budget programs of the several agencies, for the suppression or emergency prevention of wildland fires on or threatening lands under the jurisdiction of the Department of the Interior, for the emergency rehabilitation of burned-over lands

1 under its jurisdiction; for emergency actions related to po-
2 tential or actual earthquakes, floods, volcanoes, storms, or
3 other unavoidable causes; for contingency planning subse-
4 quent to actual oil spills; for response and natural resource
5 damage assessment activities related to actual oil spills;
6 for the prevention, suppression, and control of actual or
7 potential grasshopper and Mormon cricket outbreaks on
8 lands under the jurisdiction of the Secretary, pursuant to
9 the authority in section 1773(b) of Public Law 99-198
10 (99 Stat. 1658); for emergency reclamation projects under
11 section 410 of Public Law 95-87; and shall transfer, from
12 any no year funds available to the Office of Surface Min-
13 ing Reclamation and Enforcement, such funds as may be
14 necessary to permit assumption of regulatory authority in
15 the event a primary State is not carrying out the regu-
16 latory provisions of the Surface Mining Act: *Provided*,
17 That appropriations made in this title for wildland fire
18 operations shall be available for the payment of obligations
19 incurred during the preceding fiscal year, and for reim-
20 bursement to other Federal agencies for destruction of ve-
21 hicles, aircraft, or other equipment in connection with
22 their use for wildland fire operations; such reimbursement
23 to be credited to appropriations currently available at the
24 time of receipt thereof: *Provided further*, That for wildland
25 fire operations, no funds shall be made available under

1 this authority until the Secretary determines that funds
2 appropriated for “wildland fire operations” shall be ex-
3 hausted within thirty days: *Provided further*, That all
4 funds used pursuant to this section are hereby designated
5 by Congress to be “emergency requirements” pursuant to
6 section 251(b)(2)(A) of the Balanced Budget and Emer-
7 gency Deficit Control Act of 1985, and must be replen-
8 ished by a supplemental appropriation which must be re-
9 quested as promptly as possible: *Provided further*, That
10 such replenishment funds shall be used to reimburse, on
11 a pro rata basis, accounts from which emergency funds
12 were transferred.

13 SEC. 103. Appropriations made in this title shall be
14 available for operation of warehouses, garages, shops, and
15 similar facilities, wherever consolidation of activities will
16 contribute to efficiency or economy, and said appropria-
17 tions shall be reimbursed for services rendered to any
18 other activity in the same manner as authorized by sec-
19 tions 1535 and 1536 of title 31, United States Code: *Pro-*
20 *vided*, That reimbursements for costs and supplies, mate-
21 rials, equipment, and for services rendered may be cred-
22 ited to the appropriation current at the time such reim-
23 bursements are received.

24 SEC. 104. Appropriations made to the Department
25 of the Interior in this title shall be available for services

1 as authorized by ~~5 U.S.C. 3109~~, when authorized by the
2 Secretary, in total amount not to exceed \$500,000; hire,
3 maintenance, and operation of aircraft; hire of passenger
4 motor vehicles; purchase of reprints; payment for tele-
5 phone service in private residences in the field, when au-
6 thorized under regulations approved by the Secretary; and
7 the payment of dues, when authorized by the Secretary,
8 for library membership in societies or associations which
9 issue publications to members only or at a price to mem-
10 bers lower than to subscribers who are not members.

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

15 ~~SEC. 106.~~ Annual appropriations made in this title
16 shall be available for obligation in connection with con-
17 tracts issued for services or rentals for periods not in ex-
18 cess of ~~12~~ months beginning at any time during the fiscal
19 year.

20 ~~SEC. 107.~~ No funds provided in this title may be ex-
21 pended by the Department of the Interior for the conduct
22 of offshore leasing and related activities placed under re-
23 striction in the President's moratorium statement of June
24 26, 1990, in the areas of northern, central, and southern
25 California; the North Atlantic; Washington and Oregon;

1 and the eastern Gulf of Mexico south of 26 degrees north
2 latitude and east of 86 degrees west longitude.

3 ~~SEC. 108. No funds provided in this title may be ex-~~
4 ~~pended by the Department of the Interior for the conduct~~
5 ~~of offshore oil and natural gas preleasing, leasing, and re-~~
6 ~~lated activities, on lands within the North Aleutian Basin~~
7 ~~planning area.~~

8 ~~SEC. 109. No funds provided in this title may be ex-~~
9 ~~pended by the Department of the Interior to conduct off-~~
10 ~~shore oil and natural gas preleasing, leasing and related~~
11 ~~activities in the eastern Gulf of Mexico planning area for~~
12 ~~any lands located outside Sale 181, as identified in the~~
13 ~~final Outer Continental Shelf 5-Year Oil and Gas Leasing~~
14 ~~Program, 1997-2002.~~

15 ~~SEC. 110. No funds provided in this title may be ex-~~
16 ~~pended by the Department of the Interior to conduct oil~~
17 ~~and natural gas preleasing, leasing and related activities~~
18 ~~in the Mid-Atlantic and South Atlantic planning areas.~~

19 ~~SEC. 111. Advance payments made under this title~~
20 ~~to Indian tribes,tribal organizations, and tribal consortia~~
21 ~~pursuant to the Indian Self-Determination and Education~~
22 ~~Assistance Act (25 U.S.C. 450 et seq.) or the Tribally~~
23 ~~Controlled Schools Act of 1988 (25 U.S.C. 2501 et seq.)~~
24 ~~may be invested by the Indian tribe, tribal organization,~~
25 ~~or consortium before such funds are expended for the pur-~~

1 poses of the grant, compact, or annual funding agreement
2 so long as such funds are—

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

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

15 SEC. 112. Notwithstanding any other provisions of
16 law, the National Park Service shall not develop or imple-
17 ment a reduced entrance fee program to accommodate
18 non-local travel through a unit. The Secretary may provide
19 for and regulate local non-recreational passage through
20 units of the National Park System, allowing each unit to
21 develop guidelines and permits for such activity appro-
22 priate to that unit.

23 SEC. 113. Refunds or rebates received on an on-going
24 basis from a credit card services provider under the De-
25 partment of the Interior's charge card programs, hereafter

1 may be deposited to and retained without fiscal year limi-
2 tation in the Departmental Working Capital Fund estab-
3 lished under 43 U.S.C. 1467 and used to fund manage-
4 ment initiatives of general benefit to the Department of
5 the Interior's bureaus and offices as determined by the
6 Secretary or his designee.

7 SEC. 114. Appropriations made in this title under the
8 headings Bureau of Indian Affairs and Office of Special
9 Trustee for American Indians and any available unobli-
10 gated balances from prior appropriations Acts made under
11 the same headings, shall be available for expenditure or
12 transfer for Indian trust management activities pursuant
13 to the Trust Management Improvement Project High
14 Level Implementation Plan.

15 SEC. 115. Notwithstanding any provision of law,
16 hereafter the Secretary of the Interior is authorized to ne-
17 gotiate and enter into agreements and leases, without re-
18 gard to section 321 of chapter 314 of the Act of June
19 30, 1932 (40 U.S.C. 303b), with any person, firm, asso-
20 ciation, organization, corporation, or governmental entity
21 for all or part of the property within Fort Baker adminis-
22 tered by the Secretary as part of Golden Gate National
23 Recreation Area. The proceeds of the agreements or leases
24 shall be retained by the Secretary and such proceeds shall
25 be available, without future appropriation, for the preser-

1 vation, restoration, operation, maintenance and interpre-
2 tation and related expenses incurred with respect to Fort
3 Baker properties.

4 ~~SEC. 116.~~ A grazing permit or lease that expires (or
5 is transferred) during fiscal year 2001 may be renewed
6 under section 402 of the Federal Land Policy and Man-
7 agement Act of 1976, as amended (43 U.S.C. 1752) or
8 if applicable, sections 306 and 510 of the California
9 Desert Protection Act (16 U.S.C. 410aaa–50). The terms
10 and conditions contained in the expiring permit or lease
11 may at the discretion of the Secretary continue in effect
12 under the new permit or lease until such time as the Sec-
13 retary of the Interior completes processing of such permit
14 or lease in compliance with all applicable laws and regula-
15 tions, at which time such permit or lease may be canceled,
16 suspended or modified, in whole or in part, to meet the
17 requirements of such applicable laws and regulations.
18 Nothing in this section shall be deemed to alter the Sec-
19 retary's statutory authority.

20 ~~SEC. 117.~~ Notwithstanding any other provision of
21 law, for the purpose of reducing the backlog of Indian pro-
22 bate cases in the Department of the Interior, the hearing
23 requirements of chapter 10 of title 25, United States
24 Code, are deemed satisfied by a proceeding conducted by
25 an Indian probate judge, appointed by the Secretary with-

1 out regard to the provisions of title 5, United States Code,
2 governing the appointments in the competitive service, for
3 such period of time as the Secretary determines necessary:
4 *Provided*, That the basic pay of an Indian probate judge
5 so appointed may be fixed by the Secretary without regard
6 to the provisions of chapter 51, and subchapter III of
7 chapter 53 of title 5, United States Code, governing the
8 classification and pay of General Schedule employees, ex-
9 cept that no such Indian probate judge may be paid at
10 a level which exceeds the maximum rate payable for the
11 highest grade of the General Schedule, including locality
12 pay.

13 SEC. 118. Notwithstanding any other provision of
14 law, the Secretary of the Interior is authorized to redis-
15 tribute any Tribal Priority Allocation funds, including
16 tribal base funds, to alleviate tribal funding inequities by
17 transferring funds to address identified, unmet needs,
18 dual enrollment, overlapping service areas or inaccurate
19 distribution methodologies. No tribe shall receive a reduc-
20 tion in Tribal Priority Allocation funds of more than 10
21 percent in fiscal year 2001. Under circumstances of dual
22 enrollment, overlapping service areas or inaccurate dis-
23 tribution methodologies, the 10 percent limitation does not
24 apply.

1 ~~SEC. 119.~~ None of the funds in this Act may be used
2 to establish a new National Wildlife Refuge in the Kan-
3 kakee River basin that is inconsistent with the United
4 States Army Corps of Engineers' efforts to control flood-
5 ing and siltation in that area. Written certification of con-
6 sistency shall be submitted to the House and Senate Com-
7 mittees on Appropriations prior to refuge establishment.

8 ~~SEC. 120.~~ The Great Marsh Trail at the Mason Neck
9 National Wildlife Refuge in Virginia is hereby named for
10 Joseph V. Gartlan, Jr. and shall hereafter be referred to
11 in any law, document, or records of the United States as
12 the "Joseph V. Gartlan, Jr. Great Marsh Trail".

13 ~~SEC. 121.~~ Funds appropriated for the Bureau of In-
14 dian Affairs for postsecondary schools for fiscal year 2001
15 shall be allocated among the schools proportionate to the
16 unmet need of the schools as determined by the Postsec-
17 ondary Funding Formula adopted by the Office of Indian
18 Education Programs.

19 ~~SEC. 122.~~ The amounts other wise provided by this
20 title are revised by reducing the amount made available
21 under the heading "NATIONAL PARK SERVICE—
22 CONSTRUCTION" by \$9,000,000 and by increasing the
23 amount made available under the heading "NATIONAL
24 PARK SERVICE—LAND ACQUISITION AND STATE

1 ASSISTANCE'' for acquisition of lands or waters, or in-
 2 terests therein, by \$9,000,000.

3 SEC. 123. Any limitation imposed under this Act on
 4 funds made available by this Act related to planning and
 5 management of national monuments, or activities related
 6 to the Interior Columbia Basin Ecosystem Management
 7 Plan shall not apply to any activity which is otherwise au-
 8 thorized by law.

9 TITLE II—RELATED AGENCIES

10 DEPARTMENT OF AGRICULTURE

11 FOREST SERVICE

12 FOREST AND RANGELAND RESEARCH

13 For necessary expenses of forest and rangeland re-
 14 search as authorized by law, \$224,966,000, to remain
 15 available until expended.

16 STATE AND PRIVATE FORESTRY

17 For necessary expenses of cooperating with and pro-
 18 viding technical and financial assistance to States, terri-
 19 tories, possessions, and others, and for forest health man-
 20 agement, cooperative forestry, and education and land
 21 conservation activities and conducting an international
 22 program as authorized, \$197,337,000 (reduced by
 23 \$500,000) (increased by \$500,000), to remain available
 24 until expended, as authorized by law: *Provided*, That none
 25 of the funds appropriated or otherwise made available by

1 this Act or otherwise available to the Secretary shall be
 2 used to carry out any activity related to the urban re-
 3 sources partnership or similar or successor programs.

4 NATIONAL FOREST SYSTEM

5 For necessary expenses of the Forest Service, not
 6 otherwise provided for, for management, protection, im-
 7 provement, and utilization of the National Forest System,
 8 \$1,207,545,000, to remain available until expended, which
 9 shall include 50 percent of all moneys received during
 10 prior fiscal years as fees collected under the Land and
 11 Water Conservation Fund Act of 1965, as amended, in
 12 accordance with section 4 of the Act (16 U.S.C. 460l-
 13 6a(i)): *Provided*, That unobligated balances available at
 14 the start of fiscal year 2001 shall be displayed by extended
 15 budget line item in the fiscal year 2002 budget justifica-
 16 tion.

17 WILDLAND FIRE MANAGEMENT

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, and for emergency
 22 rehabilitation of burned-over National Forest System
 23 lands and water, \$614,343,000 (increased by \$4,000,000),
 24 to remain available until expended: *Provided*, That such
 25 funds are available for repayment of advances from other

1 appropriations accounts previously transferred for such
 2 purposes: *Provided further*, That not less than 50 percent
 3 of any unobligated balances remaining (exclusive of
 4 amounts for hazardous fuels reduction) at the end of fiscal
 5 year 2000 shall be transferred, as repayment for post ad-
 6 vances that have not been repaid, to the fund established
 7 pursuant to section 3 of Public Law 71-319 (16 U.S.C.
 8 576 et seq.): *Provided further*, That notwithstanding any
 9 other provision of law, up to \$4,000,000 of funds appro-
 10 priated under this appropriation may be used for Fire
 11 Science Research in support of the Joint Fire Science Pro-
 12 gram: *Provided further*, That all authorities for the use
 13 of funds, including the use of contracts, grants, and coop-
 14 erative agreements, available to execute the Forest Service
 15 and Rangeland Research appropriation, are also available
 16 in the utilization of these funds for Fire Science Research.

17 CAPITAL IMPROVEMENT AND MAINTENANCE

18 For necessary expenses of the Forest Service, not
 19 otherwise provided for, \$424,466,000 (increased by
 20 \$10,000,000), to remain available until expended for con-
 21 struction, reconstruction, maintenance and acquisition of
 22 buildings and other facilities, and for construction, recon-
 23 struction, repair and maintenance of forest roads and
 24 trails by the Forest Service as authorized by 16 U.S.C.
 25 532-538 and 23 U.S.C. 101 and 205: *Provided*, That up

1 to \$15,000,000 of the funds provided herein for road
2 maintenance shall be available for the decommissioning of
3 roads, including unauthorized roads not part of the trans-
4 portation system, which are no longer needed: *Provided*
5 *further*, That no funds shall be expended to decommission
6 any system road until notice and an opportunity for public
7 comment has been provided on each decommissioning
8 project: *Provided further*, That any unobligated balances
9 of amounts previously appropriated to the Forest Service
10 “Construction”, “Reconstruction and Construction”, or
11 “Reconstruction and Maintenance” accounts as well as
12 any unobligated balances remaining in the “National For-
13 est System” account for the facility maintenance and trail
14 maintenance extended budget line items may be trans-
15 ferred to and merged with the “Capital Improvement and
16 Maintenance” account.

17 LAND ACQUISITION

18 For expenses necessary to carry out the provisions
19 of the Land and Water Conservation Fund Act of 1965,
20 as amended (16 U.S.C. 4601–4 through 11), including ad-
21 ministrative expenses, and for acquisition of land or wa-
22 ters, or interest therein, in accordance with statutory au-
23 thority applicable to the Forest Service, \$50,000,000 (and
24 in addition \$2,000,000, to be available to the Department
25 of the Interior for the acquisition of Cat Island, Mis-

1 sissippi), to be derived from the Land and Water Con-
 2 servation Fund, to remain available until expended.

3 ACQUISITION OF LANDS FOR NATIONAL FORESTS SPECIAL
 4 ACTS

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

11 ACQUISITION OF LANDS TO COMPLETE LAND EXCHANGES

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

18 RANGE BETTERMENT FUND

19 For necessary expenses of range rehabilitation, pro-
 20 tection, and improvement, 50 percent of all moneys re-
 21 ceived during the prior fiscal year, as fees for grazing do-
 22 mestic livestock on lands in National Forests in the 16
 23 Western States, pursuant to section 401(b)(1) of Public
 24 Law 94-579, as amended, to remain available until ex-
 25 pended, of which not to exceed 6 percent shall be available

1 for administrative expenses associated with on-the-ground
 2 range rehabilitation, protection, and improvements.

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

5 For expenses authorized by 16 U.S.C. 1643(b),
 6 \$92,000, to remain available until expended, to be derived
 7 from the fund established pursuant to the above Act.

8 ADMINISTRATIVE PROVISIONS, FOREST SERVICE

9 Appropriations to the Forest Service for the current
 10 fiscal year shall be available for: (1) purchase of not to
 11 exceed 132 passenger motor vehicles of which 13 will be
 12 used primarily for law enforcement purposes and of which
 13 129 shall be for replacement; acquisition of 25 passenger
 14 motor vehicles from excess sources; and hire of such vehi-
 15 cles; operation and maintenance of aircraft, the purchase
 16 of not to exceed six for replacement only; and acquisition
 17 of sufficient aircraft from excess sources to maintain the
 18 operable fleet at 192 aircraft for use in Forest Service
 19 wildland fire programs and other Forest Service programs;
 20 notwithstanding other provisions of law, existing aircraft
 21 being replaced may be sold, with proceeds derived or
 22 trade-in value used to offset the purchase price for the
 23 replacement aircraft; (2) services pursuant to 7 U.S.C.
 24 2225, and not to exceed \$100,000 for employment under
 25 5 U.S.C. 3109; (3) purchase, erection, and alteration of

1 buildings and other public improvements (7 U.S.C. 2250);
2 (4) acquisition of land, waters, and interests therein, pur-
3 suant to 7 U.S.C. 428a; (5) for expenses pursuant to the
4 Volunteers in the National Forest Act of 1972 (16 U.S.C.
5 558a, 558d, and 558a note); (6) the cost of uniforms as
6 authorized by 5 U.S.C. 5901–5902; and (7) for debt col-
7 lection contracts in accordance with 31 U.S.C. 3718(c).

8 None of the funds made available under this Act shall
9 be obligated or expended to abolish any region, to move
10 or close any regional office for National Forest System
11 administration of the Forest Service, Department of Agri-
12 culture without the consent of the House and Senate Com-
13 mittees on Appropriations.

14 Any appropriations or funds available to the Forest
15 Service may be transferred to the Wildland Fire Manage-
16 ment appropriation for forest firefighting, emergency re-
17 habilitation of burned-over or damaged lands or waters
18 under its jurisdiction, and fire preparedness due to severe
19 burning conditions if and only if all previously appro-
20 priated emergency contingent funds under the heading
21 “Wildland Fire Management” have been released by the
22 President and apportioned.

23 Funds appropriated to the Forest Service shall be
24 available for assistance to or through the Agency for Inter-
25 national Development and the Foreign Agricultural Serv-

1 ice in connection with forest and rangeland research, tech-
2 nical information, and assistance in foreign countries, and
3 shall be available to support forestry and related natural
4 resource activities outside the United States and its terri-
5 tories and possessions, including technical assistance, edu-
6 cation and training, and cooperation with United States
7 and international organizations.

8 None of the funds made available to the Forest Serv-
9 ice under this Act shall be subject to transfer under the
10 provisions of section 702(b) of the Department of Agri-
11 culture Organic Act of 1944 (7 U.S.C. 2257) or 7 U.S.C.
12 147b unless the proposed transfer is approved in advance
13 by the House and Senate Committees on Appropriations
14 in compliance with the reprogramming procedures con-
15 tained in House Report No. 105–163.

16 None of the funds available to the Forest Service may
17 be reprogrammed without the advance approval of the
18 House and Senate Committees on Appropriations in ac-
19 cordance with the procedures contained in House Report
20 No. 105–163.

21 No funds appropriated to the Forest Service shall be
22 transferred to the Working Capital Fund of the Depart-
23 ment of Agriculture without the approval of the Chief of
24 the Forest Service.

1 Funds available to the Forest Service shall be avail-
2 able to conduct a program of not less than \$2,000,000
3 for high priority projects within the scope of the approved
4 budget which shall be carried out by the Youth Conserva-
5 tion Corps as authorized by the Act of August 13, 1970,
6 as amended by Public Law 93-408.

7 Of the funds available to the Forest Service, \$1,500
8 is available to the Chief of the Forest Service for official
9 reception and representation expenses.

10 Pursuant to sections 405(b) and 410(b) of Public
11 Law 101-593, of the funds available to the Forest Service,
12 up to \$1,250,000 may be advanced in a lump sum as Fed-
13 eral financial assistance to the National Forest Founda-
14 tion, without regard to when the Foundation incurs ex-
15 penses, for administrative expenses or projects on or bene-
16 fitting National Forest System lands or related to Forest
17 Service programs: *Provided*, That of the Federal funds
18 made available to the Foundation, no more than \$200,000
19 shall be available for administrative expenses: *Provided*
20 *further*, That the Foundation shall obtain, by the end of
21 the period of Federal financial assistance, private con-
22 tributions to match on at least one-for-one basis funds
23 made available by the Forest Service: *Provided further*,
24 That the Foundation may transfer Federal funds to a
25 non-Federal recipient for a project at the same rate that

1 the recipient has obtained the non-Federal matching
2 funds: *Provided further*, That hereafter, the National For-
3 est Foundation may hold Federal funds made available
4 but not immediately disbursed and may use any interest
5 or other investment income earned (before, on, or after
6 the date of the enactment of this Act) on Federal funds
7 to carry out the purposes of Public Law 101-593: *Pro-*
8 *vided further*, That such investments may be made only
9 in interest-bearing obligations of the United States or in
10 obligations guaranteed as to both principal and interest
11 by the United States.

12 Pursuant to section 2(b)(2) of Public Law 98-244,
13 \$2,650,000 of the funds available to the Forest Service
14 shall be available for matching funds to the National Fish
15 and Wildlife Foundation, as authorized by 16 U.S.C.
16 6201-3709, and shall be advanced in a lump sum as Fed-
17 eral financial assistance within 60 days of the enactment
18 of this Act, without regard to when expenses are incurred,
19 for projects on or benefitting National Forest System
20 lands or related to Forest Service programs: *Provided*,
21 That the Foundation shall obtain, by the end of the period
22 of Federal financial assistance, private contributions to
23 match on at least one-for-one basis funds advanced by the
24 Forest Service: *Provided further*, That the Foundation
25 may transfer Federal funds to a non-Federal recipient for

1 a project at the same rate that the recipient has obtained
2 the non-Federal matching funds.

3 Funds appropriated to the Forest Service shall be
4 available for interactions with and providing technical as-
5 sistance to rural communities for sustainable rural devel-
6 opment purposes.

7 Notwithstanding any other provision of law, 80 per-
8 cent of the funds appropriated to the Forest Service in
9 the “National Forest System” and “Reconstruction and
10 Construction” accounts and planned to be allocated to ac-
11 tivities under the “Jobs in the Woods” program for
12 projects on National Forest land in the State of Wash-
13 ington may be granted directly to the Washington State
14 Department of Fish and Wildlife for accomplishment of
15 planned projects. 20 percent of said funds shall be re-
16 tained by the Forest Service for planning and admin-
17 istering projects. Project selection and prioritization shall
18 be accomplished by the Forest Service with such consulta-
19 tion with the State of Washington as the Forest Service
20 deems appropriate.

21 Funds appropriated to the Forest Service shall be
22 available for payments to counties within the Columbia
23 River Gorge National Scenic Area, pursuant to sections
24 14(c)(1) and (2), and section 16(a)(2) of Public Law 99-
25 663.

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

19 Funds appropriated to the Forest Service shall be
20 available, as determined by the Secretary, for payments
21 to Del Norte County, California, pursuant to sections
22 13(e) and 14 of the Smith River National Recreation Area
23 Act (Public Law 101-612).

24 Notwithstanding any other provision of law, any ap-
25 propriations or funds available to the Forest Service not

1 to exceed \$500,000 may be used to reimburse the Office
2 of the General Counsel (OGC), Department of Agri-
3 culture, for travel and related expenses incurred as a re-
4 sult of OGC assistance or participation requested by the
5 Forest Service at meetings, training sessions, management
6 reviews, land purchase negotiations and similar non-litiga-
7 tion related matters. Future budget justifications for both
8 the Forest Service and the Department of Agriculture
9 should clearly display the sums previously transferred and
10 the requested funding transfers.

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

18 The Forest Service shall fund overhead, national
19 commitments, indirect expenses, and any other category
20 for use of funds which are expended at any units, that
21 are not directly related to the accomplishment of specific
22 work on-the-ground (referred to as "indirect expendi-
23 tures"), from funds available to the Forest Service, unless
24 otherwise prohibited by law: *Provided*, That the Forest
25 Service shall implement and adhere to the definitions of

1 indirect expenditures established pursuant to Public Law
2 105–277 on a nationwide basis without flexibility for
3 modification by any organizational level except the Wash-
4 ington Office, and when changed by the Washington Of-
5 fice, such changes in definition shall be reported in budget
6 requests submitted by the Forest Service: *Provided fur-*
7 *ther*, That the Forest Service shall provide in all future
8 budget justifications, planned indirect expenditures in ac-
9 cordance with the definitions, summarized and displayed
10 to the Regional, Station, Area, and detached unit office
11 level. The justification shall display the estimated source
12 and amount of indirect expenditures, by expanded budget
13 line item, of funds in the agency’s annual budget justifica-
14 tion. The display shall include appropriated funds and the
15 Knutson-Vandenberg, Brush Disposal, Cooperative Work-
16 Other, and Salvage Sale funds. Changes between esti-
17 mated and actual indirect expenditures shall be reported
18 in subsequent budget justifications: *Provided further*, That
19 during fiscal year 2001 the Secretary shall limit total an-
20 nual indirect obligations from the Brush Disposal, Cooper-
21 ative Work-Other, Knutson-Vandenberg, Reforestation,
22 Salvage Sale, and Roads and Trails funds to 20 percent
23 of the total obligations from each fund.

24 Any appropriations or funds available to the Forest
25 Service may be used for necessary expenses in the event

1 of law enforcement emergencies as necessary to protect
 2 natural resources and public or employee safety: *Provided*,
 3 That such amounts shall not exceed \$500,000.

4 Section 551 of the Land Between the Lakes Protec-
 5 tion Act of 1998 (16 U.S.C. 460ll–61) is amended by add-
 6 ing at the end the following new subsection:

7 “(c) TRANSITION.—Until September 30, 2002, the
 8 Secretary of Agriculture may expend amounts appro-
 9 priated or otherwise made available to carry out this title
 10 in a manner consistent with the authorities exercised by
 11 the Tennessee Valley Authority, before the transfer of the
 12 Recreation Area to the administrative jurisdiction of the
 13 Secretary, regarding procurement of property, services,
 14 supplies, and equipment.”.

15 DEPARTMENT OF ENERGY

16 CLEAN COAL TECHNOLOGY

17 (DEFERRAL)

18 Of the funds made available under this heading for
 19 obligation in prior years, \$67,000,000 (increased by
 20 \$22,000,000) shall not be available until October 1, 2001:
 21 *Provided*, That funds made available in previous appro-
 22 priations Acts shall be available for any ongoing project
 23 regardless of the separate request for proposal under
 24 which the project was selected.

1 ENERGY RESOURCE, SUPPLY AND EFFICIENCY

2 (INCLUDING TRANSFER OF FUNDS)

3 For necessary expenses in carrying out energy con-
4 servation activities and for fossil energy research and de-
5 velopment activities, under the authority of the Depart-
6 ment of Energy Organization Act (Public Law 95-91), in-
7 cluding the acquisition of interest, including defeasible and
8 equitable interests in any real property or any facility or
9 for plant or facility acquisition or expansion, and for con-
10 ducting inquiries, technological investigations and re-
11 search concerning the extraction, processing, use, and dis-
12 posal of mineral substances without objectionable social
13 and environmental costs (30 U.S.C. 3, 1602, and 1603),
14 performed under the minerals and materials science pro-
15 grams at the Albany Research Center in Oregon,
16 \$1,139,611,000 (reduced by \$126,500,000) (reduced by
17 \$45,000,000) (increased by \$20,000,000) (increased by
18 \$3,500,000) (increased by \$9,500,000) (increased by
19 \$5,000,000) (increased by \$7,000,000), to remain avail-
20 able until expended, of which \$2,000,000 shall be derived
21 by transfer from unobligated balances in the Biomass En-
22 ergy Development account: *Provided*, That \$153,500,000
23 (increased by \$23,500,000) shall be for use in energy con-
24 servation programs as defined in section 3008(3) of Public
25 Law 99-509 (15 U.S.C. 4507): *Provided further*, That

1 notwithstanding section 3003(d)(2) of Public Law 99-
 2 509, such sums shall be allocated to the eligible programs
 3 as follows: \$120,000,000 (increased by \$20,000,000) for
 4 weatherization assistance grants and \$33,500,000 (in-
 5 creased by \$3,500,000) for State energy conservation
 6 grants: *Provided further*, That no part of the sum herein
 7 made available shall be used for the field testing of nuclear
 8 explosives in the recovery of oil and gas.

9 ALTERNATIVE FUELS PRODUCTION

10 (RESCISSION)

11 Of the unobligated balances under this heading,
 12 \$1,000,000 are rescinded.

13 NAVAL PETROLEUM AND OIL SHALE RESERVES

14 The requirements of 10 U.S.C. 7430(b)(2)(B) shall
 15 not apply to fiscal year 2001 and any fiscal year there-
 16 after: *Provided*, That, notwithstanding any other provision
 17 of law, unobligated funds remaining from prior years shall
 18 be available for all naval petroleum and oil shale reserve
 19 activities.

20 ELK HILLS SCHOOL LANDS FUND

21 For necessary expenses in fulfilling the third install-
 22 ment payment under the Settlement Agreement entered
 23 into by the United States and the State of California on
 24 October 11, 1996, as authorized by section 3415 of Public
 25 Law 104-106, \$36,000,000, to become available on Octo-

ber 1, 2001 for payment to the State of California for the State Teachers' Retirement Fund from the Elk Hills School Lands Fund.

ECONOMIC REGULATION

For necessary expenses in carrying out the activities of the Office of Hearings and Appeals, \$1,992,000, to remain available until expended.

STRATEGIC PETROLEUM RESERVE

For necessary expenses for Strategic Petroleum Reserve facility development and operations and program management activities pursuant to the Energy Policy and Conservation Act of 1975, as amended (42 U.S.C. 6201 et seq.), \$157,000,000, to remain available until expended.

ENERGY INFORMATION ADMINISTRATION

For necessary expenses in carrying out the activities of the Energy Information Administration, \$72,368,000 (reduced by \$2,000,000), to remain available until expended.

ADMINISTRATIVE PROVISIONS, DEPARTMENT OF ENERGY

Appropriations under this Act for the current fiscal year shall be available for hire of passenger motor vehicles; hire, maintenance, and operation of aircraft; purchase, repair, and cleaning of uniforms; and reimbursement to the General Services Administration for security guard services.

1 From appropriations under this Act, transfers of
2 sums may be made to other agencies of the Government
3 for the performance of work for which the appropriation
4 is made.

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

10 The Secretary is authorized to accept lands, build-
11 ings, equipment, and other contributions from public and
12 private sources and to prosecute projects in cooperation
13 with other agencies, Federal, State, private or foreign:
14 *Provided*, That revenues and other moneys received by or
15 for the account of the Department of Energy or otherwise
16 generated by sale of products in connection with projects
17 of the Department appropriated under this Act may be
18 retained by the Secretary of Energy, to be available until
19 expended, and used only for plant construction, operation,
20 costs, and payments to cost-sharing entities as provided
21 in appropriate cost-sharing contracts or agreements: *Pro-*
22 *vided further*, That the remainder of revenues after the
23 making of such payments shall be covered into the Treas-
24 ury as miscellaneous receipts: *Provided further*, That any
25 contract, agreement, or provision thereof entered into by

1 the Secretary pursuant to this authority shall not be exe-
 2 cuted prior to the expiration of 30 calendar days (not in-
 3 cluding any day in which either House of Congress is not
 4 in session because of adjournment of more than three cal-
 5 endar days to a day certain) from the receipt by the
 6 Speaker of the House of Representatives and the Presi-
 7 dent of the Senate of a full comprehensive report on such
 8 project, including the facts and circumstances relied upon
 9 in support of the proposed project.

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

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

20 DEPARTMENT OF HEALTH AND HUMAN
 21 SERVICES

22 INDIAN HEALTH SERVICE

23 INDIAN HEALTH SERVICES

24 For expenses necessary to carry out the Act of Au-
 25 gust 5, 1954 (68 Stat. 674), the Indian Self-Determina-

1 tion Act, the Indian Health Care Improvement Act, and
 2 titles II and III of the Public Health Service Act with re-
 3 spect to the Indian Health Service, \$2,084,178,000, (in-
 4 creased by \$22,000,000) together with payments received
 5 during the fiscal year pursuant to 42 U.S.C. 238(b) for
 6 services furnished by the Indian Health Service: *Provided*,
 7 That funds made available to tribes and tribal organiza-
 8 tions through contracts, grant agreements, or any other
 9 agreements or compacts authorized by the Indian Self-De-
 10 termination and Education Assistance Act of 1975 (25
 11 U.S.C. 450), shall be deemed to be obligated at the time
 12 of the grant or contract award and thereafter shall remain
 13 available to the tribe or tribal organization without fiscal
 14 year limitation: *Provided further*, That \$12,000,000 shall
 15 remain available until expended, for the Indian Cata-
 16 strophic Health Emergency Fund: *Provided further*, That
 17 \$394,756,000 for contract medical care shall remain avail-
 18 able for obligation until September 30, 2002: *Provided fur-*
 19 *ther*, That of the funds provided, up to \$17,000,000 shall
 20 be used to carry out the loan repayment program under
 21 section 108 of the Indian Health Care Improvement Act:
 22 *Provided further*, That funds provided in this Act may be
 23 used for 1-year contracts and grants which are to be per-
 24 formed in 2 fiscal years, so long as the total obligation
 25 is recorded in the year for which the funds are appro-

1 priated: *Provided further*, That the amounts collected by
 2 the Secretary of Health and Human Services under the
 3 authority of title IV of the Indian Health Care Improve-
 4 ment Act shall remain available until expended for the
 5 purpose of achieving compliance with the applicable condi-
 6 tions and requirements of titles XVIII and XIX of the So-
 7 cial Security Act (exclusive of planning, design, or con-
 8 struction of new facilities): *Provided further*, That funding
 9 contained herein, and in any earlier appropriations Acts
 10 for scholarship programs under the Indian Health Care
 11 Improvement Act (25 U.S.C. 1613) shall remain available
 12 for obligation until September 30, 2002: *Provided further*,
 13 That amounts received by tribes and tribal organizations
 14 under title IV of the Indian Health Care Improvement Act
 15 shall be reported and accounted for and available to the
 16 receiving tribes and tribal organizations until expended:
 17 *Provided further*, That, notwithstanding any other provi-
 18 sion of law, of the amounts provided herein, not to exceed
 19 \$228,781,000 shall be for payments to tribes and tribal
 20 organizations for contract or grant support costs associ-
 21 ated with contracts, grants, self-governance compacts or
 22 annual funding agreements between the Indian Health
 23 Service and a tribe or tribal organization pursuant to the
 24 Indian Self-Determination Act of 1975, as amended, prior
 25 to or during fiscal year 2001: *Provided further*, That funds

1 available for the Indian Health Care Improvement Fund
2 may be used, as needed, to carry out activities typically
3 funded under the Indian Health Facilities account.

4 INDIAN HEALTH FACILITIES

5 For construction, repair, maintenance, improvement,
6 and equipment of health and related auxiliary facilities,
7 including quarters for personnel; preparation of plans;
8 specifications, and drawings; acquisition of sites, purchase
9 and erection of modular buildings, and purchases of trail-
10 ers; and for provision of domestic and community sanita-
11 tion facilities for Indians, as authorized by section 7 of
12 the Act of August 5, 1954 (42 U.S.C. 2004a), the Indian
13 Self-Determination Act, and the Indian Health Care Im-
14 provement Act, and for expenses necessary to carry out
15 such Acts and titles II and III of the Public Health Serv-
16 ice Act with respect to environmental health and facilities
17 support activities of the Indian Health Service,
18 ~~\$336,423,000~~, to remain available until expended: *Pro-*
19 *vided*, That notwithstanding any other provision of law,
20 funds appropriated for the planning, design, construction
21 or renovation of health facilities for the benefit of an In-
22 dian tribe or tribes may be used to purchase land for sites
23 to construct, improve, or enlarge health or related facili-
24 ties: *Provided further*, That notwithstanding any provision
25 of law governing Federal construction, \$240,000 of the

1 funds provided herein shall be provided to the Hopi Tribe
 2 to reduce the debt incurred by the Tribe in providing staff
 3 quarters to meet the housing needs associated with the
 4 new Hopi Health Center: *Provided further,* That not to
 5 exceed \$500,000 shall be used by the Indian Health Serv-
 6 ice to purchase TRANSAM equipment from the Depart-
 7 ment of Defense for distribution to the Indian Health
 8 Service and tribal facilities: *Provided further,* That not to
 9 exceed \$500,000 shall be used by the Indian Health Serv-
 10 ice to obtain ambulances for the Indian Health Service
 11 and tribal facilities in conjunction with an existing inter-
 12 agency agreement between the Indian Health Service and
 13 the General Services Administration: *Provided further,*
 14 That not to exceed \$500,000 shall be placed in a Demoli-
 15 tion Fund, available until expended, to be used by the In-
 16 dian Health Service for demolition of Federal buildings.

17 ADMINISTRATIVE PROVISIONS, INDIAN HEALTH SERVICE

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

1 for telephone service in private residences in the field;
2 when authorized under regulations approved by the Sec-
3 retary; and for uniforms or allowances therefore as au-
4 thorized by 5 U.S.C. 5901–5902; and for expenses of at-
5 tendance at meetings which are concerned with the func-
6 tions or activities for which the appropriation is made or
7 which will contribute to improved conduct, supervision, or
8 management of those functions or activities: *Provided*,
9 That in accordance with the provisions of the Indian
10 Health Care Improvement Act, non-Indian patients may
11 be extended health care at all tribally administered or In-
12 dian Health Service facilities, subject to charges, and the
13 proceeds along with funds recovered under the Federal
14 Medical Care Recovery Act (42 U.S.C. 2651–2653) shall
15 be credited to the account of the facility providing the
16 service and shall be available without fiscal year limitation:
17 *Provided further*, That notwithstanding any other law or
18 regulation, funds transferred from the Department of
19 Housing and Urban Development to the Indian Health
20 Service shall be administered under Public Law 86–121
21 (the Indian Sanitation Facilities Act) and Public Law 93–
22 638, as amended: *Provided further*, That funds appro-
23 priated to the Indian Health Service in this Act, except
24 those used for administrative and program direction pur-
25 poses, shall not be subject to limitations directed at cur-

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

1 Service to tribes or tribal organizations; the Indian Health
 2 Service is authorized to provide goods and services to
 3 those entities, on a reimbursable basis, including payment
 4 in advance with subsequent adjustment, and the reim-
 5 bursements received therefrom, along with the funds re-
 6 ceived from those entities pursuant to the Indian Self-De-
 7 termination Act, may be credited to the same or subse-
 8 quent appropriation account which provided the funding;
 9 said amounts to remain available until expended: *Provided*
 10 *further*, That reimbursements for training, technical as-
 11 sistance, or services provided by the Indian Health Service
 12 will contain total costs, including direct, administrative,
 13 and overhead associated with the provision of goods, serv-
 14 ices, or technical assistance: *Provided further*, That the ap-
 15 propriation structure for the Indian Health Service may
 16 not be altered without advance approval of the House and
 17 Senate Committees on Appropriations.

18 OTHER RELATED AGENCIES

19 OFFICE OF NAVAJO AND HOPI INDIAN RELOCATION

20 SALARIES AND EXPENSES

21 For necessary expenses of the Office of Navajo and
 22 Hopi Indian Relocation as authorized by Public Law 93-
 23 531, \$8,000,000, to remain available until expended: *Pro-*
 24 *vided*, That funds provided in this or any other appropria-
 25 tions Act are to be used to relocate eligible individuals and

1 groups including evictees from District 6, Hopi-partitioned
2 lands residents, those in significantly substandard hous-
3 ing, and all others certified as eligible and not included
4 in the preceding categories: *Provided further*, That none
5 of the funds contained in this or any other Act may be
6 used by the Office of Navajo and Hopi Indian Relocation
7 to evict any single Navajo or Navajo family who, as of
8 November 30, 1985, was physically domiciled on the lands
9 partitioned to the Hopi Tribe unless a new or replacement
10 home is provided for such household: *Provided further*,
11 That no relocatee will be provided with more than one new
12 or replacement home: *Provided further*, That the Office
13 shall relocate any certified eligible relocatees who have se-
14 lected and received an approved homesite on the Navajo
15 reservation or selected a replacement residence off the
16 Navajo reservation or on the land acquired pursuant to
17 25 U.S.C. 640d-10.

18 SMITHSONIAN INSTITUTION

19 SALARIES AND EXPENSES

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

1 tions; conduct of education, training, and museum assist-
2 ance programs; maintenance, alteration, operation, lease
3 (for terms not to exceed 30 years), and protection of build-
4 ings, facilities, and approaches; not to exceed \$100,000
5 for services as authorized by 5 U.S.C. 3109; up to five
6 replacement passenger vehicles; purchase, rental, repair,
7 and cleaning of uniforms for employees, \$375,230,000, of
8 which not to exceed \$47,126,000 for the instrumentation
9 program, collections acquisition, Museum Support Center
10 equipment and move, exhibition reinstallation, the Na-
11 tional Museum of the American Indian, the repatriation
12 of skeletal remains program, research equipment, informa-
13 tion management, and Latino programming shall remain
14 available until expended, including such funds as may be
15 necessary to support American overseas research centers
16 and of which \$125,000 is for the Council of American
17 Overseas Research Centers: *Provided*, That funds appro-
18 priated herein are available for advance payments to inde-
19 pendent contractors performing research services or par-
20 ticipating in official Smithsonian presentations: *Provided*
21 *further*, That the Smithsonian Institution may expend
22 Federal appropriations designated in this Act for lease or
23 rent payments for long term and swing space, as rent pay-
24 able to the Smithsonian Institution, and such rent pay-
25 ments may be deposited into the general trust funds of

1 the Institution to the extent that federally supported ac-
 2 tivities are housed in the 900 H Street, N.W. building in
 3 the District of Columbia: *Provided further*, That this use
 4 of Federal appropriations shall not be construed as debt
 5 service, a Federal guarantee of, a transfer of risk to, or
 6 an obligation of, the Federal Government: *Provided fur-*
 7 *ther*, That no appropriated funds may be used to service
 8 debt which is incurred to finance the costs of acquiring
 9 the 900 H Street building or of planning, designing, and
 10 constructing improvements to such building.

11 REPAIR, RESTORATION AND ALTERATION OF FACILITIES

12 For necessary expenses of repair, restoration, and al-
 13 teration of facilities owned or occupied by the Smithsonian
 14 Institution, by contract or otherwise, as authorized by sec-
 15 tion 2 of the Act of August 22, 1949 (63 Stat. 623), in-
 16 cluding not to exceed \$10,000 for services as authorized
 17 by 5 U.S.C. 3109, \$47,900,000, to remain available until
 18 expended: *Provided*, That contracts awarded for environ-
 19 mental systems, protection systems, and repair or restora-
 20 tion of facilities of the Smithsonian Institution may be ne-
 21 gotiated with selected contractors and awarded on the
 22 basis of contractor qualifications as well as price: *Provided*
 23 *further*, That funds previously appropriated to the "Con-
 24 struction and Improvements, National Zoological Park"
 25 account, the "Repair and Restoration of Buildings" ac-

1 count, and the “Repair, Rehabilitation and Alteration of
 2 Facilities” account may be transferred to and merged with
 3 this account.

4 ADMINISTRATIVE PROVISIONS, SMITHSONIAN
 5 INSTITUTION

6 None of the funds in this or any other Act may be
 7 used to initiate the design for any proposed expansion of
 8 current space or new facility without consultation with the
 9 House and Senate Appropriations Committees.

10 The Smithsonian Institution shall not use Federal
 11 funds in excess of the amount specified in Public Law
 12 101–185 for the construction of the National Museum of
 13 the American Indian.

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

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, \$61,279,000, of which not to exceed \$3,026,000 for
19 the special exhibition program shall remain available until
20 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, as authorized, \$8,903,000, to remain available

~~OPERATIONS AND MAINTENANCE~~

~~CONSTRUCTION~~

WOODROW WILSON INTERNATIONAL CENTER FOR
SCHOLARS

20 For expenses necessary in carrying out the provisions
21 of the Woodrow Wilson Memorial Act of 1968 (82 Stat.
22 1356) including hire of passenger vehicles and services as
23 authorized by 5 U.S.C. 3109, \$6,763,000.

17 NATIONAL ENDOWMENT FOR THE HUMANITIES
18 GRANTS AND ADMINISTRATION

HR 4578 RS

1 MATCHING GRANTS

2 To carry out the provisions of section 10(a)(2) of the
 3 National Foundation on the Arts and the Humanities Act
 4 of 1965, as amended, \$14,656,000, to remain available
 5 until expended, of which \$10,259,000 shall be available
 6 to the National Endowment for the Humanities for the
 7 purposes of section 7(h): *Provided*, That this appropria-
 8 tion shall be available for obligation only in such amounts
 9 as may be equal to the total amounts of gifts, bequests,
 10 and devises of money, and other property accepted by the
 11 chairman or by grantees of the Endowment under the pro-
 12 visions of subsections 11(a)(2)(B) and 11(a)(3)(B) during
 13 the current and preceding fiscal years for which equal
 14 amounts have not previously been appropriated.

15 INSTITUTE OF MUSEUM AND LIBRARY SERVICES

16 OFFICE OF MUSEUM SERVICES

17 GRANTS AND ADMINISTRATION

18 For carrying out subtitle C of the Museum and Li-
 19 brary Services Act of 1996, as amended, \$24,307,000, to
 20 remain available until expended.

21 ADMINISTRATIVE PROVISIONS

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

1 of the funds appropriated to the National Foundation on
 2 the Arts and the Humanities may be used for official re-
 3 ception and representation expenses: *Provided further,*
 4 That funds from nonappropriated sources may be used as
 5 necessary for official reception and representation ex-
 6 penses.

7 COMMISSION OF FINE ARTS

8 SALARIES AND EXPENSES

9 For expenses made necessary by the Act establishing
 10 a Commission of Fine Arts (40 U.S.C. 104), \$1,021,000:
 11 *Provided,* That the Commission is authorized to charge
 12 fees to cover the full costs of its publications, and such
 13 fees shall be credited to this account as an offsetting col-
 14 lection, to remain available until expended without further
 15 appropriation.

16 NATIONAL CAPITAL ARTS AND CULTURAL AFFAIRS

17 For necessary expenses as authorized by Public Law
 18 99-190 (20 U.S.C. 956(a)), as amended, \$6,973,000.

19 ADVISORY COUNCIL ON HISTORIC PRESERVATION

20 SALARIES AND EXPENSES

21 For necessary expenses of the Advisory Council on
 22 Historic Preservation (Public Law 89-665, as amended),
 23 \$2,989,000: *Provided,* That none of these funds shall be
 24 available for compensation of level V of the Executive
 25 Schedule or higher positions.

1 NATIONAL CAPITAL PLANNING COMMISSION

2 SALARIES AND EXPENSES

3 For necessary expenses, as authorized by the Na-
 4 tional Capital Planning Act of 1952 (40 U.S.C. 71-71i),
 5 including services as authorized by 5 U.S.C. 3109,
 6 \$6,288,000: *Provided*, That all appointed members of the
 7 Commission will be compensated at a rate not to exceed
 8 the daily equivalent of the annual rate for positions at level
 9 IV of the Executive Schedule, for each day such member
 10 is engaged in the actual performance of duties.

11 UNITED STATES HOLOCAUST MEMORIAL COUNCIL

12 HOLOCAUST MEMORIAL COUNCIL

13 For expenses of the Holocaust Memorial Council, as
 14 authorized by Public Law 96-388 (36 U.S.C. 1401), as
 15 amended, \$33,161,000, of which \$1,575,000 for the muse-
 16 um's repair and rehabilitation program and \$1,264,000
 17 for the museum's exhibitions program shall remain avail-
 18 able until expended.

19 PRESIDIO TRUST

20 PRESIDIO TRUST FUND

21 For necessary expenses to carry out title I of the Om-
 22 nibus Parks and Public Lands Management Act of 1996,
 23 \$23,400,000 shall be available to the Presidio Trust, to
 24 remain available until expended, of which up to
 25 \$1,040,000 may be for the cost of guaranteed loans, as

1 authorized by section 104(d) of the Act: *Provided*, That
 2 such costs, including the cost of modifying such loans,
 3 shall be as defined in section 502 of the Congressional
 4 Budget Act of 1974: *Provided further*, That these funds
 5 are available to subsidize total loan principal, any part of
 6 which is to be guaranteed, not to exceed \$200,000,000.
 7 The Trust is authorized to issue obligations to the Sec-
 8 retary of the Treasury pursuant to section 104(d)(3) of
 9 the Act, in an amount not to exceed \$10,000,000.

10 TITLE III—GENERAL PROVISIONS

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

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

1 ~~SEC. 303.~~ No part of any appropriation contained in
2 this Act shall be available for any activity or the publica-
3 tion or distribution of literature that in any way tends to
4 promote public support or opposition to any legislative
5 proposal on which congressional action is not complete.

6 ~~SEC. 304.~~ No part of any appropriation contained in
7 this Act shall remain available for obligation beyond the
8 current fiscal year unless expressly so provided herein.

9 ~~SEC. 305.~~ None of the funds provided in this Act to
10 any department or agency shall be obligated or expended
11 to provide a personal cook, chauffeur, or other personal
12 servants to any officer or employee of such department
13 or agency except as otherwise provided by law.

14 ~~SEC. 306.~~ No assessments may be levied against any
15 program, budget activity, subactivity, or project funded by
16 this Act unless advance notice of such assessments and
17 the basis therefor are presented to the Committees on Ap-
18 propriations and are approved by such committees.

19 ~~SEC. 307. (a) COMPLIANCE WITH BUY AMERICAN~~
20 ~~ACT.—~~None of the funds made available in this Act may
21 be expended by an entity unless the entity agrees that in
22 expending the funds the entity will comply with sections
23 2 through 4 of the Act of March 3, 1933 (41 U.S.C. 10a–
24 10e; popularly known as the “Buy American Act”).

1 (b) SENSE OF THE CONGRESS; REQUIREMENT RE-
2 GARDING NOTICE.—

3 (1) PURCHASE OF AMERICAN-MADE EQUIPMENT
4 AND PRODUCTS.—In the case of any equipment or
5 product that may be authorized to be purchased
6 with financial assistance provided using funds made
7 available in this Act, it is the sense of the Congress
8 that entities receiving the assistance should, in ex-
9 pending the assistance, purchase only American-
10 made equipment and products.

11 (2) NOTICE TO RECIPIENTS OF ASSISTANCE.—
12 In providing financial assistance using funds made
13 available in this Act, the head of each Federal agen-
14 cy shall provide to each recipient of the assistance
15 a notice describing the statement made in paragraph
16 (1) by the Congress.

17 (c) PROHIBITION OF CONTRACTS WITH PERSONS
18 FALSELY LABELING PRODUCTS AS MADE IN AMERICA.—
19 If it has been finally determined by a court or Federal
20 agency that any person intentionally affixed a label bear-
21 ing a “Made in America” inscription, or any inscription
22 with the same meaning, to any product sold in or shipped
23 to the United States that is not made in the United
24 States, the person shall be ineligible to receive any con-
25 tract or subcontract made with funds made available in

1 this Act, pursuant to the debarment, suspension, and ineli-
2 gibility procedures described in sections 9.400 through
3 9.409 of title 48, Code of Federal Regulations.

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

6 SEC. 308. None of the funds in this Act may be used
7 to plan, prepare, or offer for sale timber from trees classi-
8 fied as giant sequoia (*Sequoiadendron giganteum*) which
9 are located on National Forest System or Bureau of Land
10 Management lands in a manner different than such sales
11 were conducted in fiscal year 2000.

12 SEC. 309. None of the funds made available by this
13 Act may be obligated or expended by the National Park
14 Service to enter into or implement a concession contract
15 which permits or requires the removal of the underground
16 lunchroom at the Carlsbad Caverns National Park.

17 SEC. 310. None of the funds appropriated or other-
18 wise made available by this Act may be used for the
19 AmeriCorps program, unless the relevant agencies of the
20 Department of the Interior and/or Agriculture follow ap-
21 propriate reprogramming guidelines: *Provided*, That if no
22 funds are provided for the AmeriCorps program by the
23 Departments of Veterans Affairs and Housing and Urban
24 Development, and Independent Agencies Appropriations
25 Act, 2001, then none of the funds appropriated or other-

1 wise made available by this Act may be used for the
2 AmeriCorps programs.

3 ~~SEC. 311.~~ None of the funds made available in this
4 Act may be used: (1) to demolish the bridge between Jer-
5 sey City, New Jersey, and Ellis Island; or (2) to prevent
6 pedestrian use of such bridge, when it is made known to
7 the Federal official having authority to obligate or expend
8 such funds that such pedestrian use is consistent with gen-
9 erally accepted safety standards.

10 ~~SEC. 312. (a) LIMITATION OF FUNDS.—~~None of the
11 funds appropriated or otherwise made available pursuant
12 to this Act shall be obligated or expended to accept or
13 process applications for a patent for any mining or mill
14 site claim located under the general mining laws.

15 ~~(b) EXCEPTIONS.—~~The provisions of subsection (a)
16 shall not apply if the Secretary of the Interior determines
17 that, for the claim concerned: (1) a patent application was
18 filed with the Secretary on or before September 30, 1994;
19 and (2) all requirements established under sections 2325
20 and 2326 of the Revised Statutes (30 U.S.C. 29 and 30)
21 for vein or lode claims and sections 2329, 2330, 2331,
22 and 2333 of the Revised Statutes (30 U.S.C. 35, 36, and
23 37) for placer claims, and section 2337 of the Revised
24 Statutes (30 U.S.C. 42) for mill site claims, as the case

1 may be, were fully complied with by the applicant by that
2 date.

3 (c) ~~REPORT.~~—On September 30, 2001, the Secretary
4 of the Interior shall file with the House and Senate Com-
5 mittees on Appropriations and the Committee on Re-
6 sources of the House of Representatives and the Com-
7 mittee on Energy and Natural Resources of the Senate
8 a report on actions taken by the Department under the
9 plan submitted pursuant to section 314(c) of the Depart-
10 ment of the Interior and Related Agencies Appropriations
11 Act, 1997 (Public Law 104–208).

12 (d) ~~MINERAL EXAMINATIONS.~~—In order to process
13 patent applications in a timely and responsible manner,
14 upon the request of a patent applicant, the Secretary of
15 the Interior shall allow the applicant to fund a qualified
16 third-party contractor to be selected by the Bureau of
17 Land Management to conduct a mineral examination of
18 the mining claims or mill sites contained in a patent appli-
19 cation as set forth in subsection (b). The Bureau of Land
20 Management shall have the sole responsibility to choose
21 and pay the third-party contractor in accordance with the
22 standard procedures employed by the Bureau of Land
23 Management in the retention of third-party contractors.

24 ~~SEC. 313.~~ Notwithstanding any other provision of
25 law, amounts appropriated to or earmarked in committee

1 reports for the Bureau of Indian Affairs and the Indian
2 Health Service by Public Laws ~~103-138, 103-332, 104-~~
3 ~~134, 104-208, 105-83, 105-277, and 106-113~~ for pay-
4 ments to tribes and tribal organizations for contract sup-
5 port costs associated with self-determination or self-gov-
6 ernance contracts, grants, compacts, or annual funding
7 agreements with the Bureau of Indian Affairs or the In-
8 dian Health Service as funded by such Acts, are the total
9 amounts available for fiscal years 1994 through 2000 for
10 such purposes, except that, for the Bureau of Indian Af-
11 fairs, tribes and tribal organizations may use their tribal
12 priority allocations for unmet indirect costs of ongoing
13 contracts, grants, self-governance compacts or annual
14 funding agreements.

15 SEC. 314. Notwithstanding any other provision of
16 law, for fiscal year 2001 the Secretaries of Agriculture and
17 the Interior are authorized to limit competition for water-
18 shed restoration project contracts as part of the “Jobs in
19 the Woods” component of the President’s Forest Plan for
20 the Pacific Northwest, or the Jobs in the Woods Program
21 established in Region 10 of the Forest Service to individ-
22 uals and entities in historically timber-dependent areas in
23 the States of Washington, Oregon, northern California
24 and Alaska that have been affected by reduced timber har-
25 vesting on Federal lands.

1 ~~SEC. 315. None of the funds collected under the Rec-~~
2 ~~reational Fee Demonstration program may be used to~~
3 ~~plan, design, or construct a visitor center or any other per-~~
4 ~~manent structure without prior approval of the House and~~
5 ~~the Senate Committees on Appropriations if the estimated~~
6 ~~total cost of the facility exceeds \$500,000.~~

7 ~~SEC. 316. All interests created under leases, conces-~~
8 ~~sions, permits and other agreements associated with the~~
9 ~~properties administered by the Presidio Trust, hereafter~~
10 ~~shall be exempt from all taxes and special assessments of~~
11 ~~every kind by the State of California and its political sub-~~
12 ~~divisions.~~

13 ~~SEC. 317. None of the funds made available in this~~
14 ~~or any other Act for any fiscal year may be used to des-~~
15 ~~ignate, or to post any sign designating, any portion of Ca-~~
16 ~~naveral National Seashore in Brevard County, Florida, as~~
17 ~~a clothing-optional area or as an area in which public nu-~~
18 ~~dity is permitted, if such designation would be contrary~~
19 ~~to county ordinance.~~

20 ~~SEC. 318. Of the funds provided to the National En-~~
21 ~~dowment for the Arts—~~

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

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

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

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

15 ~~SEC. 319. The National Endowment for the Arts and~~
16 ~~the National Endowment for the Humanities are author-~~
17 ~~ized to solicit, accept, receive, and invest in the name of~~
18 ~~the United States, gifts, bequests, or devises of money and~~
19 ~~other property or services and to use such in furtherance~~
20 ~~of the functions of the National Endowment for the Arts~~
21 ~~and the National Endowment for the Humanities. Any~~
22 ~~proceeds from such gifts, bequests, or devises, after ac-~~
23 ~~ceptance by the National Endowment for the Arts or the~~
24 ~~National Endowment for the Humanities, shall be paid by~~
25 ~~the donor or the representative of the donor to the Chair-~~

1 man. The Chairman shall enter the proceeds in a special
2 interest-bearing account to the credit of the appropriate
3 endowment for the purposes specified in each case.

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

12 ~~(b) In this section:~~

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

19 ~~(2) The term “poverty line” means the poverty~~
20 ~~line (as defined by the Office of Management and~~
21 ~~Budget, and revised annually in accordance with sec-~~
22 ~~tion 673(2) of the Community Services Block Grant~~
23 ~~Act (42 U.S.C. 9902(2))) applicable to a family of~~
24 ~~the size involved.~~

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

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

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

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

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

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

4 ~~SEC. 321.~~ No part of any appropriation contained in
5 this Act shall be expended or obligated to fund new revi-
6 sions of national forest land management plans until new
7 final or interim final rules for forest land management
8 planning are published in the Federal Register. Those na-
9 tional forests which are currently in a revision process,
10 having formally published a Notice of Intent to revise
11 prior to October 1, 1997; those national forests having
12 been court-ordered to revise; those national forests where
13 plans reach the 15 year legally mandated date to revise
14 before or during calendar year 2001; national forests with-
15 in the Interior Columbia Basin Ecosystem study area; and
16 the White Mountain National Forest are exempt from this
17 section and may use funds in this Act and proceed to com-
18 plete the forest plan revision in accordance with current
19 forest planning regulations.

20 ~~SEC. 322.~~ No part of any appropriation contained in
21 this Act shall be expended or obligated to complete and
22 issue the 5-year program under the Forest and Rangeland
23 Renewable Resources Planning Act.

24 ~~SEC. 323.~~ None of the funds in this Act may be used
25 to support Government-wide administrative functions un-

1 less such functions are justified in the budget process and
2 funding is approved by the House and Senate Committees
3 on Appropriations.

4 ~~SEC. 324.~~ Notwithstanding any other provision of
5 law, none of the funds in this Act may be used for GSA
6 Telecommunication Centers or the President's Council on
7 Sustainable Development.

8 ~~SEC. 325.~~ None of the funds in this Act may be used
9 for planning, design or construction of improvements to
10 Pennsylvania Avenue in front of the White House without
11 the advance approval of the House and Senate Committees
12 on Appropriations.

13 ~~SEC. 326.~~ Amounts deposited during fiscal year 2000
14 in the roads and trails fund provided for in the fourteenth
15 paragraph under the heading "FOREST SERVICE" of
16 the Act of March 4, 1913 (37 Stat. 843; 16 U.S.C. 501),
17 shall be used by the Secretary of Agriculture, without re-
18 gard to the State in which the amounts were derived, to
19 repair or reconstruct roads, bridges, and trails on National
20 Forest System lands or to carry out and administer
21 projects to improve forest health conditions, which may
22 include the repair or reconstruction of roads, bridges, and
23 trails on National Forest System lands in the wildland-
24 community interface where there is an abnormally high
25 risk of fire. The projects shall emphasize reducing risks

1 to human safety and public health and property and en-
2 hancing ecological functions, long-term forest productivity,
3 and biological integrity. The Secretary shall commence the
4 projects during fiscal year 2001, but the projects may be
5 completed in a subsequent fiscal year. Funds shall not be
6 expended under this section to replace funds which would
7 otherwise appropriately be expended from the timber sal-
8 vage sale fund. Nothing in this section shall be construed
9 to exempt any project from any environmental law.

10 SEC. 327. None of the funds provided in this or pre-
11 vious appropriations Acts for the agencies funded by this
12 Act or provided from any accounts in the Treasury of the
13 United States derived by the collection of fees available
14 to the agencies funded by this Act, shall be transferred
15 to and used to fund personnel, training, or other adminis-
16 trative activities of the Council on Environmental Quality
17 or other offices in the Executive Office of the President
18 for purposes related to the American Heritage Rivers pro-
19 gram.

20 SEC. 328. Other than in emergency situations, none
21 of the funds in this Act may be used to operate telephone
22 answering machines during core business hours unless
23 such answering machines include an option that enables
24 callers to reach promptly an individual on-duty with the
25 agency being contacted.

1 SEC. 329. No timber sale in Region 10 shall be adver-
2 tised if the indicated rate is deficit when appraised under
3 the transaction evidence appraisal system using domestic
4 Alaska values for western red cedar. *Provided*, That sales
5 which are deficit when appraised under the transaction
6 evidence appraisal system using domestic Alaska values
7 for western red cedar may be advertised upon receipt of
8 a written request by a prospective, informed bidder, who
9 has the opportunity to review the Forest Service's cruise
10 and harvest cost estimate for that timber. Program accom-
11 plishments shall be based on volume sold. Should Region
12 10 sell, in fiscal year 2001, the annual average portion
13 of the decadal allowable sale quantity called for in the cur-
14 rent Tongass Land Management Plan in sales which are
15 not deficit when appraised under the transaction evidence
16 appraisal system using domestic Alaska values for western
17 red cedar, all of the western red cedar timber from those
18 sales which is surplus to the needs of domestic processors
19 in Alaska, shall be made available to domestic processors
20 in the contiguous 48 United States at prevailing domestic
21 prices. Should Region 10 sell, in fiscal year 2001, less
22 than the annual average portion of the decadal allowable
23 sale quantity called for in the current Tongass Land Man-
24 agement Plan in sales which are not deficit when ap-
25 praised under the transaction evidence appraisal system

1 using domestic Alaska values for western red cedar; the
2 volume of western red cedar timber available to domestic
3 processors at prevailing domestic prices in the contiguous
4 48 United States shall be that volume: (1) which is surplus
5 to the needs of domestic processors in Alaska; and (2) is
6 that percent of the surplus western red cedar volume de-
7 termined by calculating the ratio of the total timber vol-
8 ume which has been sold on the Tongass to the annual
9 average portion of the decadal allowable sale quantity
10 called for in the current Tongass Land Management Plan.
11 The percentage shall be calculated by Region 10 on a roll-
12 ing basis as each sale is sold (for purposes of this amend-
13 ment, a “rolling basis” shall mean that the determination
14 of how much western red cedar is eligible for sale to var-
15 ious markets shall be made at the time each sale is award-
16 ed). Western red cedar shall be deemed “surplus to the
17 needs of domestic processors in Alaska” when the timber
18 sale holder has presented to the Forest Service docu-
19 mentation of the inability to sell western red cedar logs
20 from a given sale to domestic Alaska processors at price
21 equal to or greater than the log selling value stated in
22 the contract. All additional western red cedar volume not
23 sold to Alaska or contiguous 48 United States domestic
24 processors may be exported to foreign markets at the elec-
25 tion of the timber sale holder. All Alaska yellow cedar may

1 be sold at prevailing export prices at the election of the
2 timber sale holder.

3 ~~SEC. 330.~~ None of the funds appropriated by this Act
4 shall be used to propose or issue rules, regulations, de-
5 crees, or orders for the purpose of implementation, or in
6 preparation for implementation, of the Kyoto Protocol
7 which was adopted on December 11, 1997, in Kyoto,
8 Japan at the Third Conference of the Parties to the
9 United Nations Framework Convention on Climate
10 Change, which has not been submitted to the Senate for
11 advice and consent to ratification pursuant to article II,
12 section 2, clause 2, of the United States Constitution, and
13 which has not entered into force pursuant to article 25
14 of the Protocol.

15 ~~SEC. 331.~~ Notwithstanding any other provision of
16 law, none of the funds in this Act may be used to enter
17 into any new or expanded self-determination contract or
18 grant or self-governance compact pursuant to the Indian
19 Self-Determination Act of 1975, as amended, for any ac-
20 tivities not previously covered by such contracts, compacts
21 or grants. Nothing in this section precludes the continu-
22 ation of those specific activities for which self-determina-
23 tion and self-governance contracts, compacts and grants
24 currently exist or the renewal of contracts, compacts and

1 grants for those activities or compliance with 25 U.S.C.
2 2005.

3 ~~SEC. 332. In fiscal years 2001 through 2005, the~~
4 ~~Secretaries of the Interior and Agriculture may pilot test~~
5 ~~joint permitting and leasing programs, subject to annual~~
6 ~~review of Congress, and promulgate special rules as need-~~
7 ~~ed to test the feasibility of issuing unified permits, applica-~~
8 ~~tions, and leases. The Secretaries of the Interior and Agri-~~
9 ~~culture may make reciprocal delegations of their respective~~
10 ~~authorities, duties and responsibilities in support of the~~
11 ~~“Service First” initiative to promote customer service and~~
12 ~~efficiency. Nothing herein shall alter, expand or limit the~~
13 ~~applicability of any public law or regulation to lands ad-~~
14 ~~ministered by the Bureau of Land Management or the~~
15 ~~Forest Service.~~

16 ~~SEC. 333. FEDERAL AND STATE COOPERATIVE WA-~~
17 ~~TERSHEDED RESTORATION AND PROTECTION IN COLORADO.~~
18 ~~(a) USE OF COLORADO STATE FOREST SERVICE.—Until~~
19 ~~September 30, 2004, the Secretary of Agriculture, via co-~~
20 ~~operative agreement or contract (including sole source~~
21 ~~contract) as appropriate, may permit the Colorado State~~
22 ~~Forest Service to perform watershed restoration and pro-~~
23 ~~tection services on National Forest System lands in the~~
24 ~~State of Colorado when similar and complementary water-~~
25 ~~shed restoration and protection services are being per-~~

1 formed by the State Forest Service on adjacent State or
2 private lands. The types of services that may be extended
3 to National Forest System lands include treatment of in-
4 sect infected trees, reduction of hazardous fuels, and other
5 activities to restore or improve watersheds or fish and
6 wildlife habitat across ownership boundaries.

7 (b) STATE AS AGENT.—Except as provided in sub-
8 section (c), a cooperative agreement or contract under
9 subsection (a) may authorize the State Forester of Colo-
10 rado to serve as the agent for the Forest Service in pro-
11 viding all services necessary to facilitate the performance
12 of watershed restoration and protection services under
13 subsection (a). The services to be performed by the Colo-
14 rado State Forest Service may be conducted with sub-
15 contracts utilizing State contract procedures. Subsections
16 (d) and (g) of section 14 of the National Forest Manage-
17 ment Act of 1976 (16 U.S.C. 472a) shall not apply to
18 services performed under a cooperative agreement or con-
19 tract under subsection (a).

20 (c) RETENTION OF NEPA RESPONSIBILITIES.—With
21 respect to any watershed restoration and protection serv-
22 ices on National Forest System lands proposed for per-
23 formance by the Colorado State Forest Service under sub-
24 section (a), any decision required to be made under the
25 National Environmental Policy Act of 1969 (42 U.S.C.

1 4321 et seq.) may not be delegated to the State Forester
 2 of Colorado or any other officer or employee of the Colo-
 3 rado State Forest Service.

4 SEC. 334. None of the funds made available under
 5 this Act may be used to issue a record of decision or any
 6 policy implementing the Interior Columbia Basin Eco-
 7 system Management Project not prepared pursuant to law
 8 as set forth in chapter 6 of title 5, United States Code.

9 SEC. 335. None of the funds provided in this Act,
 10 for the agencies funded by this Act, shall be expended for
 11 the purposes of design, planning or management of Fed-
 12 eral Lands as National Monuments that are designated
 13 as National Monuments under the 1906 Antiquities Act,
 14 since 1999.

15 TITLE IV—FISCAL YEAR 2000 EMERGENCY

16 SUPPLEMENTAL APPROPRIATIONS

17 DEPARTMENT OF THE INTERIOR

18 BUREAU OF LAND MANAGEMENT

19 WILDLAND FIRE MANAGEMENT

20 For an additional amount in fiscal year 2000 for
 21 “Wildland Fire Management”, \$200,000,000, to remain
 22 available until expended, for emergency rehabilitation and
 23 wildfire suppression activities: *Provided*, That the entire
 24 amount is designated by Congress as an emergency re-
 25 quirement pursuant to section 251(b)(2)(A) of the Bal-

1 anced Budget and Emergency Deficit Control Act of 1985;
2 as amended: *Provided further*, That this amount shall be
3 available only to the extent that an official budget request
4 for a specific dollar amount, that includes designation of
5 the entire amount as an emergency requirement as defined
6 by such Act, is transmitted by the President to the Con-
7 gress.

8 DEPARTMENT OF AGRICULTURE

9 FOREST SERVICE

10 WILDLAND FIRE MANAGEMENT

11 For an additional amount in fiscal year 2000 for
12 “Wildland Fire Management”, \$150,000,000, to remain
13 available until expended, for emergency rehabilitation,
14 presuppression, and wildfire suppression: *Provided*, That
15 the entire amount is designated by Congress as an emer-
16 gency requirement pursuant to section 251(b)(2)(A) of the
17 Balanced Budget and Emergency Deficit Control Act of
18 1985, as amended: *Provided further*, That this amount
19 shall be available only to the extent that an official budget
20 request for a specific dollar amount, that includes designa-
21 tion of the entire amount as an emergency requirement
22 as defined by such Act, is transmitted by the President
23 to the Congress.

1 TITLE V—ADDITIONAL GENERAL PROVISIONS

2 SEC. 501. None of the funds appropriated or other-
3 wise made available by this Act to the Forest Service may
4 be used—

5 (1) to purchase a motor vehicle for the use of
6 Forest Service personnel that is painted in the base
7 color identified as Federal Standard 595, color chip
8 no. 14260, or painted in any other base color, except
9 the color white as made available by the manufac-
10 turer; or

11 (2) to paint any Forest Service motor vehicle in
12 any base color other than white.

13 SEC. 502. None of the funds appropriated or other-
14 wise made available by this Act may be used by the Bu-
15 reau of Land Management, the National Park Service, or
16 the Forest Service to conduct a prescribed burn of Federal
17 land for which the Federal agency has not implemented
18 all provisions of the memorandum containing the Federal
19 Wildland Fire Policy accepted and endorsed by the Sec-
20 retary of Agriculture and the Secretary of the Interior in
21 December 1995.

22 SEC. 503. None of the funds made available in this
23 Act shall be used to implement section 123 of this Act
24 except for activities related to planning and management
25 of national monuments.

1 This Act may be cited as the “Department of the In-
2 terior and Related Agencies Appropriations Act, 2001”.
3 *That the following sums are appropriated, out of any*
4 *money in the Treasury not otherwise appropriated, for the*
5 *Department of the Interior and related agencies for the fis-*
6 *cal year ending September 30, 2001, and for other purposes,*
7 *namely:*

8 *TITLE I—DEPARTMENT OF THE INTERIOR*

9 *BUREAU OF LAND MANAGEMENT*

10 *MANAGEMENT OF LANDS AND RESOURCES*

11 *For expenses necessary for protection, use, improve-*
12 *ment, development, disposal, cadastral surveying, classifica-*
13 *tion, acquisition of easements and other interests in lands,*
14 *and performance of other functions, including maintenance*
15 *of facilities, as authorized by law, in the management of*
16 *lands and their resources under the jurisdiction of the Bu-*
17 *reau of Land Management, including the general adminis-*
18 *tration of the Bureau, and assessment of mineral potential*
19 *of public lands pursuant to Public Law 96–487 (16 U.S.C.*
20 *3150(a)), \$693,133,000, to remain available until expended,*
21 *of which \$3,898,000 shall be available for assessment of the*
22 *mineral potential of public lands in Alaska pursuant to sec-*
23 *tion 1010 of Public Law 96–487 (16 U.S.C. 3150); and of*
24 *which not to exceed \$1,000,000 shall be derived from the*
25 *special receipt account established by the Land and Water*

1 *Conservation Act of 1965, as amended (16 U.S.C. 460l–*
2 *6a(i)); and of which \$2,500,000 shall be available in fiscal*
3 *year 2001 subject to a match by at least an equal amount*
4 *by the National Fish and Wildlife Foundation, to such*
5 *Foundation for cost-shared projects supporting conservation*
6 *of Bureau lands and such funds shall be advanced to the*
7 *Foundation as a lump sum grant without regard to when*
8 *expenses are incurred; in addition, \$34,328,000 for Mining*
9 *Law Administration program operations, including the cost*
10 *of administering the mining claim fee program; to remain*
11 *available until expended, to be reduced by amounts collected*
12 *by the Bureau and credited to this appropriation from an-*
13 *nual mining claim fees so as to result in a final appropria-*
14 *tion estimated at not more than \$693,133,000, and*
15 *\$2,000,000, to remain available until expended, from com-*
16 *munication site rental fees established by the Bureau for*
17 *the cost of administering communication site activities:*
18 *Provided, That appropriations herein made shall not be*
19 *available for the destruction of healthy, unadopted, wild*
20 *horses and burros in the care of the Bureau or its contrac-*
21 *tors.*

22 WILDLAND FIRE MANAGEMENT

23 *For necessary expenses for fire preparedness, suppres-*
24 *sion operations, emergency rehabilitation and hazardous*
25 *fuels reduction by the Department of the Interior,*
26 *\$292,679,000, to remain available until expended, of which*

1 *not to exceed \$9,300,000 shall be for the renovation or con-*
 2 *struction of fire facilities: Provided, That such funds are*
 3 *also available for repayment of advances to other appro-*
 4 *priation accounts from which funds were previously trans-*
 5 *ferred for such purposes: Provided further, That unobligated*
 6 *balances of amounts previously appropriated to the “Fire*
 7 *Protection” and “Emergency Department of the Interior*
 8 *Firefighting Fund” may be transferred and merged with*
 9 *this appropriation: Provided further, That persons hired*
 10 *pursuant to 43 U.S.C. 1469 may be furnished subsistence*
 11 *and lodging without cost from funds available from this ap-*
 12 *propriation: Provided further, That notwithstanding 42*
 13 *U.S.C. 1856d, sums received by a bureau or office of the*
 14 *Department of the Interior for fire protection rendered pur-*
 15 *suant to 42 U.S.C. 1856 et seq., protection of United States*
 16 *property, may be credited to the appropriation from which*
 17 *funds were expended to provide that protection, and are*
 18 *available without fiscal year limitation.*

19 *CENTRAL HAZARDOUS MATERIALS FUND*

20 *For necessary expenses of the Department of the Inte-*
 21 *rior and any of its component offices and bureaus for the*
 22 *remedial action, including associated activities, of haz-*
 23 *ardous waste substances, pollutants, or contaminants pur-*
 24 *suant to the Comprehensive Environmental Response, Com-*
 25 *pensation, and Liability Act, as amended (42 U.S.C. 9601*
 26 *et seq.), \$10,000,000, to remain available until expended:*

1 *Provided, That notwithstanding 31 U.S.C. 3302, sums re-*
 2 *covered from or paid by a party in advance of or as reim-*
 3 *bursement for remedial action or response activities con-*
 4 *ducted by the Department pursuant to section 107 or 113(f)*
 5 *of such Act, shall be credited to this account to be available*
 6 *until expended without further appropriation: Provided*
 7 *further, That such sums recovered from or paid by any*
 8 *party are not limited to monetary payments and may in-*
 9 *clude stocks, bonds or other personal or real property, which*
 10 *may be retained, liquidated, or otherwise disposed of by the*
 11 *Secretary and which shall be credited to this account.*

12 CONSTRUCTION

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

16 PAYMENTS IN LIEU OF TAXES

17 *For expenses necessary to implement the Act of October*
 18 *20, 1976, as amended (31 U.S.C. 6901–6907),*
 19 *\$145,000,000, of which not to exceed \$400,000 shall be*
 20 *available for administrative expenses: Provided, That no*
 21 *payment shall be made to otherwise eligible units of local*
 22 *government if the computed amount of the payment is less*
 23 *than \$100.*

24 LAND ACQUISITION

25 *For expenses necessary to carry out sections 205, 206,*
 26 *and 318(d) of Public Law 94–579, including administra-*

1 *tive expenses and acquisition of lands or waters, or interests*
 2 *therein, \$10,600,000, to be derived from the Land and*
 3 *Water Conservation Fund, to remain available until ex-*
 4 *pended.*

5 *OREGON AND CALIFORNIA GRANT LANDS*

6 *For expenses necessary for management, protection,*
 7 *and development of resources and for construction, oper-*
 8 *ation, and maintenance of access roads, reforestation, and*
 9 *other improvements on the revested Oregon and California*
 10 *Railroad grant lands, on other Federal lands in the Oregon*
 11 *and California land-grant counties of Oregon, and on adja-*
 12 *cent rights-of-way; and acquisition of lands or interests*
 13 *therein including existing connecting roads on or adjacent*
 14 *to such grant lands; \$104,267,000, to remain available until*
 15 *expended: Provided, That 25 percent of the aggregate of all*
 16 *receipts during the current fiscal year from the revested Or-*
 17 *egon and California Railroad grant lands is hereby made*
 18 *a charge against the Oregon and California land-grant*
 19 *fund and shall be transferred to the General Fund in the*
 20 *Treasury in accordance with the second paragraph of sub-*
 21 *section (b) of title II of the Act of August 28, 1937 (50 Stat.*
 22 *876).*

23 *FOREST ECOSYSTEMS HEALTH AND RECOVERY FUND*

24 *(REVOLVING FUND, SPECIAL ACCOUNT)*

25 *In addition to the purposes authorized in Public Law*
 26 *102–381, funds made available in the Forest Ecosystem*

1 *Health and Recovery Fund can be used for the purpose of*
2 *planning, preparing, and monitoring salvage timber sales*
3 *and forest ecosystem health and recovery activities such as*
4 *release from competing vegetation and density control treat-*
5 *ments. The Federal share of receipts (defined as the portion*
6 *of salvage timber receipts not paid to the counties under*
7 *43 U.S.C. 1181f and 43 U.S.C. 1181–1 et seq., and Public*
8 *Law 103–66) derived from treatments funded by this ac-*
9 *count shall be deposited into the Forest Ecosystem Health*
10 *and Recovery Fund.*

11 *RANGE IMPROVEMENTS*

12 *For rehabilitation, protection, and acquisition of lands*
13 *and interests therein, and improvement of Federal range-*
14 *lands pursuant to section 401 of the Federal Land Policy*
15 *and Management Act of 1976 (43 U.S.C. 1701), notwith-*
16 *standing any other Act, sums equal to 50 percent of all*
17 *moneys received during the prior fiscal year under sections*
18 *3 and 15 of the Taylor Grazing Act (43 U.S.C. 315 et seq.)*
19 *and the amount designated for range improvements from*
20 *grazing fees and mineral leasing receipts from Bankhead-*
21 *Jones lands transferred to the Department of the Interior*
22 *pursuant to law, but not less than \$10,000,000, to remain*
23 *available until expended: Provided, That not to exceed*
24 *\$600,000 shall be available for administrative expenses.*

1 *SERVICE CHARGES, DEPOSITS, AND FORFEITURES*

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

1 *the exact land for which funds were collected may be used*
2 *to repair other damaged public lands.*

3 *MISCELLANEOUS TRUST FUNDS*

4 *In addition to amounts authorized to be expended*
5 *under existing laws, there is hereby appropriated such*
6 *amounts as may be contributed under section 307 of the*
7 *Act of October 21, 1976 (43 U.S.C. 1701), and such*
8 *amounts as may be advanced for administrative costs, sur-*
9 *veys, appraisals, and costs of making conveyances of omit-*
10 *ted lands under section 211(b) of that Act, to remain avail-*
11 *able until expended.*

12 *ADMINISTRATIVE PROVISIONS*

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

1 *duced publications for which the cooperators share the cost*
2 *of printing either in cash or in services, and the Bureau*
3 *determines the cooperator is capable of meeting accepted*
4 *quality standards.*

5 *UNITED STATES FISH AND WILDLIFE SERVICE*
6 *RESOURCE MANAGEMENT*

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

1 *ther, That not to exceed \$6,355,000 shall be used for imple-*
2 *menting subsections (a), (b), (c), and (e) of section 4 of the*
3 *Endangered Species Act, as amended, for species that are*
4 *indigenous to the United States (except for processing peti-*
5 *tions, developing and issuing proposed and final regula-*
6 *tions, and taking any other steps to implement actions de-*
7 *scribed in subsection (c)(2)(A), (c)(2)(B)(i), or*
8 *(c)(2)(B)(ii): Provided further, That of the amount avail-*
9 *able for law enforcement, up to \$400,000 to remain avail-*
10 *able until expended, may at the discretion of the Secretary,*
11 *be used for payment for information, rewards, or evidence*
12 *concerning violations of laws administered by the Service,*
13 *and miscellaneous and emergency expenses of enforcement*
14 *activity, authorized or approved by the Secretary and to*
15 *be accounted for solely on his certificate: Provided further,*
16 *That of the amount provided for environmental contami-*
17 *nants, up to \$1,000,000 may remain available until ex-*
18 *pended for contaminant sample analyses.*

19 CONSTRUCTION

20 *For construction, improvement, acquisition, or re-*
21 *moval of buildings and other facilities required in the con-*
22 *servation, management, investigation, protection, and utili-*
23 *zation of fishery and wildlife resources, and the acquisition*
24 *of lands and interests therein; \$54,803,000, to remain avail-*
25 *able until expended.*

1 *LAND ACQUISITION*

2 *For expenses necessary to carry out the Land and*
3 *Water Conservation Fund Act of 1965, as amended (16*
4 *U.S.C. 460l–4 through 11), including administrative ex-*
5 *penses, and for acquisition of land or waters, or interest*
6 *therein, in accordance with statutory authority applicable*
7 *to the United States Fish and Wildlife Service, \$46,100,000,*
8 *to be derived from the Land and Water Conservation Fund,*
9 *to remain available until expended.*

10 *COOPERATIVE ENDANGERED SPECIES CONSERVATION FUND*

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

16 *NATIONAL WILDLIFE REFUGE FUND*

17 *For expenses necessary to implement the Act of October*
18 *17, 1978 (16 U.S.C. 715s), \$10,000,000.*

19 *NORTH AMERICAN WETLANDS CONSERVATION FUND*

20 *For expenses necessary to carry out the provisions of*
21 *the North American Wetlands Conservation Act, Public*
22 *Law 101–233, as amended, \$16,500,000, to remain avail-*
23 *able until expended.*

1 *WILDLIFE CONSERVATION AND APPRECIATION FUND*

2 *For necessary expenses of the Wildlife Conservation*
3 *and Appreciation Fund, \$797,000, to remain available*
4 *until expended.*

5 *MULTINATIONAL SPECIES CONSERVATION FUND*

6 *For expenses necessary to carry out the African Ele-*
7 *phant Conservation Act (16 U.S.C. 4201–4203, 4211–4213,*
8 *4221–4225, 4241–4245, and 1538), the Asian Elephant*
9 *Conservation Act of 1997 (16 U.S.C. 4261–4266), and the*
10 *Rhinoceros and Tiger Conservation Act of 1994 (16 U.S.C.*
11 *5301–5306), \$2,500,000, to remain available until ex-*
12 *pended: Provided, That funds made available under this Act*
13 *and Public Law 105–277 for rhinoceros, tiger, and Asian*
14 *elephant conservation programs are exempt from any sanc-*
15 *tions imposed against any country under section 102 of the*
16 *Arms Export Control Act (22 U.S.C. 2799aa–1).*

17 *ADMINISTRATIVE PROVISIONS*

18 *Appropriations and funds available to the United*
19 *States Fish and Wildlife Service shall be available for pur-*
20 *chase of not to exceed 79 passenger motor vehicles, of which*
21 *72 are for replacement only (including 41 for police-type*
22 *use); repair of damage to public roads within and adjacent*
23 *to reservation areas caused by operations of the Service; op-*
24 *tions for the purchase of land at not to exceed \$1 for each*
25 *option; facilities incident to such public recreational uses*
26 *on conservation areas as are consistent with their primary*

1 purpose; and the maintenance and improvement of aquaria,
2 buildings, and other facilities under the jurisdiction of the
3 Service and to which the United States has title, and which
4 are used pursuant to law in connection with management
5 and investigation of fish and wildlife resources: Provided,
6 That notwithstanding 44 U.S.C. 501, the Service may,
7 under cooperative cost sharing and partnership arrange-
8 ments authorized by law, procure printing services from co-
9 operators in connection with jointly produced publications
10 for which the cooperators share at least one-half the cost
11 of printing either in cash or services and the Service deter-
12 mines the cooperator is capable of meeting accepted quality
13 standards: Provided further, That the Service may accept
14 donated aircraft as replacements for existing aircraft: Pro-
15 vided further, That notwithstanding any other provision of
16 law, the Secretary of the Interior may not spend any of
17 the funds appropriated in this Act for the purchase of lands
18 or interests in lands to be used in the establishment of any
19 new unit of the National Wildlife Refuge System unless the
20 purchase is approved in advance by the House and Senate
21 Committees on Appropriations in compliance with the re-
22 programming procedures contained in Senate Report 105–
23 56.

1 *NATIONAL PARK SERVICE*2 *OPERATION OF THE NATIONAL PARK SYSTEM*

3 *For expenses necessary for the management, operation,*
4 *and maintenance of areas and facilities administered by*
5 *the National Park Service (including special road mainte-*
6 *nance service to trucking permittees on a reimbursable*
7 *basis), and for the general administration of the National*
8 *Park Service, including not less than \$2,000,000 for high*
9 *priority projects within the scope of the approved budget*
10 *which shall be carried out by the Youth Conservation Corps*
11 *as authorized by 16 U.S.C. 1706, \$1,443,795,000, of which*
12 *\$9,227,000 for research, planning and interagency coordi-*
13 *nation in support of land acquisition for Everglades res-*
14 *toration shall remain available until expended, and of*
15 *which not to exceed \$7,000,000, to remain available until*
16 *expended, is to be derived from the special fee account estab-*
17 *lished pursuant to title V, section 5201 of Public Law 100—*
18 *203.*

19 *NATIONAL RECREATION AND PRESERVATION*

20 *For expenses necessary to carry out recreation pro-*
21 *grams, natural programs, cultural programs, heritage part-*
22 *nership programs, environmental compliance and review,*
23 *international park affairs, statutory or contractual aid for*
24 *other activities, and grant administration, not otherwise*
25 *provided for, \$58,209,000, of which \$2,000,000 shall be*

1 *available to carry out the Urban Park and Recreation Re-*
2 *covery Act of 1978 (16 U.S.C. 2501 et seq.).*

3 *HISTORIC PRESERVATION FUND*

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

12 *CONSTRUCTION*

13 *For construction, improvements, repair or replacement*
14 *of physical facilities, including the modifications authorized*
15 *by section 104 of the Everglades National Park Protection*
16 *and Expansion Act of 1989, \$207,079,000, to remain avail-*
17 *able until expended: Provided, That \$1,000,000 for the*
18 *Great Falls Historic District, \$650,000 for Lake Champlain*
19 *National Historic Landmarks, and \$365,000 for the U.S.*
20 *Grant Boyhood Home National Historic Landmark shall*
21 *be derived from the Historic Preservation Fund pursuant*
22 *to 16 U.S.C. 470a.*

23 *LAND AND WATER CONSERVATION FUND*

24 *(RESCISSION)*

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

1 *LAND ACQUISITION AND STATE ASSISTANCE*

2 *For expenses necessary to carry out the Land and*
3 *Water Conservation Act of 1965, as amended (16 U.S.C.*
4 *460l-4 through 11), including administrative expenses, and*
5 *for acquisition of lands or waters, or interest therein, in*
6 *accordance with the statutory authority applicable to the*
7 *National Park Service, \$87,140,000, to be derived from the*
8 *Land and Water Conservation Fund, to remain available*
9 *until expended, of which \$40,000,000 is for the State assist-*
10 *ance program including \$1,000,000 to administer the State*
11 *assistance program, and of which \$10,000,000 may be for*
12 *State grants for land acquisition in the State of Florida:*
13 *Provided, That the Secretary may provide Federal assist-*
14 *ance to the State of Florida for the acquisition of lands*
15 *or waters, or interests therein, within the Everglades water-*
16 *shed (consisting of lands and waters within the boundaries*
17 *of the South Florida Water Management District, Florida*
18 *Bay and the Florida Keys, including the areas known as*
19 *the Frog Pond, the Rocky Glades and the Eight and One-*
20 *Half Square Mile Area) under terms and conditions deemed*
21 *necessary by the Secretary to improve and restore the*
22 *hydrological function of the Everglades watershed: Provided*
23 *further, That funds provided under this heading for assist-*
24 *ance to the State of Florida to acquire lands within the*
25 *Everglades watershed are contingent upon new matching*

1 *non-Federal funds by the State and shall be subject to an*
2 *agreement that the lands to be acquired will be managed*
3 *in perpetuity for the restoration of the Everglades: Provided*
4 *further, That none of the funds provided for the State As-*
5 *sistance program may be used to establish a contingency*
6 *fund.*

7 *ADMINISTRATIVE PROVISIONS*

8 *Appropriations for the National Park Service shall be*
9 *available for the purchase of not to exceed 340 passenger*
10 *motor vehicles, of which 273 shall be for replacement only,*
11 *including not to exceed 319 for police-type use, 12 buses,*
12 *and 9 ambulances: Provided, That none of the funds appro-*
13 *priated to the National Park Service may be used to process*
14 *any grant or contract documents which do not include the*
15 *text of 18 U.S.C. 1913: Provided further, That none of the*
16 *funds appropriated to the National Park Service may be*
17 *used to implement an agreement for the redevelopment of*
18 *the southern end of Ellis Island until such agreement has*
19 *been submitted to the Congress and shall not be imple-*
20 *mented prior to the expiration of 30 calendar days (not*
21 *including any day in which either House of Congress is*
22 *not in session because of adjournment of more than three*
23 *calendar days to a day certain) from the receipt by the*
24 *Speaker of the House of Representatives and the President*
25 *of the Senate of a full and comprehensive report on the de-*
26 *velopment of the southern end of Ellis Island, including the*

1 *facts and circumstances relied upon in support of the pro-*
2 *posed project.*

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

6 *The National Park Service may distribute to operating*
7 *units based on the safety record of each unit the costs of*
8 *programs designed to improve workplace and employee safe-*
9 *ty, and to encourage employees receiving workers' com-*
10 *pensation benefits pursuant to chapter 81 of title 5, United*
11 *States Code, to return to appropriate positions for which*
12 *they are medically able.*

13 *UNITED STATES GEOLOGICAL SURVEY*

14 *SURVEYS, INVESTIGATIONS, AND RESEARCH*

15 *For expenses necessary for the United States Geological*
16 *Survey to perform surveys, investigations, and research cov-*
17 *ering topography, geology, hydrology, biology, and the min-*
18 *eral and water resources of the United States, its territories*
19 *and possessions, and other areas as authorized by 43 U.S.C.*
20 *31, 1332, and 1340; classify lands as to their mineral and*
21 *water resources; give engineering supervision to power per-*
22 *mittees and Federal Energy Regulatory Commission licens-*
23 *ees; administer the minerals exploration program (30*
24 *U.S.C. 641); and publish and disseminate data relative to*
25 *the foregoing activities; and to conduct inquiries into the*

1 *economic conditions affecting mining and materials proc-*
2 *essing industries (30 U.S.C. 3, 21a, and 1603; 50 U.S.C.*
3 *98g(1)) and related purposes as authorized by law and to*
4 *publish and disseminate data; \$847,596,000, of which*
5 *\$62,879,000 shall be available only for cooperation with*
6 *States or municipalities for water resources investigations;*
7 *and of which \$16,400,000 shall remain available until ex-*
8 *pended for conducting inquiries into the economic condi-*
9 *tions affecting mining and materials processing industries;*
10 *and of which \$1,525,000 shall remain available until ex-*
11 *pended for ongoing development of a mineral and geologic*
12 *data base; and of which \$32,322,000 shall be available until*
13 *September 30, 2002 for the operation and maintenance of*
14 *facilities and deferred maintenance; and of which*
15 *\$147,773,000 shall be available until September 30, 2002*
16 *for the biological research activity and the operation of the*
17 *Cooperative Research Units: Provided, That none of these*
18 *funds provided for the biological research activity shall be*
19 *used to conduct new surveys on private property, unless spe-*
20 *cifically authorized in writing by the property owner: Pro-*
21 *vided further, That no part of this appropriation shall be*
22 *used to pay more than one-half the cost of topographic map-*
23 *ping or water resources data collection and investigations*
24 *carried on in cooperation with States and municipalities.*

1 ADMINISTRATIVE PROVISIONS

2 *The amount appropriated for the United States Geo-*
3 *logical Survey shall be available for the purchase of not to*
4 *exceed 53 passenger motor vehicles, of which 48 are for re-*
5 *placement only; reimbursement to the General Services Ad-*
6 *ministration for security guard services; contracting for the*
7 *furnishing of topographic maps and for the making of geo-*
8 *physical or other specialized surveys when it is administra-*
9 *tively determined that such procedures are in the public in-*
10 *terest; construction and maintenance of necessary buildings*
11 *and appurtenant facilities; acquisition of lands for gauging*
12 *stations and observation wells; expenses of the United States*
13 *National Committee on Geology; and payment of compensa-*
14 *tion and expenses of persons on the rolls of the Survey duly*
15 *appointed to represent the United States in the negotiation*
16 *and administration of interstate compacts: Provided, That*
17 *activities funded by appropriations herein made may be ac-*
18 *complished through the use of contracts, grants, or coopera-*
19 *tive agreements as defined in 31 U.S.C. 6302 et seq.*

20 MINERALS MANAGEMENT SERVICE

21 ROYALTY AND OFFSHORE MINERALS MANAGEMENT

22 *For expenses necessary for minerals leasing and envi-*
23 *ronmental studies, regulation of industry operations, and*
24 *collection of royalties, as authorized by law; for enforcing*
25 *laws and regulations applicable to oil, gas, and other min-*

1 erals leases, permits, licenses and operating contracts; and
2 for matching grants or cooperative agreements; including
3 the purchase of not to exceed eight passenger motor vehicles
4 for replacement only; \$134,010,000, of which \$86,257,000,
5 shall be available for royalty management activities; and
6 an amount not to exceed \$107,410,000, to be credited to this
7 appropriation and to remain available until expended,
8 from additions to receipts resulting from increases to rates
9 in effect on August 5, 1993, from rate increases to fee collec-
10 tions for Outer Continental Shelf administrative activities
11 performed by the Minerals Management Service over and
12 above the rates in effect on September 30, 1993, and from
13 additional fees for Outer Continental Shelf administrative
14 activities established after September 30, 1993: Provided,
15 That to the extent \$107,410,000 in additions to receipts are
16 not realized from the sources of receipts stated above, the
17 amount needed to reach \$107,410,000 shall be credited to
18 this appropriation from receipts resulting from rental rates
19 for Outer Continental Shelf leases in effect before August
20 5, 1993: Provided further, That \$3,000,000 for computer ac-
21 quisitions shall remain available until September 30, 2002:
22 Provided further, That funds appropriated under this Act
23 shall be available for the payment of interest in accordance
24 with 30 U.S.C. 1721(b) and (d): Provided further, That not
25 to exceed \$3,000 shall be available for reasonable expenses

1 *related to promoting volunteer beach and marine cleanup*
 2 *activities: Provided further, That notwithstanding any*
 3 *other provision of law, \$15,000 under this heading shall be*
 4 *available for refunds of overpayments in connection with*
 5 *certain Indian leases in which the Director of the Minerals*
 6 *Management Service concurred with the claimed refund*
 7 *due, to pay amounts owed to Indian allottees or tribes, or*
 8 *to correct prior unrecoverable erroneous payments.*

9 *OIL SPILL RESEARCH*

10 *For necessary expenses to carry out title I, section*
 11 *1016, title IV, sections 4202 and 4303, title VII, and title*
 12 *VIII, section 8201 of the Oil Pollution Act of 1990,*
 13 *\$6,118,000, which shall be derived from the Oil Spill Liabil-*
 14 *ity Trust Fund, to remain available until expended.*

15 *OFFICE OF SURFACE MINING RECLAMATION AND*

16 *ENFORCEMENT*

17 *REGULATION AND TECHNOLOGY*

18 *For necessary expenses to carry out the provisions of*
 19 *the Surface Mining Control and Reclamation Act of 1977,*
 20 *Public Law 95–87, as amended, including the purchase of*
 21 *not to exceed 10 passenger motor vehicles, for replacement*
 22 *only; \$100,801,000: Provided, That the Secretary of the In-*
 23 *terior, pursuant to regulations, may use directly or through*
 24 *grants to States, moneys collected in fiscal year 2001 for*
 25 *civil penalties assessed under section 518 of the Surface*
 26 *Mining Control and Reclamation Act of 1977 (30 U.S.C.*

1 1268), to reclaim lands adversely affected by coal mining
 2 practices after August 3, 1977, to remain available until
 3 expended: Provided further, That appropriations for the Of-
 4 fice of Surface Mining Reclamation and Enforcement may
 5 provide for the travel and per diem expenses of State and
 6 tribal personnel attending Office of Surface Mining Rec-
 7 lamation and Enforcement sponsored training.

8 *ABANDONED MINE RECLAMATION FUND*

9 *For necessary expenses to carry out title IV of the Sur-*
 10 *face Mining Control and Reclamation Act of 1977, Public*
 11 *Law 95–87, as amended, including the purchase of not more*
 12 *than 10 passenger motor vehicles for replacement only,*
 13 *\$201,438,000, to be derived from receipts of the Abandoned*
 14 *Mine Reclamation Fund and to remain available until ex-*
 15 *pended; of which up to \$10,000,000, to be derived from the*
 16 *Federal Expenses Share of the Fund, shall be for supple-*
 17 *mental grants to States for the reclamation of abandoned*
 18 *sites with acid mine rock drainage from coal mines, and*
 19 *for associated activities, through the Appalachian Clean*
 20 *Streams Initiative: Provided, That grants to minimum pro-*
 21 *gram States will be \$1,600,000 per State in fiscal year*
 22 *2001: Provided further, That of the funds herein provided*
 23 *up to \$18,000,000 may be used for the emergency program*
 24 *authorized by section 410 of Public Law 95–87, as amend-*
 25 *ed, of which no more than 25 percent shall be used for emer-*
 26 *gency reclamation projects in any one State and funds for*

1 *federally administered emergency reclamation projects*
2 *under this proviso shall not exceed \$11,000,000: Provided*
3 *further, That prior year unobligated funds appropriated for*
4 *the emergency reclamation program shall not be subject to*
5 *the 25 percent limitation per State and may be used with-*
6 *out fiscal year limitation for emergency projects: Provided*
7 *further, That pursuant to Public Law 97-365, the Depart-*
8 *ment of the Interior is authorized to use up to 20 percent*
9 *from the recovery of the delinquent debt owed to the United*
10 *States Government to pay for contracts to collect these debts:*
11 *Provided further, That funds made available under title IV*
12 *of Public Law 95-87 may be used for any required non-*
13 *Federal share of the cost of projects funded by the Federal*
14 *Government for the purpose of environmental restoration*
15 *related to treatment or abatement of acid mine drainage*
16 *from abandoned mines: Provided further, That such projects*
17 *must be consistent with the purposes and priorities of the*
18 *Surface Mining Control and Reclamation Act: Provided*
19 *further, That the State of Maryland may set aside the great-*
20 *er of \$1,000,000 or 10 percent of the total of the grants*
21 *made available to the State under title IV of the Surface*
22 *Mining Control and Reclamation Act of 1977, as amended*
23 *(30 U.S.C. 1231 et seq.), if the amount set aside is deposited*
24 *in an acid mine drainage abatement and treatment fund*
25 *established under a State law, pursuant to which law the*

1 *amount (together with all interest earned on the amount)*
 2 *is expended by the State to undertake acid mine drainage*
 3 *abatement and treatment projects, except that before any*
 4 *amounts greater than 10 percent of its title IV grants are*
 5 *deposited in an acid mine drainage abatement and treat-*
 6 *ment fund, the State of Maryland must first complete all*
 7 *Surface Mining Control and Reclamation Act priority one*
 8 *projects: Provided further, That from the funds provided*
 9 *herein, in addition to the amount granted to the State of*
 10 *Kentucky under Sections 402(g)(1) and 402(g)(5) of the*
 11 *Surface Mining Control and Reclamation Act, an addi-*
 12 *tional \$1,000,000 shall be made available to the State of*
 13 *Kentucky to demonstrate reforestation techniques on aban-*
 14 *doned coal mine sites.*

15 *BUREAU OF INDIAN AFFAIRS*

16 *OPERATION OF INDIAN PROGRAMS*

17 *For expenses necessary for the operation of Indian pro-*
 18 *grams, as authorized by law, including the Snyder Act of*
 19 *November 2, 1921 (25 U.S.C. 13), the Indian Self-Deter-*
 20 *mination and Education Assistance Act of 1975 (25 U.S.C.*
 21 *450 et seq.), as amended, the Education Amendments of*
 22 *1978 (25 U.S.C. 2001–2019), and the Tribally Controlled*
 23 *Schools Act of 1988 (25 U.S.C. 2501 et seq.), as amended,*
 24 *\$1,704,620,000, to remain available until September 30,*
 25 *2002 except as otherwise provided herein, of which not to*

1 exceed \$93,225,000 shall be for welfare assistance payments
2 and notwithstanding any other provision of law, including
3 but not limited to the Indian Self-Determination Act of
4 1975, as amended, not to exceed \$125,485,000 shall be
5 available for payments to tribes and tribal organizations
6 for contract support costs associated with ongoing contracts,
7 grants, compacts, or annual funding agreements entered
8 into with the Bureau prior to or during fiscal year 2001,
9 as authorized by such Act, except that tribes and tribal or-
10 ganizations may use their tribal priority allocations for
11 unmet indirect costs of ongoing contracts, grants, or com-
12 pacts, or annual funding agreements and for unmet welfare
13 assistance costs; and up to \$5,000,000 shall be for the In-
14 dian Self-Determination Fund which shall be available for
15 the transitional cost of initial or expanded tribal contracts,
16 grants, compacts or cooperative agreements with the Bureau
17 under such Act; and of which not to exceed \$412,556,000
18 for school operations costs of Bureau-funded schools and
19 other education programs shall become available on July
20 1, 2001, and shall remain available until September 30,
21 2002; and of which not to exceed \$54,694,000 shall remain
22 available until expended for housing improvement, road
23 maintenance, attorney fees, litigation support, self-govern-
24 ance grants, the Indian Self-Determination Fund, land
25 records improvement, and the Navajo-Hopi Settlement Pro-

1 gram: *Provided, That notwithstanding any other provision*
2 *of law, including but not limited to the Indian Self-Deter-*
3 *mination Act of 1975, as amended, and 25 U.S.C. 2008,*
4 *not to exceed \$43,160,000 within and only from such*
5 *amounts made available for school operations shall be avail-*
6 *able to tribes and tribal organizations for administrative*
7 *cost grants associated with the operation of Bureau-funded*
8 *schools: Provided further, That any forestry funds allocated*
9 *to a tribe which remain unobligated as of September 30,*
10 *2002, may be transferred during fiscal year 2003 to an In-*
11 *dian forest land assistance account established for the ben-*
12 *efit of such tribe within the tribe's trust fund account: Pro-*
13 *vided further, That any such unobligated balances not so*
14 *transferred shall expire on September 30, 2003.*

15 CONSTRUCTION

16 *For construction, repair, improvement, and mainte-*
17 *nance of irrigation and power systems, buildings, utilities,*
18 *and other facilities, including architectural and engineering*
19 *services by contract; acquisition of lands, and interests in*
20 *lands; and preparation of lands for farming, and for con-*
21 *struction of the Navajo Indian Irrigation Project pursuant*
22 *to Public Law 87-483, \$341,004,000, to remain available*
23 *until expended: Provided, That such amounts as may be*
24 *available for the construction of the Navajo Indian Irriga-*
25 *tion Project may be transferred to the Bureau of Reclama-*
26 *tion: Provided further, That not to exceed 6 percent of con-*

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

1 *follow the requirements contained in 25 U.S.C. 2505(f):*
2 *Provided further, That any disputes between the Secretary*
3 *and any grantee concerning a grant shall be subject to the*
4 *disputes provision in 25 U.S.C. 2508(e).*

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

7 *For miscellaneous payments to Indian tribes and indi-*
8 *viduals and for necessary administrative expenses,*
9 *\$35,276,000, to remain available until expended; of which*
10 *\$25,225,000 shall be available for implementation of en-*
11 *acted Indian land and water claim settlements pursuant*
12 *to Public Laws 101–618 and 102–575, and for implementa-*
13 *tion of other enacted water rights settlements; of which*
14 *\$8,000,000 shall be available for Tribal compact adminis-*
15 *tration, economic development and future water supplies fa-*
16 *cilities under Public Law 106–163; and of which*
17 *\$1,877,000 shall be available pursuant to Public Laws 99–*
18 *264, 100–383, 100–580 and 103–402.*

19 INDIAN GUARANTEED LOAN PROGRAM ACCOUNT

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

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

3 *ADMINISTRATIVE PROVISIONS*

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

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

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

25 *In the event any tribe returns appropriations made*
26 *available by this Act to the Bureau of Indian Affairs for*

1 *distribution to other tribes, this action shall not diminish*
2 *the Federal Government's trust responsibility to that tribe,*
3 *or the government-to-government relationship between the*
4 *United States and that tribe, or that tribe's ability to access*
5 *future appropriations.*

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

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

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

20 *DEPARTMENT OFFICES*

21 *INSULAR AFFAIRS*

22 *ASSISTANCE TO TERRITORIES*

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

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

1 *vided for technical assistance, sufficient funding shall be*
 2 *made available for a grant to the Close Up Foundation:*
 3 *Provided further, That the funds for the program of oper-*
 4 *ations and maintenance improvement are appropriated to*
 5 *institutionalize routine operations and maintenance im-*
 6 *provement of capital infrastructure in American Samoa,*
 7 *Guam, the Virgin Islands, the Commonwealth of the North-*
 8 *ern Mariana Islands, the Republic of Palau, the Republic*
 9 *of the Marshall Islands, and the Federated States of Micro-*
 10 *nesia through assessments of long-range operations mainte-*
 11 *nance needs, improved capability of local operations and*
 12 *maintenance institutions and agencies (including manage-*
 13 *ment and vocational education training), and project-spe-*
 14 *cific maintenance (with territorial participation and cost*
 15 *sharing to be determined by the Secretary based on the indi-*
 16 *vidual territory's commitment to timely maintenance of its*
 17 *capital assets): Provided further, That any appropriation*
 18 *for disaster assistance under this heading in this Act or*
 19 *previous appropriations Acts may be used as non-Federal*
 20 *matching funds for the purpose of hazard mitigation grants*
 21 *provided pursuant to section 404 of the Robert T. Stafford*
 22 *Disaster Relief and Emergency Assistance Act (42 U.S.C.*
 23 *5170c).*

24 *COMPACT OF FREE ASSOCIATION*

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

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

8 *DEPARTMENTAL MANAGEMENT*

9 *SALARIES AND EXPENSES*

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

17 *OFFICE OF THE SOLICITOR*

18 *SALARIES AND EXPENSES*

19 *For necessary expenses of the Office of the Solicitor,*
 20 *\$40,196,000.*

21 *OFFICE OF INSPECTOR GENERAL*

22 *SALARIES AND EXPENSES*

23 *OFFICE OF INSPECTOR GENERAL*

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

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

3 *For operation of trust programs for Indians by direct*
4 *expenditure, contracts, cooperative agreements, compacts,*
5 *and grants, \$82,628,000, to remain available until ex-*
6 *pended: Provided, That funds for trust management im-*
7 *provements may be transferred, as needed, to the Bureau*
8 *of Indian Affairs "Operation of Indian Programs" account*
9 *and to the Departmental Management "Salaries and Ex-*
10 *penses" account: Provided further, That funds made avail-*
11 *able to Tribes and Tribal organizations through contracts*
12 *or grants obligated during fiscal year 2001, as authorized*
13 *by the Indian Self-Determination Act of 1975 (25 U.S.C.*
14 *450 et seq.), shall remain available until expended by the*
15 *contractor or grantee: Provided further, That notwith-*
16 *standing any other provision of law, the statute of limita-*
17 *tions shall not commence to run on any claim, including*
18 *any claim in litigation pending on the date of the enact-*
19 *ment of this Act, concerning losses to or mismanagement*
20 *of trust funds, until the affected tribe or individual Indian*
21 *has been furnished with an accounting of such funds from*
22 *which the beneficiary can determine whether there has been*
23 *a loss: Provided further, That notwithstanding any other*
24 *provision of law, the Secretary shall not be required to pro-*
25 *vide a quarterly statement of performance for any Indian*

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

7 *INDIAN LAND CONSOLIDATION*

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

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

14 *NATURAL RESOURCE DAMAGE ASSESSMENT AND*
 15 *RESTORATION*

16 *NATURAL RESOURCE DAMAGE ASSESSMENT FUND*

17 *To conduct natural resource damage assessment activi-*
 18 *ties by the Department of the Interior necessary to carry*
 19 *out the provisions of the Comprehensive Environmental Re-*
 20 *sponse, Compensation, and Liability Act, as amended (42*
 21 *U.S.C. 9601 et seq.), Federal Water Pollution Control Act,*
 22 *as amended (33 U.S.C. 1251 et seq.), the Oil Pollution Act*
 23 *of 1990 (33 U.S.C. 2701 et seq.), and the Act of July 27,*
 24 *1990, as amended (16 U.S.C. 19jj et seq.), \$5,403,000, to*
 25 *remain available until expended.*

ADMINISTRATIVE PROVISIONS

There is hereby authorized for acquisition from available resources within the Working Capital Fund, 15 aircraft, 10 of which shall be for replacement and which may be obtained by donation, purchase or through available excess surplus property: Provided, That notwithstanding any other provision of law, existing aircraft being replaced may be sold, with proceeds derived or trade-in value used to offset the purchase price for the replacement aircraft: Provided further, That no programs funded with appropriated funds in the "Departmental Management", "Office of the Solicitor", and "Office of Inspector General" may be augmented through the Working Capital Fund or the Consolidated Working Fund.

GENERAL PROVISIONS, DEPARTMENT OF THE
INTERIOR

SEC. 101. Appropriations made in this title shall be available for expenditure or transfer (within each bureau or office), with the approval of the Secretary, for the emergency reconstruction, replacement, or repair of aircraft, buildings, utilities, or other facilities or equipment damaged or destroyed by fire, flood, storm, or other unavoidable causes: Provided, That no funds shall be made available under this authority until funds specifically made available to the Department of the Interior for emergencies shall have

1 *been exhausted: Provided further, That all funds used pur-*
2 *suant to this section are hereby designated by Congress to*
3 *be “emergency requirements” pursuant to section*
4 *251(b)(2)(A) of the Balanced Budget and Emergency Def-*
5 *icit Control Act of 1985, and must be replenished by a sup-*
6 *plemental appropriation which must be requested as*
7 *promptly as possible.*

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

13 *SEC. 119. None of the funds in this Act may be used*
 14 *to establish a new National Wildlife Refuge in the Kankakee*
 15 *River basin that is inconsistent with the United States*
 16 *Army Corps of Engineers’ efforts to control flooding and*
 17 *siltation in that area. Written certification of consistency*
 18 *shall be submitted to the House and Senate Committees on*
 19 *Appropriations prior to refuge establishment.*

20 *SEC. 120. (a) In this section—*

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

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

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

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

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

11 (B) *as a burial ground.*

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

4 *FOREST AND RANGELAND RESEARCH*

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

8 *STATE AND PRIVATE FORESTRY*

9 *For necessary expenses of cooperating with and pro-*
10 *viding technical and financial assistance to States, terri-*
11 *tories, possessions, and others, and for forest health manage-*
12 *ment, cooperative forestry, and education and land con-*
13 *servation activities, \$226,266,000, to remain available until*
14 *expended, as authorized by law.*

15 *NATIONAL FOREST SYSTEM*

16 *For necessary expenses of the Forest Service, not other-*
17 *wise provided for, for management, protection, improve-*
18 *ment, and utilization of the National Forest System,*
19 *\$1,233,824,000, to remain available until expended, which*
20 *shall include 50 percent of all moneys received during prior*
21 *fiscal years as fees collected under the Land and Water Con-*
22 *servation Fund Act of 1965, as amended, in accordance*
23 *with section 4 of the Act (16 U.S.C. 460l–6a(i)): Provided,*
24 *That unobligated balances available at the start of fiscal*
25 *year 2001 shall be displayed by extended budget line item*
26 *in the fiscal year 2002 budget justification: Provided fur-*

1 *ther, That of the amount available for vegetation and water-*
 2 *shed management, the Secretary may authorize the expendi-*
 3 *ture or transfer of such sums as necessary to the Depart-*
 4 *ment of the Interior, Bureau of Land Management for re-*
 5 *moval, preparation, and adoption of excess wild horses and*
 6 *burros from National Forest System lands: Provided fur-*
 7 *ther, That \$5,000,000 shall be allocated to the Alaska Re-*
 8 *gion, in addition to its normal allocation for the purposes*
 9 *of preparing additional timber for sale, to establish a 3-*
 10 *year timber supply and such funds may be transferred to*
 11 *other appropriations accounts as necessary to maximize ac-*
 12 *complishment: Provided further, That of funds available for*
 13 *Wildlife and Fish Habitat Management, \$400,000 shall be*
 14 *provided to the State of Alaska for cooperative monitoring*
 15 *activities, and of the funds provided for Forest Products,*
 16 *\$700,000 shall be provided to the State of Alaska for moni-*
 17 *toring activities at Forest Service log transfer facilities,*
 18 *both in the form of an advance, direct lump sum payment.*

19 WILDLAND FIRE MANAGEMENT

20 *For necessary expenses for forest fire presuppression*
 21 *activities on National Forest System lands, for emergency*
 22 *fire suppression on or adjacent to such lands or other lands*
 23 *under fire protection agreement, and for emergency reha-*
 24 *bilitation of burned-over National Forest System lands and*
 25 *water, \$618,500,000, to remain available until expended:*
 26 *Provided, That such funds are available for repayment of*

1 *advances from other appropriations accounts previously*
2 *transferred for such purposes: Provided further, That not*
3 *less than 50 percent of any unobligated balances remaining*
4 *(exclusive of amounts for hazardous fuels reduction) at the*
5 *end of fiscal year 2000 shall be transferred, as repayment*
6 *for post advances that have not been repaid, to the fund*
7 *established pursuant to section 3 of Public Law 71–319 (16*
8 *U.S.C. 576 et seq.): Provided further, That notwithstanding*
9 *any other provision of law, up to \$5,000,000 of funds ap-*
10 *propriated under this appropriation may be used for Fire*
11 *Science Research in support of the Joint Fire Science Pro-*
12 *gram: Provided further, That all authorities for the use of*
13 *funds, including the use of contracts, grants, and coopera-*
14 *tive agreements, available to execute the Forest Service and*
15 *Rangeland Research appropriation, are also available in*
16 *the utilization of these funds for Fire Science Research.*

17 *For an additional amount to cover necessary expenses*
18 *for emergency rehabilitation, presuppression due to emer-*
19 *gencies, and wildfire suppression activities of the Forest*
20 *Service, \$150,000,000, to remain available until expended:*
21 *Provided, That the entire amount is designated by Congress*
22 *as an emergency requirement pursuant to section*
23 *251(b)(2)(A) of the Balanced Budget and Emergency Def-*
24 *icit Control Act of 1985, as amended: Provided further,*
25 *That these funds shall be available only to the extent an*

1 *official budget request for a specific dollar amount, that in-*
2 *cludes designation of the entire amount of the request as*
3 *an emergency requirement as defined in the Balanced*
4 *Budget and Emergency Deficit Control Act of 1985, as*
5 *amended, is transmitted by the President to the Congress.*

6 *CAPITAL IMPROVEMENT AND MAINTENANCE*

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

1 *tional Forest System” account for the facility maintenance*
 2 *and trail maintenance extended budget line items may be*
 3 *transferred to and merged with the “Capital Improvement*
 4 *and Maintenance” account.*

5 *LAND ACQUISITION*

6 *For expenses necessary to carry out the provisions of*
 7 *the Land and Water Conservation Fund Act of 1965, as*
 8 *amended (16 U.S.C. 460l–4 through 11), including admin-*
 9 *istrative expenses, and for acquisition of land or waters,*
 10 *or interest therein, in accordance with statutory authority*
 11 *applicable to the Forest Service, \$76,320,000, to be derived*
 12 *from the Land and Water Conservation Fund, to remain*
 13 *available until expended: Provided, That notwithstanding*
 14 *any other provision of law, of the funds provided not less*
 15 *than \$5,000,000 but not to exceed \$10,000,000 shall be made*
 16 *available to Kake Tribal Corporation to implement the*
 17 *Kake Tribal Corporation Land Transfer Act upon its enact-*
 18 *ment into law.*

19 *ACQUISITION OF LANDS FOR NATIONAL FORESTS SPECIAL*

20 *ACTS*

21 *For acquisition of lands within the exterior boundaries*
 22 *of the Cache, Uinta, and Wasatch National Forests, Utah;*
 23 *the Toiyabe National Forest, Nevada; and the Angeles, San*
 24 *Bernardino, Sequoia, and Cleveland National Forests, Cali-*
 25 *fornia, as authorized by law, \$1,068,000, to be derived from*
 26 *forest receipts.*

1 *ACQUISITION OF LANDS TO COMPLETE LAND EXCHANGES*

2 *For acquisition of lands, such sums, to be derived from*
 3 *funds deposited by State, county, or municipal govern-*
 4 *ments, public school districts, or other public school authori-*
 5 *ties pursuant to the Act of December 4, 1967, as amended*
 6 *(16 U.S.C. 484a), to remain available until expended.*

7 *RANGE BETTERMENT FUND*

8 *For necessary expenses of range rehabilitation, protec-*
 9 *tion, and improvement, 50 percent of all moneys received*
 10 *during the prior fiscal year, as fees for grazing domestic*
 11 *livestock on lands in National Forests in the 16 Western*
 12 *States, pursuant to section 401(b)(1) of Public Law 94–*
 13 *579, as amended, to remain available until expended, of*
 14 *which not to exceed 6 percent shall be available for adminis-*
 15 *trative expenses associated with on-the-ground range reha-*
 16 *bilitation, protection, and improvements.*

17 *GIFTS, DONATIONS AND BEQUESTS FOR FOREST AND*

18 *RANGELAND RESEARCH*

19 *For expenses authorized by 16 U.S.C. 1643(b),*
 20 *\$92,000, to remain available until expended, to be derived*
 21 *from the fund established pursuant to the above Act.*

22 *MANAGEMENT OF NATIONAL FOREST LANDS FOR*

23 *SUBSISTENCE USES*

24 *SUBSISTENCE MANAGEMENT, FOREST SERVICE*

25 *For necessary expenses of the Forest Service to manage*
 26 *federal lands in Alaska for subsistence uses under title VIII*

1 *of the Alaska National Interest Lands Conservation Act*
2 *(Public Law 96–487), \$5,500,000, to remain available until*
3 *expended.*

4 *ADMINISTRATIVE PROVISIONS, FOREST SERVICE*

5 *Appropriations to the Forest Service for the current*
6 *fiscal year shall be available for: (1) purchase of not to ex-*
7 *ceed 132 passenger motor vehicles of which 13 will be used*
8 *primarily for law enforcement purposes and of which 129*
9 *shall be for replacement; acquisition of 25 passenger motor*
10 *vehicles from excess sources, and hire of such vehicles; oper-*
11 *ation and maintenance of aircraft, the purchase of not to*
12 *exceed six for replacement only, and acquisition of sufficient*
13 *aircraft from excess sources to maintain the operable fleet*
14 *at 192 aircraft for use in Forest Service wildland fire pro-*
15 *grams and other Forest Service programs; notwithstanding*
16 *other provisions of law, existing aircraft being replaced*
17 *may be sold, with proceeds derived or trade-in value used*
18 *to offset the purchase price for the replacement aircraft; (2)*
19 *services pursuant to 7 U.S.C. 2225, and not to exceed*
20 *\$100,000 for employment under 5 U.S.C. 3109; (3) pur-*
21 *chase, erection, and alteration of buildings and other public*
22 *improvements (7 U.S.C. 2250); (4) acquisition of land, wa-*
23 *ters, and interests therein, pursuant to 7 U.S.C. 428a; (5)*
24 *for expenses pursuant to the Volunteers in the National For-*
25 *est Act of 1972 (16 U.S.C. 558a, 558d, and 558a note); (6)*
26 *the cost of uniforms as authorized by 5 U.S.C. 5901–5902;*

1 *and (7) for debt collection contracts in accordance with 31*
2 *U.S.C. 3718(c).*

3 *None of the funds made available under this Act shall*
4 *be obligated or expended to abolish any region, to move or*
5 *close any regional office for National Forest System admin-*
6 *istration of the Forest Service, Department of Agriculture*
7 *without the consent of the House and Senate Committees*
8 *on Appropriations.*

9 *Any appropriations or funds available to the Forest*
10 *Service may be transferred to the Wildland Fire Manage-*
11 *ment appropriation for forest firefighting, emergency reha-*
12 *bilitation of burned-over or damaged lands or waters under*
13 *its jurisdiction, and fire preparedness due to severe burning*
14 *conditions if and only if all previously appropriated emer-*
15 *gency contingent funds under the heading “Wildland Fire*
16 *Management” have been released by the President and ap-*
17 *portioned.*

18 *Funds appropriated to the Forest Service shall be*
19 *available for assistance to or through the Agency for Inter-*
20 *national Development and the Foreign Agricultural Service*
21 *in connection with forest and rangeland research, technical*
22 *information, and assistance in foreign countries, and shall*
23 *be available to support forestry and related natural resource*
24 *activities outside the United States and its territories and*
25 *possessions, including technical assistance, education and*

1 *training, and cooperation with United States and inter-*
2 *national organizations.*

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

11 *None of the funds available to the Forest Service may*
12 *be reprogrammed without the advance approval of the*
13 *House and Senate Committees on Appropriations in ac-*
14 *cordance with the procedures contained in House Report*
15 *No. 105–163.*

16 *No funds appropriated to the Forest Service shall be*
17 *transferred to the Working Capital Fund of the Department*
18 *of Agriculture without the approval of the Chief of the For-*
19 *est Service.*

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

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

4 *To the greatest extent possible, and in accordance with*
5 *the Final Amendment to the Shawnee National Forest Plan,*
6 *none of the funds available in this Act shall be used for*
7 *preparation of timber sales using clearcutting or other*
8 *forms of even-aged management in hardwood stands in the*
9 *Shawnee National Forest, Illinois.*

10 *Pursuant to sections 405(b) and 410(b) of Public Law*
11 *101–593, of the funds available to the Forest Service, up*
12 *to \$2,250,000 may be advanced in a lump sum as Federal*
13 *financial assistance to the National Forest Foundation,*
14 *without regard to when the Foundation incurs expenses, for*
15 *administrative expenses or projects on or benefitting Na-*
16 *tional Forest System lands or related to Forest Service pro-*
17 *grams: Provided, That of the Federal funds made available*
18 *to the Foundation, no more than \$400,000 shall be available*
19 *for administrative expenses: Provided further, That the*
20 *Foundation shall obtain, by the end of the period of Federal*
21 *financial assistance, private contributions to match on at*
22 *least one-for-one basis funds made available by the Forest*
23 *Service: Provided further, That the Foundation may trans-*
24 *fer Federal funds to a non-Federal recipient for a project*
25 *at the same rate that the recipient has obtained the non-*

1 *Federal matching funds: Provided further, That hereafter,*
2 *the National Forest Foundation may hold Federal funds*
3 *made available but not immediately disbursed and may use*
4 *any interest or other investment income earned (before, on,*
5 *or after the date of the enactment of this Act) on Federal*
6 *funds to carry out the purposes of Public Law 101–593:*
7 *Provided further, That such investments may be made only*
8 *in interest-bearing obligations of the United States or in*
9 *obligations guaranteed as to both principal and interest by*
10 *the United States.*

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

1 *Funds appropriated to the Forest Service shall be*
2 *available for interactions with and providing technical as-*
3 *sistance to rural communities for sustainable rural develop-*
4 *ment purposes.*

5 *Notwithstanding any other provision of law, 80 per-*
6 *cent of the funds appropriated to the Forest Service in the*
7 *“National Forest System” and “Capital Improvement and*
8 *Maintenance” accounts and planned to be allocated to ac-*
9 *tivities under the “Jobs in the Woods” program for projects*
10 *on National Forest land in the State of Washington may*
11 *be granted directly to the Washington State Department of*
12 *Fish and Wildlife for accomplishment of planned projects.*
13 *Twenty percent of said funds shall be retained by the Forest*
14 *Service for planning and administering projects. Project se-*
15 *lection and prioritization shall be accomplished by the For-*
16 *est Service with such consultation with the State of Wash-*
17 *ington as the Forest Service deems appropriate.*

18 *Funds appropriated to the Forest Service shall be*
19 *available for payments to counties within the Columbia*
20 *River Gorge National Scenic Area, pursuant to sections*
21 *14(c)(1) and (2), and section 16(a)(2) of Public Law 99–*
22 *663.*

23 *The Secretary of Agriculture is authorized to enter into*
24 *grants, contracts, and cooperative agreements as appro-*
25 *priate with the Pinchot Institute for Conservation, as well*

1 *as with public and other private agencies, organizations,*
2 *institutions, and individuals, to provide for the develop-*
3 *ment, administration, maintenance, or restoration of land,*
4 *facilities, or Forest Service programs, at the Grey Towers*
5 *National Historic Landmark: Provided, That, subject to*
6 *such terms and conditions as the Secretary of Agriculture*
7 *may prescribe, any such public or private agency, organiza-*
8 *tion, institution, or individual may solicit, accept, and ad-*
9 *minister private gifts of money and real or personal prop-*
10 *erty for the benefit of, or in connection with, the activities*
11 *and services at the Grey Towers National Historic Land-*
12 *mark: Provided further, That such gifts may be accepted*
13 *notwithstanding the fact that a donor conducts business*
14 *with the Department of Agriculture in any capacity.*

15 *Funds appropriated to the Forest Service shall be*
16 *available, as determined by the Secretary, for payments to*
17 *Del Norte County, California, pursuant to sections 13(e)*
18 *and 14 of the Smith River National Recreation Area Act*
19 *(Public Law 101–612).*

20 *Notwithstanding any other provision of law, any ap-*
21 *propriations or funds available to the Forest Service not*
22 *to exceed \$500,000 may be used to reimburse the Office of*
23 *the General Counsel (OGC), Department of Agriculture, for*
24 *travel and related expenses incurred as a result of OGC as-*
25 *sistance or participation requested by the Forest Service at*

1 meetings, training sessions, management reviews, land pur-
2 chase negotiations and similar non-litigation related mat-
3 ters. Future budget justifications for both the Forest Service
4 and the Department of Agriculture should clearly display
5 the sums previously transferred and the requested funding
6 transfers.

7 No employee of the Department of Agriculture may be
8 detailed or assigned from an agency or office funded by this
9 Act to any other agency or office of the department for more
10 than 30 days unless the individual's employing agency or
11 office is fully reimbursed by the receiving agency or office
12 for the salary and expenses of the employee for the period
13 of assignment.

14 The Forest Service shall fund overhead, national com-
15 mitments, indirect expenses, and any other category for use
16 of funds which are expended at any units, that are not di-
17 rectly related to the accomplishment of specific work on-
18 the-ground (referred to as "indirect expenditures"), from
19 funds available to the Forest Service, unless otherwise pro-
20 hibited by law: Provided, That the Forest Service shall im-
21 plement and adhere to the definitions of indirect expendi-
22 tures established pursuant to Public Law 105-277 on a na-
23 tionwide basis without flexibility for modification by any
24 organizational level except the Washington Office, and when
25 changed by the Washington Office, such changes in defini-

1 tion shall be reported in budget requests submitted by the
2 Forest Service: Provided further, That the Forest Service
3 shall provide in all future budget justifications, planned in-
4 direct expenditures in accordance with the definitions, sum-
5 marized and displayed to the Regional, Station, Area, and
6 detached unit office level. The justification shall display the
7 estimated source and amount of indirect expenditures, by
8 expanded budget line item, of funds in the agency's annual
9 budget justification. The display shall include appropriated
10 funds and the Knutson-Vandenberg, Brush Disposal, Coop-
11 erative Work-Other, and Salvage Sale funds. Changes be-
12 tween estimated and actual indirect expenditures shall be
13 reported in subsequent budget justifications: Provided, That
14 during fiscal year 2001 the Secretary shall limit total an-
15 nual indirect obligations from the Brush Disposal, Coopera-
16 tive Work-Other, Knutson-Vandenberg, Reforestation, Sal-
17 vage Sale, and Roads and Trails funds to 20 percent of
18 the total obligations from each fund.

19 Any appropriations or funds available to the Forest
20 Service may be used for necessary expenses in the event of
21 law enforcement emergencies as necessary to protect natural
22 resources and public or employee safety: Provided, That
23 such amounts shall not exceed \$750,000.

24 The Secretary of Agriculture shall pay \$4,449 from
25 available funds to Joyce Liverca as reimbursement for var-

ious expenses incurred as a Federal employee in connection with certain high priority duties performed for the Forest Service.

The Forest Service shall submit a report to the House and Senate Committees on Appropriations by March 1, 2001 indicating the anticipated timber offer level in fiscal year 2001 with the funds provided in this Act: Provided, That if the anticipated offer level is less than 3.6 billion board feet, the agency shall submit a reprogramming request to attain this offer level by the close of fiscal year 2001.

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

The Secretary of Agriculture may authorize the sale of excess buildings, facilities, and other properties owned by the Forest Service and located on the Green Mountain National Forest, the revenues of which shall be retained by the Forest Service and available to the Secretary without further appropriation and until expended for maintenance and rehabilitation activities on the Green Mountain National Forest.

1 *DEPARTMENT OF ENERGY*

2 *CLEAN COAL TECHNOLOGY*

3 *(DEFERRAL)*

4 *Of the funds made available under this heading for*
5 *obligation in prior years, \$67,000,000 shall not be available*
6 *until October 1, 2001: Provided, That funds made available*
7 *in previous appropriations Acts shall be available for any*
8 *ongoing project regardless of the separate request for pro-*
9 *posal under which the project was selected.*

10 *FOSSIL ENERGY RESEARCH AND DEVELOPMENT*

11 *(INCLUDING TRANSFER OF FUNDS)*

12 *For necessary expenses in carrying out fossil energy*
13 *research and development activities, under the authority of*
14 *the Department of Energy Organization Act (Public Law*
15 *95–91), including the acquisition of interest, including de-*
16 *feasible and equitable interests in any real property or any*
17 *facility or for plant or facility acquisition or expansion,*
18 *and for conducting inquiries, technological investigations*
19 *and research concerning the extraction, processing, use, and*
20 *disposal of mineral substances without objectionable social*
21 *and environmental costs (30 U.S.C. 3, 1602, and 1603),*
22 *performed under the minerals and materials science pro-*
23 *grams at the Albany Research Center in Oregon*
24 *\$413,338,000, to remain available until expended, of which*
25 *\$12,000,000 for oil technology research shall be derived by*
26 *transfer from funds appropriated in prior years under the*

1 heading “Strategic Petroleum Reserve, SPR Petroleum Ac-
 2 count”: Provided, That no part of the sum herein made
 3 available shall be used for the field testing of nuclear explo-
 4 sives in the recovery of oil and gas: Provided further, That
 5 up to 4 percent of program direction funds available to the
 6 National Energy Technology Laboratory may be used to
 7 support Department of Energy activities not included in
 8 this account.

9 *ALTERNATIVE FUELS PRODUCTION*

10 *(RESCISSION)*

11 *Of the unobligated balances under this heading,*
 12 *\$1,000,000 are rescinded.*

13 *NAVAL PETROLEUM AND OIL SHALE RESERVES*

14 *(RESCISSION)*

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

23 *ELK HILLS SCHOOL LANDS FUND*

24 *For necessary expenses in fulfilling installment pay-*
 25 *ments under the Settlement Agreement entered into by the*
 26 *United States and the State of California on October 11,*

1 1996, as authorized by section 3415 of Public Law 104–
2 106, \$36,000,000, to become available on October 1, 2001
3 for payment to the State of California for the State Teach-
4 ers’ Retirement Fund from the Elk Hills School Lands
5 Fund.

6 ENERGY CONSERVATION

7 (INCLUDING TRANSFER OF FUNDS)

8 For necessary expenses in carrying out energy con-
9 servation activities, \$761,937,000, to remain available until
10 expended, of which \$2,000,000 shall be derived by transfer
11 from unobligated balances in the Biomass Energy Develop-
12 ment account: Provided, That \$172,000,000 shall be for use
13 in energy conservation programs as defined in section
14 3008(3) of Public Law 99–509 (15 U.S.C. 4507): Provided
15 further, That notwithstanding section 3003(d)(2) of Public
16 Law 99–509, such sums shall be allocated to the eligible
17 programs as follows: \$138,000,000 for weatherization assist-
18 ance grants and \$34,000,000 for State energy conservation
19 grants: Provided further, That notwithstanding any other
20 provision of law, the Secretary of Energy may waive the
21 matching requirement for weatherization assistance pro-
22 vided for by Public Law 106–113 in whole or in part for
23 a State which he finds to be experiencing fiscal hardship
24 or major changes in energy markets or suppliers or other
25 temporary limitations on its ability to provide matching
26 funds, provided that the State is demonstrably engaged in

1 *continuing activities to secure non-federal resources and*
 2 *that such waiver is limited to one fiscal year and that no*
 3 *state may be granted such waiver more than twice: Pro-*
 4 *vided further, That Indian tribal grantees of weatherization*
 5 *assistance shall not be required to provide matching funds.*

6 *ECONOMIC REGULATION*

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

10 *STRATEGIC PETROLEUM RESERVE*

11 *For necessary expenses for Strategic Petroleum Reserve*
 12 *facility development and operations and program manage-*
 13 *ment activities pursuant to the Energy Policy and Con-*
 14 *servation Act of 1975, as amended (42 U.S.C. 6201 et seq.),*
 15 *\$157,000,000, to remain available until expended.*

16 *ENERGY INFORMATION ADMINISTRATION*

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

20 *ADMINISTRATIVE PROVISIONS, DEPARTMENT OF ENERGY*

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

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

4 *None of the funds made available to the Department*
5 *of Energy under this Act shall be used to implement or fi-*
6 *nance authorized price support or loan guarantee programs*
7 *unless specific provision is made for such programs in an*
8 *appropriations Act.*

9 *The Secretary is authorized to accept lands, buildings,*
10 *equipment, and other contributions from public and private*
11 *sources and to prosecute projects in cooperation with other*
12 *agencies, Federal, State, private or foreign: Provided, That*
13 *revenues and other moneys received by or for the account*
14 *of the Department of Energy or otherwise generated by sale*
15 *of products in connection with projects of the Department*
16 *appropriated under this Act may be retained by the Sec-*
17 *retary of Energy, to be available until expended, and used*
18 *only for plant construction, operation, costs, and payments*
19 *to cost-sharing entities as provided in appropriate cost-*
20 *sharing contracts or agreements: Provided further, That the*
21 *remainder of revenues after the making of such payments*
22 *shall be covered into the Treasury as miscellaneous receipts:*
23 *Provided further, That any contract, agreement, or provi-*
24 *sion thereof entered into by the Secretary pursuant to this*
25 *authority shall not be executed prior to the expiration of*

1 30 calendar days (not including any day in which either
 2 House of Congress is not in session because of adjournment
 3 of more than three calendar days to a day certain) from
 4 the receipt by the Speaker of the House of Representatives
 5 and the President of the Senate of a full comprehensive re-
 6 port on such project, including the facts and circumstances
 7 relied upon in support of the proposed project.

8 No funds provided in this Act may be expended by the
 9 Department of Energy to prepare, issue, or process procure-
 10 ment documents for programs or projects for which appro-
 11 priations have not been made.

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

18 DEPARTMENT OF HEALTH AND HUMAN

19 SERVICES

20 INDIAN HEALTH SERVICE

21 INDIAN HEALTH SERVICES

22 For expenses necessary to carry out the Act of August
 23 5, 1954 (68 Stat. 674), the Indian Self-Determination Act,
 24 the Indian Health Care Improvement Act, and titles II and
 25 III of the Public Health Service Act with respect to the In-

1 *dian Health Service, \$2,184,421,000, together with pay-*
2 *ments received during the fiscal year pursuant to 42 U.S.C.*
3 *238(b) for services furnished by the Indian Health Service:*
4 *Provided, That funds made available to tribes and tribal*
5 *organizations through contracts, grant agreements, or any*
6 *other agreements or compacts authorized by the Indian Self-*
7 *Determination and Education Assistance Act of 1975 (25*
8 *U.S.C. 450), shall be deemed to be obligated at the time*
9 *of the grant or contract award and thereafter shall remain*
10 *available to the tribe or tribal organization without fiscal*
11 *year limitation: Provided further, That \$12,000,000 shall*
12 *remain available until expended, for the Indian Cata-*
13 *strophic Health Emergency Fund: Provided further, That*
14 *\$426,756,000 for contract medical care shall remain avail-*
15 *able for obligation until September 30, 2002: Provided fur-*
16 *ther, That of the funds provided, up to \$17,000,000 shall*
17 *be used to carry out the loan repayment program under*
18 *section 108 of the Indian Health Care Improvement Act:*
19 *Provided further, That funds provided in this Act may be*
20 *used for 1-year contracts and grants which are to be per-*
21 *formed in two fiscal years, so long as the total obligation*
22 *is recorded in the year for which the funds are appro-*
23 *priated: Provided further, That the amounts collected by the*
24 *Secretary of Health and Human Services under the author-*
25 *ity of title IV of the Indian Health Care Improvement Act*

1 shall remain available until expended for the purpose of
2 achieving compliance with the applicable conditions and re-
3 quirements of titles XVIII and XIX of the Social Security
4 Act (exclusive of planning, design, or construction of new
5 facilities): Provided further, That funding contained herein,
6 and in any earlier appropriations Acts for scholarship pro-
7 grams under the Indian Health Care Improvement Act (25
8 U.S.C. 1613) shall remain available for obligation until
9 September 30, 2002: Provided further, That amounts re-
10 ceived by tribes and tribal organizations under title IV of
11 the Indian Health Care Improvement Act shall be reported
12 and accounted for and available to the receiving tribes and
13 tribal organizations until expended: Provided further, That,
14 notwithstanding any other provision of law, of the amounts
15 provided herein, not to exceed \$243,781,000 shall be for
16 payments to tribes and tribal organizations for contract or
17 grant support costs associated with contracts, grants, self-
18 governance compacts or annual funding agreements between
19 the Indian Health Service and a tribe or tribal organiza-
20 tion pursuant to the Indian Self-Determination Act of
21 1975, as amended, prior to or during fiscal year 2001, of
22 which not to exceed \$10,000,000 may be used for such costs
23 associated with new and expanded contracts, grants, self-
24 governance compacts or annual funding agreements: Pro-
25 vided further, That amounts appropriated to the Indian

1 *Health Service shall not be used to pay for contract health*
 2 *services in excess of the established Medicare and Medicaid*
 3 *rate for similar services: Provided further, That Indian*
 4 *tribes and tribal organizations that operate health care pro-*
 5 *grams under contracts or compacts pursuant to the Indian*
 6 *Self-Determination and Education Assistance Act of 1975,*
 7 *Public Law 93-638, as amended, may access prime vendor*
 8 *rates for the cost of pharmaceutical products on the same*
 9 *basis and for the same purposes as the Indian Health Serv-*
 10 *ice may access such products: Provided further, That funds*
 11 *available for the Indian Health Care Improvement Fund*
 12 *may be used, as needed, to carry out activities typically*
 13 *funded under the Indian Health Facilities account.*

14 *INDIAN HEALTH FACILITIES*

15 *For construction, repair, maintenance, improvement,*
 16 *and equipment of health and related auxiliary facilities, in-*
 17 *cluding quarters for personnel; preparation of plans, speci-*
 18 *fications, and drawings; acquisition of sites, purchase and*
 19 *erection of modular buildings, and purchases of trailers;*
 20 *and for provision of domestic and community sanitation*
 21 *facilities for Indians, as authorized by section 7 of the Act*
 22 *of August 5, 1954 (42 U.S.C. 2004a), the Indian Self-Deter-*
 23 *mination Act, and the Indian Health Care Improvement*
 24 *Act, and for expenses necessary to carry out such Acts and*
 25 *titles II and III of the Public Health Service Act with re-*
 26 *spect to environmental health and facilities support activi-*

1 *ties of the Indian Health Service, \$349,350,000, to remain*
2 *available until expended: Provided, That notwithstanding*
3 *any other provision of law, funds appropriated for the plan-*
4 *ning, design, construction or renovation of health facilities*
5 *for the benefit of an Indian tribe or tribes may be used*
6 *to purchase land for sites to construct, improve, or enlarge*
7 *health or related facilities: Provided further, That from the*
8 *funds appropriated herein, \$5,000,000 shall be designated*
9 *by the Indian Health Service as a contribution to the*
10 *Yukon-Kuskokwim Health Corporation (YKHC) to start a*
11 *priority project for the acquisition of land, planning, design*
12 *and construction of 79 staff quarters at Bethel, Alaska, sub-*
13 *ject to a negotiated project agreement between the YKHC*
14 *and the Indian Health Service: Provided further, That this*
15 *project shall not be subject to the construction provisions*
16 *of the Indian Self-Determination and Education Assistance*
17 *Act and shall be removed from the Indian Health Service*
18 *priority list upon completion: Provided further, That the*
19 *Federal Government shall not be liable for any property*
20 *damages or other construction claims that may arise from*
21 *YKHC undertaking this project: Provided further, That the*
22 *land shall be owned or leased by the YKHC and title to*
23 *quarters shall remain vested with the YKHC: Provided fur-*
24 *ther, That notwithstanding any provision of law governing*
25 *Federal construction, \$240,000 of the funds provided herein*

1 shall be provided to the Hopi Tribe to reduce the debt in-
2 curred by the Tribe in providing staff quarters to meet the
3 housing needs associated with the new Hopi Health Center:
4 Provided further, That \$5,000,000 shall remain available
5 until expended for the purpose of funding joint venture
6 health care facility projects authorized under the Indian
7 Health Care Improvement Act, as amended: Provided fur-
8 ther, That priority, by rank order, shall be given to tribes
9 with outpatient projects on the existing Indian Health
10 Services priority list that have Service-approved planning
11 documents, and can demonstrate by March 1, 2001, the fi-
12 nancial capability necessary to provide an appropriate fa-
13 cility: Provided further, That joint venture funds
14 unallocated after March 1, 2001, shall be made available
15 for joint venture projects on a competitive basis giving pri-
16 ority to tribes that currently have no existing Federally-
17 owned health care facility, have planning documents meet-
18 ing Indian Health Service requirements prepared for ap-
19 proval by the Service and can demonstrate the financial
20 capability needed to provide an appropriate facility: Pro-
21 vided further, That the Indian Health Service shall request
22 additional staffing, operation and maintenance funds for
23 these facilities in future budget requests: Provided further,
24 That not to exceed \$500,000 shall be used by the Indian
25 Health Service to purchase TRANSAM equipment from the

1 *Department of Defense for distribution to the Indian Health*
2 *Service and tribal facilities: Provided further, That not to*
3 *exceed \$500,000 shall be used by the Indian Health Service*
4 *to obtain ambulances for the Indian Health Service and*
5 *tribal facilities in conjunction with an existing interagency*
6 *agreement between the Indian Health Service and the Gen-*
7 *eral Services Administration: Provided further, That not to*
8 *exceed \$500,000 shall be placed in a Demolition Fund,*
9 *available until expended, to be used by the Indian Health*
10 *Service for demolition of Federal buildings.*

11 *ADMINISTRATIVE PROVISIONS, INDIAN HEALTH SERVICE*

12 *Appropriations in this Act to the Indian Health Serv-*
13 *ice shall be available for services as authorized by 5 U.S.C.*
14 *3109 but at rates not to exceed the per diem rate equivalent*
15 *to the maximum rate payable for senior-level positions*
16 *under 5 U.S.C. 5376; hire of passenger motor vehicles and*
17 *aircraft; purchase of medical equipment; purchase of re-*
18 *prints; purchase, renovation and erection of modular build-*
19 *ings and renovation of existing facilities; payments for tele-*
20 *phone service in private residences in the field, when au-*
21 *thorized under regulations approved by the Secretary; and*
22 *for uniforms or allowances therefore as authorized by 5*
23 *U.S.C. 5901–5902; and for expenses of attendance at meet-*
24 *ings which are concerned with the functions or activities*
25 *for which the appropriation is made or which will con-*
26 *tribute to improved conduct, supervision, or management*

1 of those functions or activities: *Provided, That in accord-*
2 *ance with the provisions of the Indian Health Care Im-*
3 *provement Act, non-Indian patients may be extended health*
4 *care at all tribally administered or Indian Health Service*
5 *facilities, subject to charges, and the proceeds along with*
6 *funds recovered under the Federal Medical Care Recovery*
7 *Act (42 U.S.C. 2651–2653) shall be credited to the account*
8 *of the facility providing the service and shall be available*
9 *without fiscal year limitation: Provided further, That not-*
10 *withstanding any other law or regulation, funds transferred*
11 *from the Department of Housing and Urban Development*
12 *to the Indian Health Service shall be administered under*
13 *Public Law 86–121 (the Indian Sanitation Facilities Act)*
14 *and Public Law 93–638, as amended: Provided further,*
15 *That funds appropriated to the Indian Health Service in*
16 *this Act, except those used for administrative and program*
17 *direction purposes, shall not be subject to limitations di-*
18 *rected at curtailing Federal travel and transportation: Pro-*
19 *vided further, That notwithstanding any other provision of*
20 *law, funds previously or herein made available to a tribe*
21 *or tribal organization through a contract, grant, or agree-*
22 *ment authorized by title I or title III of the Indian Self-*
23 *Determination and Education Assistance Act of 1975 (25*
24 *U.S.C. 450), may be deobligated and reobligated to a self-*
25 *determination contract under title I, or a self-governance*

1 *agreement under title III of such Act and thereafter shall*
2 *remain available to the tribe or tribal organization without*
3 *fiscal year limitation: Provided further, That none of the*
4 *funds made available to the Indian Health Service in this*
5 *Act shall be used to implement the final rule published in*
6 *the Federal Register on September 16, 1987, by the Depart-*
7 *ment of Health and Human Services, relating to the eligi-*
8 *bility for the health care services of the Indian Health Serv-*
9 *ice until the Indian Health Service has submitted a budget*
10 *request reflecting the increased costs associated with the pro-*
11 *posed final rule, and such request has been included in an*
12 *appropriations Act and enacted into law: Provided further,*
13 *That funds made available in this Act are to be apportioned*
14 *to the Indian Health Service as appropriated in this Act,*
15 *and accounted for in the appropriation structure set forth*
16 *in this Act: Provided further, That with respect to functions*
17 *transferred by the Indian Health Service to tribes or tribal*
18 *organizations, the Indian Health Service is authorized to*
19 *provide goods and services to those entities, on a reimburs-*
20 *able basis, including payment in advance with subsequent*
21 *adjustment, and the reimbursements received therefrom,*
22 *along with the funds received from those entities pursuant*
23 *to the Indian Self-Determination Act, may be credited to*
24 *the same or subsequent appropriation account which pro-*
25 *vided the funding, said amounts to remain available until*

1 *expended: Provided further, That reimbursements for train-*
 2 *ing, technical assistance, or services provided by the Indian*
 3 *Health Service will contain total costs, including direct, ad-*
 4 *ministrative, and overhead associated with the provision of*
 5 *goods, services, or technical assistance: Provided further,*
 6 *That the appropriation structure for the Indian Health*
 7 *Service may not be altered without advance approval of the*
 8 *House and Senate Committees on Appropriations.*

9 *OTHER RELATED AGENCIES*

10 *OFFICE OF NAVAJO AND HOPI INDIAN RELOCATION*

11 *SALARIES AND EXPENSES*

12 *For necessary expenses of the Office of Navajo and*
 13 *Hopi Indian Relocation as authorized by Public Law 93–*
 14 *531, \$15,000,000, to remain available until expended: Pro-*
 15 *vided, That funds provided in this or any other appropria-*
 16 *tions Act are to be used to relocate eligible individuals and*
 17 *groups including evictees from District 6, Hopi-partitioned*
 18 *lands residents, those in significantly substandard housing,*
 19 *and all others certified as eligible and not included in the*
 20 *preceding categories: Provided further, That none of the*
 21 *funds contained in this or any other Act may be used by*
 22 *the Office of Navajo and Hopi Indian Relocation to evict*
 23 *any single Navajo or Navajo family who, as of November*
 24 *30, 1985, was physically domiciled on the lands partitioned*
 25 *to the Hopi Tribe unless a new or replacement home is pro-*

1 vided for such household: Provided further, That no
 2 relocatee will be provided with more than one new or re-
 3 placement home: Provided further, That the Office shall re-
 4 locate any certified eligible relocatees who have selected and
 5 received an approved homesite on the Navajo reservation
 6 or selected a replacement residence off the Navajo reserva-
 7 tion or on the land acquired pursuant to 25 U.S.C. 640d-
 8 10.

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

11 *PAYMENT TO THE INSTITUTE*

12 *For payment to the Institute of American Indian and*
 13 *Alaska Native Culture and Arts Development, as authorized*
 14 *by title XV of Public Law 99-498, as amended (20 U.S.C.*
 15 *56 part A), \$4,125,000.*

16 *SMITHSONIAN INSTITUTION*

17 *SALARIES AND EXPENSES*

18 *For necessary expenses of the Smithsonian Institution,*
 19 *as authorized by law, including research in the fields of art,*
 20 *science, and history; development, preservation, and docu-*
 21 *mentation of the National Collections; presentation of pub-*
 22 *lic exhibits and performances; collection, preparation, dis-*
 23 *semination, and exchange of information and publications;*
 24 *conduct of education, training, and museum assistance pro-*
 25 *grams; maintenance, alteration, operation, lease (for terms*

1 *not to exceed 30 years), and protection of buildings, facili-*
2 *ties, and approaches; not to exceed \$100,000 for services as*
3 *authorized by 5 U.S.C. 3109; up to five replacement pas-*
4 *senger vehicles; purchase, rental, repair, and cleaning of*
5 *uniforms for employees, \$387,755,000, of which not to ex-*
6 *ceed \$47,088,000 for the instrumentation program, collec-*
7 *tions acquisition, Museum Support Center equipment and*
8 *move, exhibition reinstallation, the National Museum of the*
9 *American Indian, the repatriation of skeletal remains pro-*
10 *gram, research equipment, information management, and*
11 *Latino programming shall remain available until ex-*
12 *pended, and including such funds as may be necessary to*
13 *support American overseas research centers and a total of*
14 *\$125,000 for the Council of American Overseas Research*
15 *Centers: Provided, That funds appropriated herein are*
16 *available for advance payments to independent contractors*
17 *performing research services or participating in official*
18 *Smithsonian presentations: Provided further, That the*
19 *Smithsonian Institution may expend Federal appropria-*
20 *tions designated in this Act for lease or rent payments for*
21 *long term and swing space, as rent payable to the Smithso-*
22 *nian Institution, and such rent payments may be deposited*
23 *into the general trust funds of the Institution to the extent*
24 *that federally supported activities are housed in the 900 H*
25 *Street, N.W. building in the District of Columbia: Provided*

1 *further, That this use of Federal appropriations shall not*
2 *be construed as debt service, a Federal guarantee of, a trans-*
3 *fer of risk to, or an obligation of, the Federal Government:*
4 *Provided further, That no appropriated funds may be used*
5 *to service debt which is incurred to finance the costs of ac-*
6 *quiring the 900 H Street building or of planning, design-*
7 *ing, and constructing improvements to such building.*

8 *REPAIR, RESTORATION AND ALTERATION OF FACILITIES*

9 *For necessary expenses of repair, restoration, and al-*
10 *teration of facilities owned or occupied by the Smithsonian*
11 *Institution, by contract or otherwise, as authorized by sec-*
12 *tion 2 of the Act of August 22, 1949 (63 Stat. 623), includ-*
13 *ing not to exceed \$10,000 for services as authorized by 5*
14 *U.S.C. 3109, \$57,600,000, to remain available until ex-*
15 *pended, of which \$7,600,000 is provided for repair, rehabili-*
16 *tation and alteration of facilities at the National Zoological*
17 *Park: Provided, That contracts awarded for environmental*
18 *systems, protection systems, and repair or restoration of fa-*
19 *cilities of the Smithsonian Institution may be negotiated*
20 *with selected contractors and awarded on the basis of con-*
21 *tractor qualifications as well as price.*

22 *CONSTRUCTION*

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

1 *ADMINISTRATIVE PROVISIONS, SMITHSONIAN INSTITUTION*

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

6 *The Smithsonian Institution shall not use Federal*
7 *funds in excess of the amount specified in Public Law 101–*
8 *185 for the construction of the National Museum of the*
9 *American Indian.*

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

15 *NATIONAL GALLERY OF ART*16 *SALARIES AND EXPENSES*

17 *For the upkeep and operations of the National Gallery*
18 *of Art, the protection and care of the works of art therein,*
19 *and administrative expenses incident thereto, as authorized*
20 *by the Act of March 24, 1937 (50 Stat. 51), as amended*
21 *by the public resolution of April 13, 1939 (Public Resolu-*
22 *tion 9, Seventy-sixth Congress), including services as au-*
23 *thorized by 5 U.S.C. 3109; payment in advance when au-*
24 *thorized by the treasurer of the Gallery for membership in*
25 *library, museum, and art associations or societies whose*

1 *publications or services are available to members only, or*
2 *to members at a price lower than to the general public; pur-*
3 *chase, repair, and cleaning of uniforms for guards, and uni-*
4 *forms, or allowances therefor, for other employees as author-*
5 *ized by law (5 U.S.C. 5901–5902); purchase or rental of*
6 *devices and services for protecting buildings and contents*
7 *thereof, and maintenance, alteration, improvement, and re-*
8 *pair of buildings, approaches, and grounds; and purchase*
9 *of services for restoration and repair of works of art for*
10 *the National Gallery of Art by contracts made, without ad-*
11 *vertising, with individuals, firms, or organizations at such*
12 *rates or prices and under such terms and conditions as the*
13 *Gallery may deem proper, \$64,781,000, of which not to ex-*
14 *ceed \$3,026,000 for the special exhibition program shall re-*
15 *main available until expended.*

16 *REPAIR, RESTORATION AND RENOVATION OF BUILDINGS*

17 *For necessary expenses of repair, restoration and ren-*
18 *ovation of buildings, grounds and facilities owned or occu-*
19 *pled by the National Gallery of Art, by contract or other-*
20 *wise, as authorized, \$10,871,000, to remain available until*
21 *expended: Provided, That contracts awarded for environ-*
22 *mental systems, protection systems, and exterior repair or*
23 *renovation of buildings of the National Gallery of Art may*
24 *be negotiated with selected contractors and awarded on the*
25 *basis of contractor qualifications as well as price.*

1 *JOHN F. KENNEDY CENTER FOR THE PERFORMING ARTS*
2 *OPERATIONS AND MAINTENANCE*

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

6 *CONSTRUCTION*

7 *For necessary expenses for capital repair and restora-*
8 *tion of the existing features of the building and site of the*
9 *John F. Kennedy Center for the Performing Arts,*
10 *\$20,000,000, to remain available until expended.*

11 *WOODROW WILSON INTERNATIONAL CENTER FOR*
12 *SCHOLARS*

13 *SALARIES AND EXPENSES*

14 *For expenses necessary in carrying out the provisions*
15 *of the Woodrow Wilson Memorial Act of 1968 (82 Stat.*
16 *1356) including hire of passenger vehicles and services as*
17 *authorized by 5 U.S.C. 3109, \$7,310,000.*

18 *NATIONAL FOUNDATION ON THE ARTS AND THE*
19 *HUMANITIES*

20 *NATIONAL ENDOWMENT FOR THE ARTS*

21 *GRANTS AND ADMINISTRATION*

22 *For necessary expenses to carry out the National Foun-*
23 *dation on the Arts and the Humanities Act of 1965, as*
24 *amended, \$105,000,000 shall be available to the National*
25 *Endowment for the Arts for the support of projects and pro-*
26 *ductions in the arts through assistance to organizations and*

1 *individuals pursuant to sections 5(c) and 5(g) of the Act,*
 2 *for program support, and for administering the functions*
 3 *of the Act, to remain available until expended: Provided,*
 4 *That funds previously appropriated to the National Endow-*
 5 *ment for the Arts “Matching Grants” account may be trans-*
 6 *ferred to and merged with this account.*

7 *NATIONAL ENDOWMENT FOR THE HUMANITIES*

8 *GRANTS AND ADMINISTRATION*

9 *For necessary expenses to carry out the National Foun-*
 10 *dation on the Arts and the Humanities Act of 1965, as*
 11 *amended, \$104,604,000, shall be available to the National*
 12 *Endowment for the Humanities for support of activities in*
 13 *the humanities, pursuant to section 7(c) of the Act, and for*
 14 *administering the functions of the Act, to remain available*
 15 *until expended.*

16 *MATCHING GRANTS*

17 *To carry out the provisions of section 10(a)(2) of the*
 18 *National Foundation on the Arts and the Humanities Act*
 19 *of 1965, as amended, \$15,656,000, to remain available until*
 20 *expended, of which \$11,656,000 shall be available to the Na-*
 21 *tional Endowment for the Humanities for the purposes of*
 22 *section 7(h): Provided, That this appropriation shall be*
 23 *available for obligation only in such amounts as may be*
 24 *equal to the total amounts of gifts, bequests, and devises of*
 25 *money, and other property accepted by the chairman or by*
 26 *grantees of the Endowment under the provisions of sub-*

1 *sections 11(a)(2)(B) and 11(a)(3)(B) during the current*
2 *and preceding fiscal years for which equal amounts have*
3 *not previously been appropriated.*

4 *INSTITUTE OF MUSEUM AND LIBRARY SERVICES*

5 *OFFICE OF MUSEUM SERVICES*

6 *GRANTS AND ADMINISTRATION*

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

10 *ADMINISTRATIVE PROVISIONS*

11 *None of the funds appropriated to the National Foun-*
12 *dation on the Arts and the Humanities may be used to*
13 *process any grant or contract documents which do not in-*
14 *clude the text of 18 U.S.C. 1913: Provided, That none of*
15 *the funds appropriated to the National Foundation on the*
16 *Arts and the Humanities may be used for official reception*
17 *and representation expenses: Provided further, That funds*
18 *from nonappropriated sources may be used as necessary for*
19 *official reception and representation expenses.*

20 *COMMISSION OF FINE ARTS*

21 *SALARIES AND EXPENSES*

22 *For expenses made necessary by the Act establishing*
23 *a Commission of Fine Arts (40 U.S.C. 104), \$1,078,000:*
24 *Provided, That the Commission is authorized to charge fees*
25 *to cover the full costs of its publications, and such fees shall*
26 *be credited to this account as an offsetting collection, to re-*

1 *main available until expended without further appropria-*
 2 *tion.*

3 *NATIONAL CAPITAL ARTS AND CULTURAL AFFAIRS*

4 *For necessary expenses as authorized by Public Law*
 5 *99–190 (20 U.S.C. 956(a)), as amended, \$7,000,000.*

6 *ADVISORY COUNCIL ON HISTORIC PRESERVATION*

7 *SALARIES AND EXPENSES*

8 *For necessary expenses of the Advisory Council on His-*
 9 *toric Preservation (Public Law 89–665, as amended),*
 10 *\$3,189,000: Provided, That none of these funds shall be*
 11 *available for compensation of level V of the Executive Sched-*
 12 *ule or higher positions.*

13 *NATIONAL CAPITAL PLANNING COMMISSION*

14 *SALARIES AND EXPENSES*

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

23 *UNITED STATES HOLOCAUST MEMORIAL COUNCIL*

24 *HOLOCAUST MEMORIAL COUNCIL*

25 *For expenses of the Holocaust Memorial Council, as*
 26 *authorized by Public Law 96–388 (36 U.S.C. 1401), as*

1 amended, \$34,439,000, of which \$1,900,000 for the muse-
 2 um's repair and rehabilitation program and \$1,264,000 for
 3 the museum's exhibitions program shall remain available
 4 until expended.

5 *PRESIDIO TRUST*

6 *PRESIDIO TRUST FUND*

7 *For necessary expenses to carry out title I of the Omni-*
 8 *bus Parks and Public Lands Management Act of 1996,*
 9 *\$23,400,000 shall be available to the Presidio Trust, to re-*
 10 *main available until expended. The Trust is authorized to*
 11 *issue obligations to the Secretary of the Treasury pursuant*
 12 *to section 104(d)(3) of the Act, in an amount not to exceed*
 13 *\$10,000,000.*

14 *TITLE III—GENERAL PROVISIONS*

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

22 *SEC. 302. No part of any appropriation under this*
 23 *Act shall be available to the Secretary of the Interior or*
 24 *the Secretary of Agriculture for the leasing of oil and nat-*
 25 *ural gas by noncompetitive bidding on publicly owned*

1 *lands within the boundaries of the Shawnee National For-*
2 *est, Illinois: Provided, That nothing herein is intended to*
3 *inhibit or otherwise affect the sale, lease, or right to access*
4 *to minerals owned by private individuals.*

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

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

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

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

23 *SEC. 307. None of the funds in this Act may be used*
24 *to plan, prepare, or offer for sale timber from trees classified*
25 *as giant sequoia (Sequoiadendron giganteum) which are lo-*

1 cated on National Forest System or Bureau of Land Man-
2 agement lands in a manner different than such sales were
3 conducted in fiscal year 2000.

4 *SEC. 308. None of the funds made available by this*
5 *Act may be obligated or expended by the National Park*
6 *Service to enter into or implement a concession contract*
7 *which permits or requires the removal of the underground*
8 *lunchroom at the Carlsbad Caverns National Park.*

9 *SEC. 309. None of the funds appropriated or otherwise*
10 *made available by this Act may be used for the AmeriCorps*
11 *program, unless the relevant agencies of the Department of*
12 *the Interior and/or Agriculture follow appropriate re-*
13 *programming guidelines: Provided, That if no funds are*
14 *provided for the AmeriCorps program by the Departments*
15 *of Veterans Affairs and Housing and Urban Development,*
16 *and Independent Agencies Appropriations Act, 2001, then*
17 *none of the funds appropriated or otherwise made available*
18 *by this Act may be used for the AmeriCorps programs.*

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

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

6 *(b) EXCEPTIONS.—The provisions of subsection (a)*
7 *shall not apply if the Secretary of the Interior determines*
8 *that, for the claim concerned: (1) a patent application was*
9 *filed with the Secretary on or before September 30, 1994;*
10 *and (2) all requirements established under sections 2325*
11 *and 2326 of the Revised Statutes (30 U.S.C. 29 and 30)*
12 *for vein or lode claims and sections 2329, 2330, 2331, and*
13 *2333 of the Revised Statutes (30 U.S.C. 35, 36, and 37)*
14 *for placer claims, and section 2337 of the Revised Statutes*
15 *(30 U.S.C. 42) for mill site claims, as the case may be,*
16 *were fully complied with by the applicant by that date.*

17 *(c) REPORT.—On September 30, 2001, the Secretary*
18 *of the Interior shall file with the House and Senate Com-*
19 *mittees on Appropriations and the Committee on Resources*
20 *of the House of Representatives and the Committee on En-*
21 *ergy and Natural Resources of the Senate a report on ac-*
22 *tions taken by the department under the plan submitted*
23 *pursuant to section 314(c) of the Department of the Interior*
24 *and Related Agencies Appropriations Act, 1997 (Public*
25 *Law 104–208).*

1 (d) *MINERAL EXAMINATIONS.*—*In order to process*
2 *patent applications in a timely and responsible manner,*
3 *upon the request of a patent applicant, the Secretary of the*
4 *Interior shall allow the applicant to fund a qualified third-*
5 *party contractor to be selected by the Bureau of Land Man-*
6 *agement to conduct a mineral examination of the mining*
7 *claims or mill sites contained in a patent application as*
8 *set forth in subsection (b). The Bureau of Land Manage-*
9 *ment shall have the sole responsibility to choose and pay*
10 *the third-party contractor in accordance with the standard*
11 *procedures employed by the Bureau of Land Management*
12 *in the retention of third-party contractors.*

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

1 tions for unmet indirect costs of ongoing contracts, grants,
2 self-governance compacts or annual funding agreements.

3 SEC. 313. Notwithstanding any other provision of law,
4 for fiscal year 2001 the Secretaries of Agriculture and the
5 Interior are authorized to limit competition for watershed
6 restoration project contracts as part of the “Jobs in the
7 Woods” component of the President’s Forest Plan for the
8 Pacific Northwest or the Jobs in the Woods Program estab-
9 lished in Region 10 of the Forest Service to individuals and
10 entities in historically timber-dependent areas in the States
11 of Washington, Oregon, northern California and Alaska
12 that have been affected by reduced timber harvesting on
13 Federal lands.

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

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

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

8 *SEC. 317. Of the funds provided to the National En-*
9 *dowment for the Arts—*

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

14 *(2) The Chairperson shall establish procedures to*
15 *ensure that no funding provided through a grant, ex-*
16 *cept a grant made to a State or local arts agency, or*
17 *regional group, may be used to make a grant to any*
18 *other organization or individual to conduct activity*
19 *independent of the direct grant recipient. Nothing in*
20 *this subsection shall prohibit payments made in ex-*
21 *change for goods and services.*

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

1 *SEC. 318. The National Endowment for the Arts and*
2 *the National Endowment for the Humanities are authorized*
3 *to solicit, accept, receive, and invest in the name of the*
4 *United States, gifts, bequests, or devises of money and other*
5 *property or services and to use such in furtherance of the*
6 *functions of the National Endowment for the Arts and the*
7 *National Endowment for the Humanities. Any proceeds*
8 *from such gifts, bequests, or devises, after acceptance by the*
9 *National Endowment for the Arts or the National Endow-*
10 *ment for the Humanities, shall be paid by the donor or the*
11 *representative of the donor to the Chairman. The Chairman*
12 *shall enter the proceeds in a special interest-bearing account*
13 *to the credit of the appropriate endowment for the purposes*
14 *specified in each case.*

15 *SEC. 319. (a) In providing services or awarding finan-*
16 *cial assistance under the National Foundation on the Arts*
17 *and the Humanities Act of 1965 from funds appropriated*
18 *under this Act, the Chairperson of the National Endowment*
19 *for the Arts shall ensure that priority is given to providing*
20 *services or awarding financial assistance for projects, pro-*
21 *ductions, workshops, or programs that serve underserved*
22 *populations.*

23 *(b) In this section:*

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

1 *ties, who have historically been outside the purview of*
2 *arts and humanities programs due to factors such as*
3 *a high incidence of income below the poverty line or*
4 *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 the*
10 *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 services*
16 *or awarding financial assistance for projects, productions,*
17 *workshops, or programs that will encourage public knowl-*
18 *edge, education, understanding, and appreciation of the*
19 *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 *grams 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 to*
5 *any single State, excluding grants made under the*
6 *authority of paragraph (1);*

7 *(3) the Chairperson shall report to the Congress*
8 *annually and by State, on grants awarded by the*
9 *Chairperson in each grant category under section 5 of*
10 *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 *SEC. 320. No part of any appropriation contained in*
15 *this Act shall be expended or obligated to fund new revisions*
16 *of national forest land management plans until new final*
17 *or interim final rules for forest land management planning*
18 *are published in the Federal Register. Those national forests*
19 *which are currently in a revision process, having formally*
20 *published a Notice of Intent to revise prior to October 1,*
21 *1997; those national forests having been court-ordered to re-*
22 *vise; those national forests where plans reach the 15 year*
23 *legally mandated date to revise before or during calendar*
24 *year 2001; national forests within the Interior Columbia*
25 *Basin Ecosystem study area; and the White Mountain Na-*

1 *tional Forest are exempt from this section and may use*
2 *funds in this Act and proceed to complete the forest plan*
3 *revision in accordance with current forest planning regula-*
4 *tions.*

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

9 *SEC. 322. None of the funds in this Act may be used*
10 *to support Government-wide administrative functions un-*
11 *less such functions are justified in the budget process and*
12 *funding is approved by the House and Senate Committees*
13 *on Appropriations.*

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

18 *SEC. 324. None of the funds in this Act may be used*
19 *for planning, design or construction of improvements to*
20 *Pennsylvania Avenue in front of the White House without*
21 *the advance approval of the House and Senate Committees*
22 *on Appropriations.*

23 *SEC. 325. Amounts deposited during fiscal year 2000*
24 *in the roads and trails fund provided for in the fourteenth*
25 *paragraph under the heading "FOREST SERVICE" of the*

1 *Act of March 4, 1913 (37 Stat. 843; 16 U.S.C. 501), shall*
2 *be used by the Secretary of Agriculture, without regard to*
3 *the State in which the amounts were derived, to repair or*
4 *reconstruct roads, bridges, and trails on National Forest*
5 *System lands or to carry out and administer projects to*
6 *improve forest health conditions, which may include the re-*
7 *pair or reconstruction of roads, bridges, and trails on Na-*
8 *tional Forest System lands in the wildland-community*
9 *interface where there is an abnormally high risk of fire. The*
10 *projects shall emphasize reducing risks to human safety and*
11 *public health and property and enhancing ecological func-*
12 *tions, long-term forest productivity, and biological integ-*
13 *riety. The Secretary shall commence the projects during fis-*
14 *cal year 2001, but the projects may be completed in a subse-*
15 *quent fiscal year. Funds shall not be expended under this*
16 *section to replace funds which would otherwise appro-*
17 *priately be expended from the timber salvage sale fund.*
18 *Nothing in this section shall be construed to exempt any*
19 *project from any environmental law.*

20 *SEC. 326. None of the funds provided in this or pre-*
21 *vious appropriations Acts for the agencies funded by this*
22 *Act or provided from any accounts in the Treasury of the*
23 *United States derived by the collection of fees available to*
24 *the agencies funded by this Act, shall be transferred to or*
25 *used to fund personnel, training, or other administrative*

1 *activities at the Council on Environmental Quality or other*
2 *offices in the Executive Office of the President for purposes*
3 *related to the American Heritage Rivers program.*

4 *SEC. 327. Other than in emergency situations, none*
5 *of the funds in this Act may be used to operate telephone*
6 *answering machines during core business hours unless such*
7 *answering machines include an option that enables callers*
8 *to reach promptly an individual on-duty with the agency*
9 *being contacted.*

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

1 cedar, all of the western red cedar timber from those sales
2 which is surplus to the needs of domestic processors in Alas-
3 ka, shall be made available to domestic processors in the
4 contiguous 48 United States at prevailing domestic prices.
5 Should Region 10 sell, in fiscal year 2001, less than the
6 annual average portion of the decadal allowable sale quan-
7 tity called for in the current Tongass Land Management
8 Plan in sales which are not deficit when appraised under
9 the transaction evidence appraisal system using domestic
10 Alaska values for western red cedar, the volume of western
11 red cedar timber available to domestic processors at pre-
12 vailing domestic prices in the contiguous 48 United States
13 shall be that volume: (i) which is surplus to the needs of
14 domestic processors in Alaska; and (ii) is that percent of
15 the surplus western red cedar volume determined by calcu-
16 lating the ratio of the total timber volume which has been
17 sold on the Tongass to the annual average portion of the
18 decadal allowable sale quantity called for in the current
19 Tongass Land Management Plan. The percentage shall be
20 calculated by Region 10 on a rolling basis as each sale is
21 sold (for purposes of this amendment, a “rolling basis” shall
22 mean that the determination of how much western red cedar
23 is eligible for sale to various markets shall be made at the
24 time each sale is awarded). Western red cedar shall be
25 deemed “surplus to the needs of domestic processors in Alas-

1 *ka'' when the timber sale holder has presented to the Forest*
2 *Service documentation of the inability to sell western red*
3 *cedar logs from a given sale to domestic Alaska processors*
4 *at price equal to or greater than the log selling value stated*
5 *in the contract. All additional western red cedar volume*
6 *not sold to Alaska or contiguous 48 United States domestic*
7 *processors may be exported to foreign markets at the election*
8 *of the timber sale holder. All Alaska yellow cedar may be*
9 *sold at prevailing export prices at the election of the timber*
10 *sale holder.*

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

22 *SEC. 330. The Forest Service, in consultation with the*
23 *Department of Labor, shall review Forest Service camp-*
24 *ground concessions policy to determine if modifications can*
25 *be made to Forest Service contracts for campgrounds so that*

1 *such concessions fall within the regulatory exemption of 29*
2 *CFR 4.122(b). The Forest Service shall offer in fiscal year*
3 *2001 such concession prospectuses under the regulatory ex-*
4 *emption, except that, any prospectus that does not meet the*
5 *requirements of the regulatory exemption shall be offered as*
6 *a service contract in accordance with the requirements of*
7 *41 U.S.C. 351–358.*

8 *SEC. 331. A project undertaken by the Forest Service*
9 *under the Recreation Fee Demonstration Program as au-*
10 *thorized by section 315 of the Department of the Interior*
11 *and Related Agencies Appropriations Act for Fiscal Year*
12 *1996, as amended, shall not result in—*

13 *(1) displacement of the holder of an authoriza-*
14 *tion to provide commercial recreation services on Fed-*
15 *eral lands. Prior to initiating any project, the Sec-*
16 *retary shall consult with potentially affected holders*
17 *to determine what impacts the project may have on*
18 *the holders. Any modifications to the authorization*
19 *shall be made within the terms and conditions of the*
20 *authorization and authorities of the impacted agency.*

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

1 (A) the private sector provider fails to bid
2 on such opportunities;

3 (B) the private sector provider terminates
4 its relationship with the agency; or

5 (C) the agency revokes the permit for non-
6 compliance with the terms and conditions of the
7 authorization.

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

12 SEC. 332. Section 801 of the National Energy Con-
13 *servation Policy Act (42 U.S.C. 8287(a)(2)(D)(iii)) is*
14 *amended by striking “\$750,000” and inserting*
15 *“\$10,000,000”.*

16 SEC. 333. From the funds appropriated in Title V of
17 *Public Law 105–83 for the purposes of section 502(e) of*
18 *that Act, the following amounts are hereby rescinded:*
19 *\$1,000,000 for snow removal and pavement preservation*
20 *and \$4,000,000 for pavement rehabilitation.*

21 SEC. 334. In section 315(f) of Title III of Section
22 *101(c) of Public Law 104–134 (16 U.S.C. 460l–6a note),*
23 *as amended, strike “September 30, 2001” and insert “Sep-*
24 *tember 30, 2002”, and strike “September 30, 2004” and in-*
25 *sert “September 30, 2005”.*

1 *SEC. 335. None of the funds in this Act may be used*
2 *by the Secretary of the Interior to issue a prospecting per-*
3 *mit for hardrock mineral exploration on Mark Twain Na-*
4 *tional Forest land in the Current River/Jack's Fork*
5 *River—Eleven Point Watershed (not including Mark*
6 *Twain National Forest land in Townships 31N and 32N,*
7 *Range 2 and Range 3 West, on which mining activities are*
8 *taking place as of the date of the enactment of this Act):*
9 *Provided, That none of the funds in this Act may be used*
10 *by the Secretary of the Interior to segregate or withdraw*
11 *land in the Mark Twain National Forest, Missouri under*
12 *section 204 of the Federal Land Policy and Management*
13 *Act of 1976 (43 U.S.C. 1714).*

14 *SEC. 336. The authority to enter into stewardship and*
15 *end result contracts provided to the Forest Service in ac-*
16 *cordance with Section 347 of Title III of Section 101(e)*
17 *of Division A of Public Law 105–825 is hereby expanded*
18 *to authorize the Forest Service to enter into an additional*
19 *28 contracts subject to the same terms and conditions as*
20 *provided in that section: Provided, That of the additional*
21 *contracts authorized by this section at least 9 shall be allo-*
22 *cated to Region 1 and at least 3 to Region 6.*

23 *SEC. 337. Any regulations or policies promulgated or*
24 *adopted by the Departments of Agriculture or the Interior*
25 *regarding recovery of costs for processing authorizations to*

1 *occupy and use Federal lands under their control shall ad-*
 2 *here to and incorporate the following principle arising from*
 3 *Office of Management and Budget Circular, A-25; no*
 4 *charge should be made for a service when the identification*
 5 *of the specific beneficiary is obscure, and the service can*
 6 *be considered primarily as benefiting broadly the general*
 7 *public.*

8 *SEC. 338. LOCAL EXEMPTIONS FROM FOREST SERV-*
 9 *ICE DEMONSTRATION PROGRAM FEES. Section 6906 of Title*
 10 *31, United States Code, is amended—*

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

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

14 *“(b) LOCAL EXEMPTIONS FROM DEMONSTRATION*
 15 *PROGRAM FEES.—*

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

24 *“(2) ADMINISTRATION.—The Secretary of Agri-*
 25 *culture shall establish a method of identifying persons*

1 *who are exempt from paying user fees under para-*
2 *graph (1). This method may include valid form of*
3 *identification including a drivers license.”.*

4 *SEC. 339. None of the funds made available in this*
5 *or any other Act may be used by the Bureau of Land Man-*
6 *agement or the U.S. Forest Service to assess, appraise, de-*
7 *termine, proceed to determine, or collect rents for right-of-*
8 *way uses for federal lands except as such rents have been*
9 *or may be determined in accordance with the linear fee*
10 *schedule published on July 8, 1997 ([43 CFR 2803.1–*
11 *2(c)(1)(i)]).*

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

21 *SEC. 341. The Chief of the Forest Service, in consulta-*
22 *tion with the Administrator of the Small Business Admin-*
23 *istration, shall prepare a regulatory flexibility analysis, in*
24 *accordance with chapter 6 of part I of title 5, United States*
25 *Code, of the impact of the White River National Forest Plan*

1 *on communities that are within the boundaries of the White*
2 *River National Forest.*

3 *SEC. 342. None of the funds appropriated or otherwise*
4 *made available by this Act may be used to finalize or imple-*
5 *ment the published roadless area conservation rule of the*
6 *Forest Service published on May 10, 2000 (36 Fed. Reg.*
7 *30276, 30288), or any similar rule, in any inventoried*
8 *roadless area in the White Mountain National Forest.*

9 *SEC. 343. From funds previously appropriated in*
10 *Public Law 105–277, under the heading “Department of*
11 *Energy, Fossil Energy Research and Development”, the*
12 *Secretary of Energy shall make available within 30 days*
13 *after enactment of this Act \$750,000 for the purpose of exe-*
14 *cuting proposal #FT40770.*

15 *SEC. 344. (a) In addition to any amounts otherwise*
16 *made available under this Act to carry out the Tribally*
17 *Controlled College or University Assistance Act of 1978,*
18 *\$1,891,000 is appropriated to carry out such Act for fiscal*
19 *year 2001.*

20 *(b) Notwithstanding any other provision of this Act,*
21 *the amount of funds provided to a Federal agency that re-*
22 *ceives appropriations under this Act in an amount greater*
23 *than \$20,000,000 shall be reduced, on a pro rata basis, by*
24 *an amount equal to the percentage necessary to achieve an*
25 *aggregate reduction of \$1,891,000 in funds provided to all*

1 *such agencies under this Act. Each head of a Federal agency*
2 *that is subject to a reduction under this subsection shall*
3 *ensure that the reduction in funding to the agency resulting*
4 *from this subsection is offset by a reduction in travel ex-*
5 *penditures of the agency.*

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

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

Calendar No. 628

106TH CONGRESS
2D SESSION

H.R. 4578

[Report No. 106-312]

AN ACT

Making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2001, and for other purposes.

JUNE 19, 2000

Received; read twice and referred to the Committee on Appropriations

JUNE 22, 2000

Reported with an amendment