

Union Calendar No. 125

114TH CONGRESS
1ST SESSION

H. R. 2822

[Report No. 114–170]

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

IN THE HOUSE OF REPRESENTATIVES

JUNE 18, 2015

Mr. CALVERT, from the Committee on Appropriations, reported the following bill; which was committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

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

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 Department of the Interior, environment, and related
6 agencies for the fiscal year ending September 30, 2016,
7 and for other purposes, namely:

8 TITLE I—DEPARTMENT OF THE INTERIOR

9 BUREAU OF LAND MANAGEMENT

10 MANAGEMENT OF LANDS AND RESOURCES

11 For necessary expenses 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 main-
15 tenance of facilities, as authorized by law, in the manage-
16 ment of lands and their resources under the jurisdiction
17 of the Bureau of Land Management, including the general
18 administration of the Bureau, and assessment of mineral
19 potential of public lands pursuant to section 1010(a) of
20 Public Law 96–487 (16 U.S.C. 3150(a)), \$1,015,046,000,
21 to remain available until expended, including all such
22 amounts as are collected from permit processing fees, as
23 authorized but made subject to future appropriation by
24 section 35(d)(3)(A)(i) of the Mineral Leasing Act (30
25 U.S.C. 191), except that amounts from permit processing

1 fees may be used for any bureau-related expenses associ-
2 ated with the processing of oil and gas applications for
3 permits to drill and related use of authorizations; of which
4 \$3,000,000 shall be available in fiscal year 2016 subject
5 to a match by at least an equal amount by the National
6 Fish and Wildlife Foundation for cost-shared projects sup-
7 porting conservation of Bureau lands; and such funds
8 shall be advanced to the Foundation as a lump-sum grant
9 without regard to when expenses are incurred.

10 In addition, \$39,696,000 is for Mining Law Adminis-
11 tration program operations, including the cost of admin-
12 istering the mining claim fee program, to remain available
13 until expended, to be reduced by amounts collected by the
14 Bureau and credited to this appropriation from mining
15 claim maintenance fees and location fees that are hereby
16 authorized for fiscal year 2016, so as to result in a final
17 appropriation estimated at not more than \$1,015,046,000,
18 and \$2,000,000, to remain available until expended, from
19 communication site rental fees established by the Bureau
20 for the cost of administering communication site activities.

21 LAND ACQUISITION

22 For expenses necessary to carry out sections 205,
23 206, and 318(d) of Public Law 94–579, including admin-
24 istrative expenses and acquisition of lands or waters, or
25 interests therein, \$7,250,000, to be derived from the Land

1 and Water Conservation Fund and to remain available
2 until expended.

3 OREGON AND CALIFORNIA GRANT LANDS

4 For expenses necessary for management, protection,
5 and development of resources and for construction, oper-
6 ation, and maintenance of access roads, reforestation, and
7 other improvements on the revested Oregon and California
8 Railroad grant lands, on other Federal lands in the Or-
9 egon and California land-grant counties of Oregon, and
10 on adjacent rights-of-way; and acquisition of lands or in-
11 terests therein, including existing connecting roads on or
12 adjacent to such grant lands; \$110,602,000, to remain
13 available until expended: *Provided*, That 25 percent of the
14 aggregate of all receipts during the current fiscal year
15 from the revested Oregon and California Railroad grant
16 lands is hereby made a charge against the Oregon and
17 California land-grant fund and shall be transferred to the
18 General Fund in the Treasury in accordance with the sec-
19 ond paragraph of subsection (b) of title II of the Act of
20 August 28, 1937 (43 U.S.C. 1181f).

21 RANGE IMPROVEMENTS

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

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

11 SERVICE CHARGES, DEPOSITS, AND FORFEITURES

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

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

15 MISCELLANEOUS TRUST FUNDS

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

ADMINISTRATIVE PROVISIONS

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

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

8 UNITED STATES FISH AND WILDLIFE SERVICE

9 RESOURCE MANAGEMENT

10 For necessary expenses of the United States Fish and
 11 Wildlife Service, as authorized by law, and for scientific
 12 and economic studies, general administration, and for the
 13 performance of other authorized functions related to such
 14 resources, \$1,220,343,000, to remain available until Sep-
 15 tember 30, 2017: *Provided*, That not to exceed
 16 \$10,257,000 shall be used for implementing subsections
 17 (a), (b), (c), and (e) of section 4 of the Endangered Spe-
 18 cies Act of 1973 (16 U.S.C. 1533) (except for processing
 19 petitions, developing and issuing proposed and final regu-
 20 lations, and taking any other steps to implement actions
 21 described in subsection (c)(2)(A), (c)(2)(B)(i), or
 22 (c)(2)(B)(ii)).

23 CONSTRUCTION

24 For construction, improvement, acquisition, or re-
 25 moval of buildings and other facilities required in the con-

1 servation, management, investigation, protection, and uti-
2 lization of fish and wildlife resources, and the acquisition
3 of lands and interests therein; \$13,144,000, to remain
4 available until expended.

5 LAND ACQUISITION

6 For expenses necessary to carry out the Land and
7 Water Conservation Fund Act of 1965, (16 U.S.C. 460l-
8 4 et seq.), including administrative expenses, and for ac-
9 quisition of land or waters, or interest therein, in accord-
10 ance with statutory authority applicable to the United
11 States Fish and Wildlife Service, \$27,500,000, to be de-
12 rived from the Land and Water Conservation Fund and
13 to remain available until expended: *Provided*, That none
14 of the funds appropriated for specific land acquisition
15 projects may be used to pay for any administrative over-
16 head, planning or other management costs.

17 COOPERATIVE ENDANGERED SPECIES CONSERVATION
18 FUND

19 For expenses necessary to carry out section 6 of the
20 Endangered Species Act of 1973 (16 U.S.C. 1535),
21 \$50,095,000, to be derived from the Land and Water Con-
22 servation Fund and to remain available until expended.

23 NATIONAL WILDLIFE REFUGE FUND

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

1 NORTH AMERICAN WETLANDS CONSERVATION FUND

2 For expenses necessary to carry out the provisions
3 of the North American Wetlands Conservation Act (16
4 U.S.C. 4401 et seq.), \$35,000,000, to remain available
5 until expended.

6 NEOTROPICAL MIGRATORY BIRD CONSERVATION

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

10 MULTINATIONAL SPECIES CONSERVATION FUND

11 For expenses necessary to carry out the African Ele-
12 phant Conservation Act (16 U.S.C. 4201 et seq.), the
13 Asian Elephant Conservation Act of 1997 (16 U.S.C.
14 4261 et seq.), the Rhinoceros and Tiger Conservation Act
15 of 1994 (16 U.S.C. 5301 et seq.), the Great Ape Con-
16 servation Act of 2000 (16 U.S.C. 6301 et seq.), and the
17 Marine Turtle Conservation Act of 2004 (16 U.S.C. 6601
18 et seq.), \$9,561,000, to remain available until expended.

19 STATE AND TRIBAL WILDLIFE GRANTS

20 For wildlife conservation grants to States and to the
21 District of Columbia, Puerto Rico, Guam, the United
22 States Virgin Islands, the Northern Mariana Islands,
23 American Samoa, and Indian tribes under the provisions
24 of the Fish and Wildlife Act of 1956 and the Fish and
25 Wildlife Coordination Act, for the development and imple-

1 mentation of programs for the benefit of wildlife and their
2 habitat, including species that are not hunted or fished,
3 \$59,195,000, to remain available until expended: *Pro-*
4 *vided*, That of the amount provided herein, \$4,084,000 is
5 for a competitive grant program for Indian tribes not sub-
6 ject to the remaining provisions of this appropriation: *Pro-*
7 *vided further*, That \$5,987,000 is for a competitive grant
8 program to implement approved plans for States, terri-
9 tories, and other jurisdictions and at the discretion of af-
10 fected States, the regional Associations of fish and wildlife
11 agencies, not subject to the remaining provisions of this
12 appropriation: *Provided further*, That the Secretary shall,
13 after deducting \$10,071,000 and administrative expenses,
14 apportion the amount provided herein in the following
15 manner: (1) to the District of Columbia and to the Com-
16 monwealth of Puerto Rico, each a sum equal to not more
17 than one-half of 1 percent thereof; and (2) to Guam,
18 American Samoa, the United States Virgin Islands, and
19 the Commonwealth of the Northern Mariana Islands, each
20 a sum equal to not more than one-fourth of 1 percent
21 thereof: *Provided further*, That the Secretary shall appor-
22 tion the remaining amount in the following manner: (1)
23 one-third of which is based on the ratio to which the land
24 area of such State bears to the total land area of all such
25 States; and (2) two-thirds of which is based on the ratio

1 to which the population of such State bears to the total
2 population of all such States: *Provided further*, That the
3 amounts apportioned under this paragraph shall be ad-
4 justed equitably so that no State shall be apportioned a
5 sum which is less than 1 percent of the amount available
6 for apportionment under this paragraph for any fiscal year
7 or more than 5 percent of such amount: *Provided further*,
8 That the Federal share of planning grants shall not exceed
9 75 percent of the total costs of such projects and the Fed-
10 eral share of implementation grants shall not exceed 65
11 percent of the total costs of such projects: *Provided fur-*
12 *ther*, That the non-Federal share of such projects may not
13 be derived from Federal grant programs: *Provided further*,
14 That any amount apportioned in 2016 to any State, terri-
15 tory, or other jurisdiction that remains unobligated as of
16 September 30, 2017, shall be reapportioned, together with
17 funds appropriated in 2018, in the manner provided here-
18 in.

19 ADMINISTRATIVE PROVISIONS

20 The United States Fish and Wildlife Service may
21 carry out the operations of Service programs by direct ex-
22 penditure, contracts, grants, cooperative agreements and
23 reimbursable agreements with public and private entities.
24 Appropriations and funds available to the United States
25 Fish and Wildlife Service shall be available for repair of

1 damage to public roads within and adjacent to reservation
2 areas caused by operations of the Service; options for the
3 purchase of land at not to exceed \$1 for each option; facili-
4 ties incident to such public recreational uses on conserva-
5 tion areas as are consistent with their primary purpose;
6 and the maintenance and improvement of aquaria, build-
7 ings, and other facilities under the jurisdiction of the Serv-
8 ice and to which the United States has title, and which
9 are used pursuant to law in connection with management,
10 and investigation of fish and wildlife resources: *Provided*,
11 That notwithstanding 44 U.S.C. 501, the Service may,
12 under cooperative cost sharing and partnership arrange-
13 ments authorized by law, procure printing services from
14 cooperators in connection with jointly produced publica-
15 tions for which the cooperators share at least one-half the
16 cost of printing either in cash or services and the Service
17 determines the cooperator is capable of meeting accepted
18 quality standards: *Provided further*, That the Service may
19 accept donated aircraft as replacements for existing air-
20 craft: *Provided further*, That notwithstanding 31 U.S.C.
21 3302, all fees collected for non-toxic shot review and ap-
22 proval shall be deposited under the heading “United
23 States Fish and Wildlife Service—Resource Management”
24 and shall be available to the Secretary, without further
25 appropriation, to be used for expenses of processing of

1 such non-toxic shot type or coating applications and revis-
2 ing regulations as necessary, and shall remain available
3 until expended.

4 NATIONAL PARK SERVICE

5 OPERATION OF THE NATIONAL PARK SYSTEM

6 For expenses necessary for the management, oper-
7 ation, and maintenance of areas and facilities adminis-
8 tered by the National Park Service and for the general
9 administration of the National Park Service,
10 \$2,327,811,000, of which \$10,001,000 for planning and
11 interagency coordination in support of Everglades restora-
12 tion and \$96,961,000 for maintenance, repair, or rehabili-
13 tation projects for constructed assets shall remain avail-
14 able until September 30, 2017.

15 NATIONAL RECREATION AND PRESERVATION

16 For expenses necessary to carry out recreation pro-
17 grams, natural programs, cultural programs, heritage
18 partnership programs, environmental compliance and re-
19 view, international park affairs, and grant administration,
20 not otherwise provided for, \$62,467,000.

21 HISTORIC PRESERVATION FUND

22 For expenses necessary in carrying out the National
23 Historic Preservation Act (16 U.S.C. 470 et seq.),
24 \$60,910,000, to be derived from the Historic Preservation
25 Fund and to remain available until September 30, 2017,

1 of which \$500,000 is for competitive grants for the survey
2 and nomination of properties to the National Register of
3 Historic Places and as National Historic Landmarks asso-
4 ciated with communities currently underrepresented, as
5 determined by the Secretary, and of which \$4,500,000 is
6 for competitive grants to preserve the sites and stories of
7 the Civil Rights movement: *Provided*, That such competi-
8 tive grants shall be made without imposing the matching
9 requirements in Section 102(a)(3) of the National Historic
10 Preservation Act (16 U.S.C. 470(a)(3)).

11 CONSTRUCTION

12 For construction, improvements, repair, or replace-
13 ment of physical facilities, including modifications author-
14 ized by section 104 of the Everglades National Park Pro-
15 tection and Expansion Act of 1989 (16 U.S.C. 410r-8),
16 \$139,555,000, to remain available until expended: *Pro-*
17 *vided*, That notwithstanding any other provision of law,
18 for any project initially funded in fiscal year 2016 with
19 a future phase indicated in the National Park Service 5-
20 Year Line Item Construction Plan, a single procurement
21 may be issued which includes the full scope of the project:
22 *Provided further*, That the solicitation and contract shall
23 contain the clause availability of funds found at 48 CFR
24 52.232-18.

1 LAND AND WATER CONSERVATION FUND

2 (RESCISSION)

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

6 LAND ACQUISITION AND STATE ASSISTANCE

7 For expenses necessary to carry out the Land and
8 Water Conservation Act of 1965 (16 U.S.C. 460l-4
9 through 11), including administrative expenses, and for
10 acquisition of lands or waters, or interest therein, in ac-
11 cordance with the statutory authority applicable to the
12 National Park Service, \$84,367,000, to be derived from
13 the Land and Water Conservation Fund and to remain
14 available until expended, of which \$48,117,000 is for the
15 State assistance program and of which \$9,000,000 shall
16 be for the American Battlefield Protection Program
17 grants as authorized by section 7301 of the Omnibus Pub-
18 lic Land Management Act of 2009 (Public Law 111–11).

19 CENTENNIAL CHALLENGE

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

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

4 ADMINISTRATIVE PROVISIONS

5 (INCLUDING TRANSFER OF FUNDS)

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

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

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

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

8 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); conduct inquiries into
20 the economic conditions affecting mining and materials
21 processing industries (30 U.S.C. 3, 21a, and 1603; 50
22 U.S.C. 98g(1)) and related purposes as authorized by law;
23 and to publish and disseminate data relative to the fore-
24 going activities; \$1,045,000,000, to remain available until
25 September 30, 2017; of which \$57,637,189 shall remain

1 available until expended for satellite operations; and of
2 which \$7,280,000 shall be available until expended for de-
3 ferred maintenance and capital improvement projects that
4 exceed \$100,000 in cost: *Provided*, That none of the funds
5 provided for the ecosystem research activity shall be used
6 to conduct new surveys on private property, unless specifi-
7 cally authorized in writing by the property owner: *Pro-*
8 *vided further*, That no part of this appropriation shall be
9 used to pay more than one-half the cost of topographic
10 mapping or water resources data collection and investiga-
11 tions carried on in cooperation with States and municipali-
12 ties.

13 ADMINISTRATIVE PROVISIONS

14 From within the amount appropriated for activities
15 of the United States Geological Survey such sums as are
16 necessary shall be available for contracting for the fur-
17 nishing of topographic maps and for the making of geo-
18 physical or other specialized surveys when it is administra-
19 tively determined that such procedures are in the public
20 interest; construction and maintenance of necessary build-
21 ings and appurtenant facilities; acquisition of lands for
22 gauging stations and observation wells; expenses of the
23 United States National Committee for Geological
24 Sciences; and payment of compensation and expenses of
25 persons employed by the Survey duly appointed to rep-

1 resent the United States in the negotiation and adminis-
2 tration of interstate compacts: *Provided*, That activities
3 funded by appropriations herein made may be accom-
4 plished through the use of contracts, grants, or coopera-
5 tive agreements as defined in section 6302 of title 31,
6 United States Code: *Provided further*, That the United
7 States Geological Survey may enter into contracts or coop-
8 erative agreements directly with individuals or indirectly
9 with institutions or nonprofit organizations, without re-
10 gard to 41 U.S.C. 6101, for the temporary or intermittent
11 services of students or recent graduates, who shall be con-
12 sidered employees for the purpose of chapters 57 and 81
13 of title 5, United States Code, relating to compensation
14 for travel and work injuries, and chapter 171 of title 28,
15 United States Code, relating to tort claims, but shall not
16 be considered to be Federal employees for any other pur-
17 poses.

18 BUREAU OF OCEAN ENERGY MANAGEMENT

19 OCEAN ENERGY MANAGEMENT

20 For expenses necessary for granting leases, ease-
21 ments, rights-of-way and agreements for use for oil and
22 gas, other minerals, energy, and marine-related purposes
23 on the Outer Continental Shelf and approving operations
24 related thereto, as authorized by law; for environmental
25 studies, as authorized by law; for implementing other laws

1 and to the extent provided by Presidential or Secretarial
 2 delegation; and for matching grants or cooperative agree-
 3 ments, \$167,270,000, of which \$70,648,000, is to remain
 4 available until September 30, 2017 and of which
 5 \$96,622,000 is to remain available until expended: *Pro-*
 6 *vided*, That this total appropriation shall be reduced by
 7 amounts collected by the Secretary and credited to this
 8 appropriation from additions to receipts resulting from in-
 9 creases to lease rental rates in effect on August 5, 1993,
 10 and from cost recovery fees from activities conducted by
 11 the Bureau of Ocean Energy Management pursuant to the
 12 Outer Continental Shelf Lands Act, including studies, as-
 13 sessments, analysis, and miscellaneous administrative ac-
 14 tivities: *Provided further*, That the sum herein appro-
 15 priated shall be reduced as such collections are received
 16 during the fiscal year, so as to result in a final fiscal year
 17 2016 appropriation estimated at not more than
 18 \$70,648,000: *Provided further*, That not to exceed \$3,000
 19 shall be available for reasonable expenses related to pro-
 20 moting volunteer beach and marine cleanup activities.

21 BUREAU OF SAFETY AND ENVIRONMENTAL

22 ENFORCEMENT

23 OFFSHORE SAFETY AND ENVIRONMENTAL ENFORCEMENT

24 For expenses necessary for the regulation of oper-
 25 ations related to leases, easements, rights-of-way and

1 agreements for use for oil and gas, other minerals, energy,
2 and marine-related purposes on the Outer Continental
3 Shelf, as authorized by law; for enforcing and imple-
4 menting laws and regulations as authorized by law and
5 to the extent provided by Presidential or Secretarial dele-
6 gation; and for matching grants or cooperative agree-
7 ments, \$123,354,000, of which \$66,147,000 is to remain
8 available until September 30, 2017, and of which
9 \$57,207,000 is to remain available until expended: *Pro-*
10 *vided*, That this total appropriation shall be reduced by
11 amounts collected by the Secretary and credited to this
12 appropriation from additions to receipts resulting from in-
13 creases to lease rental rates in effect on August 5, 1993,
14 and from cost recovery fees from activities conducted by
15 the Bureau of Safety and Environmental Enforcement
16 pursuant to the Outer Continental Shelf Lands Act, in-
17 cluding studies, assessments, analysis, and miscellaneous
18 administrative activities: *Provided further*, That the sum
19 herein appropriated shall be reduced as such collections
20 are received during the fiscal year, so as to result in a
21 final fiscal year 2016 appropriation estimated at not more
22 than \$66,147,000.

23 For an additional amount, \$65,000,000, to remain
24 available until expended, to be reduced by amounts col-
25 lected by the Secretary and credited to this appropriation,

1 which shall be derived from non-refundable inspection fees
2 collected in fiscal year 2016, as provided in this Act: *Pro-*
3 *vided*, That to the extent that amounts realized from such
4 inspection fees exceed \$65,000,000, the amounts realized
5 in excess of \$65,000,000 shall be credited to this appro-
6 priation and remain available until expended: *Provided*
7 *further*, That for fiscal year 2016, not less than 50 percent
8 of the inspection fees expended by the Bureau of Safety
9 and Environmental Enforcement will be used to fund per-
10 sonnel and mission-related costs to expand capacity and
11 expedite the orderly development, subject to environmental
12 safeguards, of the Outer Continental Shelf pursuant to the
13 Outer Continental Shelf Lands Act (43 U.S.C. 1331 et
14 seq.), including the review of applications for permits to
15 drill.

16 OIL SPILL RESEARCH

17 For necessary expenses to carry out title I, section
18 1016, title IV, sections 4202 and 4303, title VII, and title
19 VIII, section 8201 of the Oil Pollution Act of 1990,
20 \$14,899,000, which shall be derived from the Oil Spill Li-
21 ability Trust Fund, to remain available until expended.

13 In addition, for costs to review, administer, and en-
14 force permits issued by the Bureau pursuant to section
15 507 of Public Law 95–87 (30 U.S.C. 1257), \$40,000, to
16 remain available until expended: *Provided*, That fees as-
17 sessed and collected by the Office pursuant to such section
18 507 shall be credited to this account as discretionary off-
19 setting collections, to remain available until expended:
20 *Provided further*, That the sum herein appropriated from
21 the general fund shall be reduced as collections are re-
22 ceived during the fiscal year, so as to result in a fiscal
23 year 2016 appropriation estimated at not more than
24 \$123,253,000.

1 ABANDONED MINE RECLAMATION FUND

2 For necessary expenses to carry out title IV of the
3 Surface Mining Control and Reclamation Act of 1977,
4 Public Law 95–87, \$27,303,000, to be derived from re-
5 ceipts of the Abandoned Mine Reclamation Fund and to
6 remain available until expended: *Provided*, That pursuant
7 to Public Law 97–365, the Department of the Interior is
8 authorized to use up to 20 percent from the recovery of
9 the delinquent debt owed to the United States Government
10 to pay for contracts to collect these debts: *Provided fur-*
11 *ther*, That funds made available under title IV of Public
12 Law 95–87 may be used for any required non-Federal
13 share of the cost of projects funded by the Federal Gov-
14 ernment for the purpose of environmental restoration re-
15 lated to treatment or abatement of acid mine drainage
16 from abandoned mines: *Provided further*, That such
17 projects must be consistent with the purposes and prior-
18 ities of the Surface Mining Control and Reclamation Act:
19 *Provided further*, That amounts provided under this head-
20 ing may be used for the travel and per diem expenses of
21 State and tribal personnel attending Office of Surface
22 Mining Reclamation and Enforcement sponsored training.

23 In addition, \$30,000,000, to remain available until
24 expended, for grants to States for reclamation of aban-
25 doned mine lands and other related activities in accord-

1 ance with the terms and conditions in the report accom-
 2 panying this Act: *Provided*, That such additional amount
 3 shall be used for economic and community development
 4 in conjunction with the priorities in section 403(a) of the
 5 Surface Mining Control and Reclamation Act of 1977 (30
 6 U.S.C. 1233(a)): *Provided further*, That such additional
 7 amount shall be distributed in equal amounts to the 3 Ap-
 8 palachian States with the greatest amount of unfunded
 9 needs to meet the priorities described in paragraphs (1)
 10 and (2) of such section: *Provided further*, That such addi-
 11 tional amount shall be allocated to States within 60 days
 12 after the date of enactment of this Act.

13 BUREAU OF INDIAN AFFAIRS AND BUREAU OF INDIAN
 14 EDUCATION

15 OPERATION OF INDIAN PROGRAMS
 16 (INCLUDING TRANSFER OF FUNDS)

17 For expenses necessary for the operation of Indian
 18 programs, as authorized by law, including the Snyder Act
 19 of November 2, 1921 (25 U.S.C. 13), the Indian Self-De-
 20 termination and Education Assistance Act of 1975 (25
 21 U.S.C. 450 et seq.), the Education Amendments of 1978
 22 (25 U.S.C. 2001–2019), and the Tribally Controlled
 23 Schools Act of 1988 (25 U.S.C. 2501 et seq.),
 24 \$2,505,670,000, to remain available until September 30,
 25 2017, except as otherwise provided herein; of which not

1 to exceed \$8,500 may be for official reception and rep-
2 resentation expenses; of which not to exceed \$74,809,000
3 shall be for welfare assistance payments: *Provided*, That
4 in cases of designated Federal disasters, the Secretary
5 may exceed such cap, from the amounts provided herein,
6 to provide for disaster relief to Indian communities af-
7 fected by the disaster: *Provided further*, That federally rec-
8 ognized Indian tribes and tribal organizations of federally
9 recognized Indian tribes may use their tribal priority allo-
10 cations for unmet welfare assistance costs: *Provided fur-*
11 *ther*, That not to exceed \$619,827,000 for school oper-
12 ations costs of Bureau-funded schools and other education
13 programs shall become available on July 1, 2016, and
14 shall remain available until September 30, 2017: *Provided*
15 *further*, That not to exceed \$48,785,000 shall remain
16 available until expended for housing improvement, road
17 maintenance, attorney fees, litigation support, land
18 records improvement, and the Navajo-Hopi Settlement
19 Program: *Provided further*, That any forestry funds allo-
20 cated to a federally recognized tribe which remain unobli-
21 gated as of September 30, 2017, may be transferred dur-
22 ing fiscal year 2018 to an Indian forest land assistance
23 account established for the benefit of the holder of the
24 funds within the holder's trust fund account: *Provided fur-*
25 *ther*, That any such unobligated balances not so trans-

ferred shall expire on September 30, 2018: *Provided further*, That in order to enhance the safety of Bureau field employees, the Bureau may use funds to purchase uniforms or other identifying articles of clothing for personnel: *Provided further*, That \$272,000,000 shall be for payments to Indian tribes and tribal organizations for contract support costs associated with contracts, grants, self-governance compacts, or annual funding agreements between the Bureau and an Indian tribe or tribal organization pursuant to the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450 et seq.) prior to or during fiscal year 2016, and shall remain available until expended.

CONSTRUCTION

(INCLUDING TRANSFER OF FUNDS)

For construction, repair, improvement, and maintenance of irrigation and power systems, buildings, utilities, and other facilities, including architectural and engineering services by contract; acquisition of lands, and interests in lands; and preparation of lands for farming, and for construction of the Navajo Indian Irrigation Project pursuant to Public Law 87–483, \$187,620,000, to remain available until expended: *Provided*, That such amounts as may be available for the construction of the Navajo Indian Irrigation Project may be transferred to the Bureau of

1 Reclamation: *Provided further*, That not to exceed 6 per-
2 cent of contract authority available to the Bureau of In-
3 dian Affairs from the Federal Highway Trust Fund may
4 be used to cover the road program management costs of
5 the Bureau: *Provided further*, That any funds provided for
6 the Safety of Dams program pursuant to 25 U.S.C. 13
7 shall be made available on a nonreimbursable basis: *Pro-*
8 *vided further*, That for fiscal year 2016, in implementing
9 new construction, replacement facilities construction, or
10 facilities improvement and repair project grants in excess
11 of \$100,000 that are provided to grant schools under Pub-
12 lic Law 100–297, the Secretary of the Interior shall use
13 the Administrative and Audit Requirements and Cost
14 Principles for Assistance Programs contained in 43 CFR
15 part 12 as the regulatory requirements: *Provided further*,
16 That such grants shall not be subject to section 12.61 of
17 43 CFR; the Secretary and the grantee shall negotiate and
18 determine a schedule of payments for the work to be per-
19 formed: *Provided further*, That in considering grant appli-
20 cations, the Secretary shall consider whether such grantee
21 would be deficient in assuring that the construction
22 projects conform to applicable building standards and
23 codes and Federal, tribal, or State health and safety
24 standards as required by 25 U.S.C. 2005(b), with respect
25 to organizational and financial management capabilities:

1 *Provided further*, That if the Secretary declines a grant
 2 application, the Secretary shall follow the requirements
 3 contained in 25 U.S.C. 2504(f): *Provided further*, That
 4 any disputes between the Secretary and any grantee con-
 5 cerning a grant shall be subject to the disputes provision
 6 in 25 U.S.C. 2507(e): *Provided further*, That in order to
 7 ensure timely completion of construction projects, the Sec-
 8 retary may assume control of a project and all funds re-
 9 lated to the project, if, within 18 months of the date of
 10 enactment of this Act, any grantee receiving funds appro-
 11 priated in this Act or in any prior Act, has not completed
 12 the planning and design phase of the project and com-
 13 menced construction: *Provided further*, That this appro-
 14 priation may be reimbursed from the Office of the Special
 15 Trustee for American Indians appropriation for the appro-
 16 priate share of construction costs for space expansion
 17 needed in agency offices to meet trust reform implementa-
 18 tion.

19 INDIAN LAND AND WATER CLAIM SETTLEMENTS AND
 20 MISCELLANEOUS PAYMENTS TO INDIANS

21 For payments and necessary administrative expenses
 22 for implementation of Indian land and water claim settle-
 23 ments pursuant to Public Laws 99–264, 100–580, 101–
 24 618, 111–11, and 111–291, and for implementation of

1 other land and water rights settlements, \$65,412,000, to
2 remain available until expended.

3 INDIAN GUARANTEED LOAN PROGRAM ACCOUNT

4 For the cost of guaranteed loans and insured loans,
5 \$7,731,000, of which \$1,045,000 is for administrative ex-
6 penses, as authorized by the Indian Financing Act of
7 1974: *Provided*, That such costs, including the cost of
8 modifying such loans, shall be as defined in section 502
9 of the Congressional Budget Act of 1974: *Provided fur-*
10 *ther*, That these funds are available to subsidize total loan
11 principal, any part of which is to be guaranteed or insured,
12 not to exceed \$100,496,183.

13 ADMINISTRATIVE PROVISIONS

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

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

23 Notwithstanding any other provision of law, no funds
24 available to the Bureau of Indian Affairs for central office
25 oversight and Executive Direction and Administrative

1 Services (except executive direction and administrative
2 services funding for Tribal Priority Allocations, regional
3 offices, and facilities operations and maintenance) shall be
4 available for contracts, grants, compacts, or cooperative
5 agreements with the Bureau of Indian Affairs under the
6 provisions of the Indian Self-Determination Act or the
7 Tribal Self-Governance Act of 1994 (Public Law 103–
8 413).

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

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

22 No funds available to the Bureau of Indian Edu-
23 cation shall be used to support expanded grades for any
24 school or dormitory beyond the grade structure in place
25 or approved by the Secretary of the Interior at each school

1 in the Bureau of Indian Education school system as of
2 October 1, 1995, except that the Secretary of the Interior
3 may waive this prohibition to support expansion of up to
4 one additional grade when the Secretary determines such
5 waiver is needed to support accomplishment of the mission
6 of the Bureau of Indian Education. Appropriations made
7 available in this or any prior Act for schools funded by
8 the Bureau shall be available, in accordance with the Bu-
9 reau's funding formula, only to the schools in the Bureau
10 school system as of September 1, 1996, and to any school
11 or school program that was reinstated in fiscal year 2012.
12 Funds made available under this Act may not be used to
13 establish a charter school at a Bureau-funded school (as
14 that term is defined in section 1141 of the Education
15 Amendments of 1978 (25 U.S.C. 2021)), except that a
16 charter school that is in existence on the date of the enact-
17 ment of this Act and that has operated at a Bureau-fund-
18 ed school before September 1, 1999, may continue to oper-
19 ate during that period, but only if the charter school pays
20 to the Bureau a pro rata share of funds to reimburse the
21 Bureau for the use of the real and personal property (in-
22 cluding buses and vans), the funds of the charter school
23 are kept separate and apart from Bureau funds, and the
24 Bureau does not assume any obligation for charter school
25 programs of the State in which the school is located if

1 the charter school loses such funding. Employees of Bu-
2 reau-funded schools sharing a campus with a charter
3 school and performing functions related to the charter
4 school's operation and employees of a charter school shall
5 not be treated as Federal employees for purposes of chap-
6 ter 171 of title 28, United States Code.

7 Notwithstanding any other provision of law, including
8 section 113 of title I of appendix C of Public Law 106–
9 113, if in fiscal year 2003 or 2004 a grantee received indi-
10 rect and administrative costs pursuant to a distribution
11 formula based on section 5(f) of Public Law 101–301, the
12 Secretary shall continue to distribute indirect and admin-
13 istrative cost funds to such grantee using the section 5(f)
14 distribution formula.

15 Funds available under this Act may not be used to
16 establish satellite locations of schools in the Bureau school
17 system as of September 1, 1996, except that the Secretary
18 may waive this prohibition in order for an Indian tribe
19 to provide language and cultural immersion educational
20 programs for non-public schools located within the juris-
21 dictional area of the tribal government which exclusively
22 serve tribal members, do not include grades beyond those
23 currently served at the existing Bureau-funded school,
24 provide an educational environment with educator pres-
25 ence and academic facilities comparable to the Bureau-

1 funded school, comply with all applicable Tribal, Federal,
2 or State health and safety standards, and the Americans
3 with Disabilities Act, and demonstrate the benefits of es-
4 tablishing operations at a satellite location in lieu of incur-
5 ring extraordinary costs, such as for transportation or
6 other impacts to students such as those caused by busing
7 students extended distances: *Provided*, That no funds
8 available under this Act may be used to fund operations,
9 maintenance, rehabilitation, construction or other facili-
10 ties-related costs for such assets that are not owned by
11 the Bureau: *Provided further*, That the term “satellite
12 school” means a school location physically separated from
13 the existing Bureau school by more than 50 miles but that
14 forms part of the existing school in all other respects: *Pro-*
15 *vided further*, That none of the funds made available by
16 this or any other Act may be used by the Secretary to
17 finalize, implement, administer, or enforce the proposed
18 rule entitled “Federal Acknowledgement of American In-
19 dian Tribes” published by the Department of the Interior
20 in the Federal Register on May 29, 2014 (79 Fed. Reg.
21 30766 et seq.).

1 DEPARTMENTAL OFFICES

2 OFFICE OF THE SECRETARY

3 DEPARTMENTAL OPERATIONS

4 For necessary expenses for management of the De-
5 partment of the Interior, including the collection and dis-
6 bursement of royalties, fees, and other mineral revenue
7 proceeds, and for grants and cooperative agreements, as
8 authorized by law, \$717,279,000, to remain available until
9 September 30, 2017; of which not to exceed \$15,000 may
10 be for official reception and representation expenses; and
11 of which up to \$1,000,000 shall be available for workers
12 compensation payments and unemployment compensation
13 payments associated with the orderly closure of the United
14 States Bureau of Mines; and of which \$8,128,000 for the
15 Office of Valuation Services is to be derived from the Land
16 and Water Conservation Fund and shall remain available
17 until expended; and of which \$38,300,000 shall remain
18 available until expended for the purpose of mineral rev-
19 enue management activities: *Provided*, That notwith-
20 standing any other provision of law, \$15,000 under this
21 heading shall be available for refunds of overpayments in
22 connection with certain Indian leases in which the Sec-
23 retary concurred with the claimed refund due, to pay
24 amounts owed to Indian allottees or tribes, or to correct
25 prior unrecoverable erroneous payments.

1 ADMINISTRATIVE PROVISIONS

2 For fiscal year 2016, up to \$400,000 of the payments
3 authorized by the Act of October 20, 1976 (31 U.S.C.
4 6901–6907) may be retained for administrative expenses
5 of the Payments in Lieu of Taxes Program: *Provided*,
6 That no payment shall be made pursuant to that Act to
7 otherwise eligible units of local government if the com-
8 puted amount of the payment is less than \$100: *Provided*
9 *further*, That the Secretary may reduce the payment au-
10 thorized by 31 U.S.C. 6901–6907 for an individual county
11 by the amount necessary to correct prior year overpay-
12 ments to that county: *Provided further*, That the amount
13 needed to correct a prior year underpayment to an indi-
14 vidual county shall be paid from any reductions for over-
15 payments to other counties and the amount necessary to
16 cover any remaining underpayment is hereby appropriated
17 and shall be paid to individual counties: *Provided further*,
18 That of the total amount made available by this title for
19 “Office of the Secretary—Departmental Operations”,
20 \$452,000,000 shall be available to the Secretary of the
21 Interior for an additional amount for fiscal year 2016 for
22 payments in lieu of taxes under chapter 69 of title 31,
23 United States Code.

1 INSULAR AFFAIRS

2 ASSISTANCE TO TERRITORIES

3 For expenses necessary for assistance to territories
4 under the jurisdiction of the Department of the Interior
5 and other jurisdictions identified in section 104(e) of Pub-
6 lic Law 108–188, \$85,976,000, of which: (1) \$76,528,000
7 shall remain available until expended for territorial assist-
8 ance, including general technical assistance, maintenance
9 assistance, disaster assistance, coral reef initiative activi-
10 ties, and brown tree snake control and research; grants
11 to the judiciary in American Samoa for compensation and
12 expenses, as authorized by law (48 U.S.C. 1661(c));
13 grants to the Government of American Samoa, in addition
14 to current local revenues, for construction and support of
15 governmental functions; grants to the Government of the
16 Virgin Islands as authorized by law; grants to the Govern-
17 ment of Guam, as authorized by law; and grants to the
18 Government of the Northern Mariana Islands as author-
19 ized by law (Public Law 94–241; 90 Stat. 272); and (2)
20 \$9,448,000 shall be available until September 30, 2017,
21 for salaries and expenses of the Office of Insular Affairs:
22 *Provided*, That all financial transactions of the territorial
23 and local governments herein provided for, including such
24 transactions of all agencies or instrumentalities estab-
25 lished or used by such governments, may be audited by

1 the Government Accountability Office, at its discretion, in
2 accordance with chapter 35 of title 31, United States
3 Code: *Provided further*, That Northern Mariana Islands
4 Covenant grant funding shall be provided according to
5 those terms of the Agreement of the Special Representa-
6 tives on Future United States Financial Assistance for the
7 Northern Mariana Islands approved by Public Law 104–
8 134: *Provided further*, That the funds for the program of
9 operations and maintenance improvement are appro-
10 priated to institutionalize routine operations and mainte-
11 nance improvement of capital infrastructure with terri-
12 torial participation and cost sharing to be determined by
13 the Secretary based on the grantee’s commitment to time-
14 ly maintenance of its capital assets: *Provided further*, That
15 any appropriation for disaster assistance under this head-
16 ing in this Act or previous appropriations Acts may be
17 used as non-Federal matching funds for the purpose of
18 hazard mitigation grants provided pursuant to section 404
19 of the Robert T. Stafford Disaster Relief and Emergency
20 Assistance Act (42 U.S.C. 5170c).

21 COMPACT OF FREE ASSOCIATION

22 For grants and necessary expenses, \$3,318,000, to
23 remain available until expended, as provided for in sec-
24 tions 221(a)(2) and 233 of the Compact of Free Associa-
25 tion for the Republic of Palau; and section 221(a)(2) of

1 the Compacts of Free Association for the Government of
2 the Republic of the Marshall Islands and the Federated
3 States of Micronesia, as authorized by Public Law 99–
4 658 and Public Law 108–188.

5 ADMINISTRATIVE PROVISIONS

6 (INCLUDING TRANSFER OF FUNDS)

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

1 Farm and Rural Development Act: *Provided further*, That
2 any funds transferred to the Secretary of Agriculture shall
3 be in addition to funds otherwise made available to make
4 or guarantee loans under such authorities.

5 OFFICE OF THE SOLICITOR

6 SALARIES AND EXPENSES

7 For necessary expenses of the Office of the Solicitor,
8 \$65,142,000.

9 OFFICE OF INSPECTOR GENERAL

10 SALARIES AND EXPENSES

11 For necessary expenses of the Office of Inspector
12 General, \$50,047,000.

13 OFFICE OF THE SPECIAL TRUSTEE FOR AMERICAN

14 INDIANS

15 FEDERAL TRUST PROGRAMS

16 (INCLUDING TRANSFER OF FUNDS)

17 For the operation of trust programs for Indians by
18 direct expenditure, contracts, cooperative agreements,
19 compacts, and grants, \$139,029,000, to remain available
20 until expended, of which not to exceed \$22,120,000 from
21 this or any other Act, may be available for historical ac-
22 counting: *Provided*, That funds for trust management im-
23 provements and litigation support may, as needed, be
24 transferred to or merged with the Bureau of Indian Af-
25 fairs and Bureau of Indian Education, “Operation of In-

1 dian Programs” account; the Office of the Solicitor, “Sala-
2 ries and Expenses” account; and the Office of the Sec-
3 retary, “Departmental Operations” account: *Provided fur-*
4 *ther*, That funds made available through contracts or
5 grants obligated during fiscal year 2016, as authorized by
6 the Indian Self-Determination Act of 1975 (25 U.S.C. 450
7 et seq.), shall remain available until expended by the con-
8 tractor or grantee: *Provided further*, That, notwith-
9 standing any other provision of law, the Secretary shall
10 not be required to provide a quarterly statement of per-
11 formance for any Indian trust account that has not had
12 activity for at least 15 months and has a balance of \$15
13 or less: *Provided further*, That the Secretary shall issue
14 an annual account statement and maintain a record of any
15 such accounts and shall permit the balance in each such
16 account to be withdrawn upon the express written request
17 of the account holder: *Provided further*, That not to exceed
18 \$50,000 is available for the Secretary to make payments
19 to correct administrative errors of either disbursements
20 from or deposits to Individual Indian Money or Tribal ac-
21 counts after September 30, 2002: *Provided further*, That
22 erroneous payments that are recovered shall be credited
23 to and remain available in this account for this purpose:
24 *Provided further*, That the Secretary shall not be required
25 to reconcile Special Deposit Accounts with a balance of

1 less than \$500 unless the Office of the Special Trustee
2 receives proof of ownership from a Special Deposit Ac-
3 counts claimant.

4 DEPARTMENT-WIDE PROGRAMS

5 WILDLAND FIRE MANAGEMENT

6 (INCLUDING TRANSFERS OF FUNDS)

7 For necessary expenses for fire preparedness, fire
8 suppression operations, fire science and research, emer-
9 gency rehabilitation, hazardous fuels management activi-
10 ties, and rural fire assistance by the Department of the
11 Interior, \$804,795,000, to remain available until ex-
12 pended, of which not to exceed \$6,127,000 shall be for
13 the renovation or construction of fire facilities: *Provided*,
14 That such funds are also available for repayment of ad-
15 vances to other appropriation accounts from which funds
16 were previously transferred for such purposes: *Provided*
17 *further*, That of the funds provided \$164,000,000 is for
18 hazardous fuels management activities: *Provided further*,
19 That of the funds provided \$18,035,000 is for burned area
20 rehabilitation: *Provided further*, That persons hired pursu-
21 ant to 43 U.S.C. 1469 may be furnished subsistence and
22 lodging without cost from funds available from this appro-
23 priation: *Provided further*, That notwithstanding 42
24 U.S.C. 1856d, sums received by a bureau or office of the
25 Department of the Interior for fire protection rendered

1 pursuant to 42 U.S.C. 1856 et seq., protection of United
2 States property, may be credited to the appropriation from
3 which funds were expended to provide that protection, and
4 are available without fiscal year limitation: *Provided fur-*
5 *ther*, That using the amounts designated under this title
6 of this Act, the Secretary of the Interior may enter into
7 procurement contracts, grants, or cooperative agreements,
8 for hazardous fuels management and resilient landscapes
9 activities, and for training and monitoring associated with
10 such hazardous fuels management and resilient landscapes
11 activities on Federal land, or on adjacent non-Federal land
12 for activities that benefit resources on Federal land: *Pro-*
13 *vided further*, That the costs of implementing any coopera-
14 tive agreement between the Federal Government and any
15 non-Federal entity may be shared, as mutually agreed on
16 by the affected parties: *Provided further*, That notwith-
17 standing requirements of the Competition in Contracting
18 Act, the Secretary, for purposes of hazardous fuels man-
19 agement and resilient landscapes activities, may obtain
20 maximum practicable competition among: (1) local pri-
21 vate, nonprofit, or cooperative entities; (2) Youth Con-
22 servation Corps crews, Public Lands Corps (Public Law
23 109–154), or related partnerships with State, local, or
24 nonprofit youth groups; (3) small or micro-businesses; or
25 (4) other entities that will hire or train locally a significant

1 percentage, defined as 50 percent or more, of the project
2 workforce to complete such contracts: *Provided further*,
3 That in implementing this section, the Secretary shall de-
4 velop written guidance to field units to ensure account-
5 ability and consistent application of the authorities pro-
6 vided herein: *Provided further*, That funds appropriated
7 under this heading may be used to reimburse the United
8 States Fish and Wildlife Service and the National Marine
9 Fisheries Service for the costs of carrying out their re-
10 sponsibilities under the Endangered Species Act of 1973
11 (16 U.S.C. 1531 et seq.) to consult and conference, as
12 required by section 7 of such Act, in connection with
13 wildland fire management activities: *Provided further*,
14 That the Secretary of the Interior may use wildland fire
15 appropriations to enter into leases of real property with
16 local governments, at or below fair market value, to con-
17 struct capitalized improvements for fire facilities on such
18 leased properties, including but not limited to fire guard
19 stations, retardant stations, and other initial attack and
20 fire support facilities, and to make advance payments for
21 any such lease or for construction activity associated with
22 the lease: *Provided further*, That the Secretary of the Inte-
23 rior and the Secretary of Agriculture may authorize the
24 transfer of funds appropriated for wildland fire manage-
25 ment, in an aggregate amount not to exceed \$50,000,000,

1 between the Departments when such transfers would fa-
 2 cilitate and expedite wildland fire management programs
 3 and projects: *Provided further*, That funds provided for
 4 wildfire suppression shall be available for support of Fed-
 5 eral emergency response actions: *Provided further*, That
 6 funds appropriated under this heading shall be available
 7 for assistance to or through the Department of State in
 8 connection with forest and rangeland research, technical
 9 information, and assistance in foreign countries, and, with
 10 the concurrence of the Secretary of State, shall be avail-
 11 able to support forestry, wildland fire management, and
 12 related natural resource activities outside the United
 13 States and its territories and possessions, including tech-
 14 nical assistance, education and training, and cooperation
 15 with United States and international organizations.

16 FLAME WILDFIRE SUPPRESSION RESERVE FUND

17 (INCLUDING TRANSFER OF FUNDS)

18 For necessary expenses for large fire suppression op-
 19 erations of the Department of the Interior and as a re-
 20 serve fund for suppression and Federal emergency re-
 21 sponse activities, \$92,000,000, to remain available until
 22 expended: *Provided*, That such amounts are only available
 23 for transfer to the “Wildland Fire Management” account
 24 following a declaration by the Secretary in accordance

1 with section 502 of the FLAME Act of 2009 (43 U.S.C.
2 1748a).

3 CENTRAL HAZARDOUS MATERIALS FUND

4 For necessary expenses of the Department of the In-
5 terior and any of its component offices and bureaus for
6 the response action, including associated activities, per-
7 formed pursuant to the Comprehensive Environmental Re-
8 sponse, Compensation, and Liability Act (42 U.S.C. 9601
9 et seq.), \$10,010,000, to remain available until expended.

10 NATURAL RESOURCE DAMAGE ASSESSMENT AND

11 RESTORATION

12 NATURAL RESOURCE DAMAGE ASSESSMENT FUND

13 To conduct natural resource damage assessment, res-
14 toration activities, and onshore oil spill preparedness by
15 the Department of the Interior necessary to carry out the
16 provisions of the Comprehensive Environmental Response,
17 Compensation, and Liability Act (42 U.S.C. 9601 et seq.),
18 the Federal Water Pollution Control Act (33 U.S.C. 1251
19 et seq.), the Oil Pollution Act of 1990 (33 U.S.C. 2701
20 et seq.), and Public Law 101–337 (16 U.S.C. 19jj et seq.),
21 \$7,689,000, to remain available until expended.

22 WORKING CAPITAL FUND

23 For the operation and maintenance of a departmental
24 financial and business management system, information
25 technology improvements of general benefit to the Depart-

1 ment, and the consolidation of facilities and operations
2 throughout the Department, \$56,529,000, to remain
3 available until expended: *Provided*, That none of the funds
4 appropriated in this Act or any other Act may be used
5 to establish reserves in the Working Capital Fund account
6 other than for accrued annual leave and depreciation of
7 equipment without prior approval of the Committees on
8 Appropriations of the House of Representatives and the
9 Senate: *Provided further*, That the Secretary may assess
10 reasonable charges to State, local and tribal government
11 employees for training services provided by the National
12 Indian Program Training Center, other than training re-
13 lated to Public Law 93–638: *Provided further*, That the
14 Secretary may lease or otherwise provide space and related
15 facilities, equipment or professional services of the Na-
16 tional Indian Program Training Center to State, local and
17 tribal government employees or persons or organizations
18 engaged in cultural, educational, or recreational activities
19 (as defined in section 3306(a) of title 40, United States
20 Code) at the prevailing rate for similar space, facilities,
21 equipment, or services in the vicinity of the National In-
22 dian Program Training Center: *Provided further*, That all
23 funds received pursuant to the two preceding provisos
24 shall be credited to this account, shall be available until
25 expended, and shall be used by the Secretary for necessary

1 expenses of the National Indian Program Training Center:
 2 *Provided further*, That the Secretary may enter into grants
 3 and cooperative agreements to support the Office of Nat-
 4 ural Resource Revenue's collection and disbursement of
 5 royalties, fees, and other mineral revenue proceeds, as au-
 6 thorized by law.

7 ADMINISTRATIVE PROVISION

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

15 GENERAL PROVISIONS, DEPARTMENT OF THE INTERIOR
 16 (INCLUDING TRANSFERS OF FUNDS)

17 EMERGENCY TRANSFER AUTHORITY—INTRA-BUREAU

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

1 available to the Department of the Interior for emer-
2 gencies shall have been exhausted: *Provided further*, That
3 all funds used pursuant to this section must be replenished
4 by a supplemental appropriation, which must be requested
5 as promptly as possible.

6 EMERGENCY TRANSFER AUTHORITY—DEPARTMENT-WIDE

7 SEC. 102. The Secretary may authorize the expendi-
8 ture or transfer of any no year appropriation in this title,
9 in addition to the amounts included in the budget pro-
10 grams of the several agencies, for the suppression or emer-
11 gency prevention of wildland fires on or threatening lands
12 under the jurisdiction of the Department of the Interior;
13 for the emergency rehabilitation of burned-over lands
14 under its jurisdiction; for emergency actions related to po-
15 tential or actual earthquakes, floods, volcanoes, storms, or
16 other unavoidable causes; for contingency planning subse-
17 quent to actual oil spills; for response and natural resource
18 damage assessment activities related to actual oil spills or
19 releases of hazardous substances into the environment; for
20 the prevention, suppression, and control of actual or po-
21 tential grasshopper and Mormon cricket outbreaks on
22 lands under the jurisdiction of the Secretary, pursuant to
23 the authority in section 417(b) of Public Law 106–224
24 (7 U.S.C. 7717(b)); for emergency reclamation projects
25 under section 410 of Public Law 95–87; and shall trans-

1 fer, from any no year funds available to the Office of Sur-
2 face Mining Reclamation and Enforcement, such funds as
3 may be necessary to permit assumption of regulatory au-
4 thority in the event a primacy State is not carrying out
5 the regulatory provisions of the Surface Mining Act: *Pro-*
6 *vided*, That appropriations made in this title for wildland
7 fire operations shall be available for the payment of obliga-
8 tions incurred during the preceding fiscal year, and for
9 reimbursement to other Federal agencies for destruction
10 of vehicles, aircraft, or other equipment in connection with
11 their use for wildland fire operations, such reimbursement
12 to be credited to appropriations currently available at the
13 time of receipt thereof: *Provided further*, That for wildland
14 fire operations, no funds shall be made available under
15 this authority until the Secretary determines that funds
16 appropriated for “wildland fire operations” and “FLAME
17 Wildfire Suppression Reserve Fund” shall be exhausted
18 within 30 days: *Provided further*, That all funds used pur-
19 suant to this section must be replenished by a supple-
20 mental appropriation, which must be requested as prompt-
21 ly as possible: *Provided further*, That such replenishment
22 funds shall be used to reimburse, on a pro rata basis, ac-
23 counts from which emergency funds were transferred.

1 AUTHORIZED USE OF FUNDS

2 SEC. 103. Appropriations made to the Department
3 of the Interior in this title shall be available for services
4 as authorized by section 3109 of title 5, United States
5 Code, when authorized by the Secretary, in total amount
6 not to exceed \$500,000; purchase and replacement of
7 motor vehicles, including specially equipped law enforce-
8 ment vehicles; hire, maintenance, and operation of air-
9 craft; hire of passenger motor vehicles; purchase of re-
10 prints; payment for telephone service in private residences
11 in the field, when authorized under regulations approved
12 by the Secretary; and the payment of dues, when author-
13 ized by the Secretary, for library membership in societies
14 or associations which issue publications to members only
15 or at a price to members lower than to subscribers who
16 are not members.

17 AUTHORIZED USE OF FUNDS, INDIAN TRUST

18 MANAGEMENT

19 SEC. 104. Appropriations made in this Act under the
20 headings Bureau of Indian Affairs and Bureau of Indian
21 Education, and Office of the Special Trustee for American
22 Indians and any unobligated balances from prior appro-
23 priations Acts made under the same headings shall be
24 available for expenditure or transfer for Indian trust man-
25 agement and reform activities. Total funding for historical

1 accounting activities shall not exceed amounts specifically
2 designated in this Act for such purpose.

3 REDISTRIBUTION OF FUNDS, BUREAU OF INDIAN
4 AFFAIRS

5 SEC. 105. Notwithstanding any other provision of
6 law, the Secretary of the Interior is authorized to redis-
7 tribute any Tribal Priority Allocation funds, including
8 tribal base funds, to alleviate tribal funding inequities by
9 transferring funds to address identified, unmet needs,
10 dual enrollment, overlapping service areas or inaccurate
11 distribution methodologies. No tribe shall receive a reduc-
12 tion in Tribal Priority Allocation funds of more than 10
13 percent in fiscal year 2016. Under circumstances of dual
14 enrollment, overlapping service areas or inaccurate dis-
15 tribution methodologies, the 10 percent limitation does not
16 apply.

17 ELLIS, GOVERNORS, AND LIBERTY ISLANDS

18 SEC. 106. Notwithstanding any other provision of
19 law, the Secretary of the Interior is authorized to acquire
20 lands, waters, or interests therein including the use of all
21 or part of any pier, dock, or landing within the State of
22 New York and the State of New Jersey, for the purpose
23 of operating and maintaining facilities in the support of
24 transportation and accommodation of visitors to Ellis,
25 Governors, and Liberty Islands, and of other program and

1 administrative activities, by donation or with appropriated
 2 funds, including franchise fees (and other monetary con-
 3 sideration), or by exchange; and the Secretary is author-
 4 ized to negotiate and enter into leases, subleases, conces-
 5 sion contracts or other agreements for the use of such fa-
 6 cilities on such terms and conditions as the Secretary may
 7 determine reasonable.

8 OUTER CONTINENTAL SHELF INSPECTION FEES

9 SEC. 107. (a) In fiscal year 2016, the Secretary shall
 10 collect a nonrefundable inspection fee, which shall be de-
 11 posited in the “Offshore Safety and Environmental En-
 12 forcement” account, from the designated operator for fa-
 13 cilities subject to inspection under 43 U.S.C. 1348(c).

14 (b) Annual fees shall be collected for facilities that
 15 are above the waterline, excluding drilling rigs, and are
 16 in place at the start of the fiscal year. Fees for fiscal year
 17 2016 shall be:

18 (1) \$10,500 for facilities with no wells, but with
 19 processing equipment or gathering lines;

20 (2) \$17,000 for facilities with 1 to 10 wells,
 21 with any combination of active or inactive wells; and

22 (3) \$31,500 for facilities with more than 10
 23 wells, with any combination of active or inactive
 24 wells.

1 (c) Fees for drilling rigs shall be assessed for all in-
2 spections completed in fiscal year 2016. Fees for fiscal
3 year 2016 shall be:

4 (1) \$30,500 per inspection for rigs operating in
5 water depths of 500 feet or more; and

6 (2) \$16,700 per inspection for rigs operating in
7 water depths of less than 500 feet.

8 (d) The Secretary shall bill designated operators
9 under subsection (b) within 60 days, with payment re-
10 quired within 30 days of billing. The Secretary shall bill
11 designated operators under subsection (c) within 30 days
12 of the end of the month in which the inspection occurred,
13 with payment required within 30 days of billing.

14 BUREAU OF OCEAN ENERGY MANAGEMENT, REGULATION
15 AND ENFORCEMENT REORGANIZATION

16 SEC. 108. The Secretary of the Interior, in order to
17 implement a reorganization of the Bureau of Ocean En-
18 ergy Management, Regulation and Enforcement, may
19 transfer funds among and between the successor offices
20 and bureaus affected by the reorganization only in con-
21 formance with the reprogramming guidelines described in
22 the report accompanying this Act.

15 MASS MARKING OF SALMONIDS

•HR 2822 RH

1 EXHAUSTION OF ADMINISTRATIVE REVIEW

2 SEC. 111. Section 122(a)(1) of division E of Public
3 Law 112–74 (125 Stat. 1013) is amended by striking “fis-
4 cal years 2012 through 2016” and inserting “fiscal year
5 2012 and each fiscal year thereafter”.

6 WILD LANDS FUNDING PROHIBITION

7 SEC. 112. None of the funds made available in this
8 Act or any other Act may be used to implement, admin-
9 ister, or enforce Secretarial Order No. 3310 issued by the
10 Secretary of the Interior on December 22, 2010.

11 BUREAU OF INDIAN EDUCATION OPERATED SCHOOLS

12 SEC. 113. Section 115(d) of division E of Public Law
13 112–74 (25 U.S.C. 2000 note) is amended by striking
14 “2017” and inserting “2027”.

15 VOLUNTEERS IN PARKS

16 SEC. 114. Section 102301(d) of title 54, United
17 States Code, is amended by striking “\$3,500,000” and in-
18 serting “\$7,000,000”.

19 CONTRACTS AND AGREEMENTS WITH INDIAN AFFAIRS

20 SEC. 115. Notwithstanding any other provision of
21 law, during fiscal year 2016, in carrying out work involv-
22 ing cooperation with State, local, and tribal governments
23 or any political subdivision thereof, Indian Affairs may
24 record obligations against accounts receivable from any
25 such entities, except that total obligations at the end of

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

3 HERITAGE AREAS

4 SEC. 116. (a) Section 157(h)(1) of title I of Public
 5 Law 106–291 (16 U.S.C. 461 note) is amended by strik-
 6 ing “\$11,000,000” and inserting “\$13,000,000”.

7 (b) Division II of Public Law 104–333 (16 U.S.C.
 8 461 note) is amended—

9 (1) in sections 409(a), 508(a), and 812(a) by
 10 striking “\$15,000,000” and inserting
 11 “\$17,000,000”; and

12 (2) in sections 208, 310, and 607 by striking
 13 “2015” and inserting “2017”.

14 SAGE-GROUSE

15 SEC. 117. None of the funds made available by this
 16 or any other Act may be used by the Secretary of the Inte-
 17 rior to write or issue pursuant to section 4 of the Endan-
 18 gered Species Act of 1973 (16 U.S.C. 1533)—

19 (1) a proposed rule for greater sage-grouse
 20 (*Centrocercus urophasianus*);

21 (2) a proposed rule for the Columbia basin
 22 distinct population segment of greater sage-
 23 grouse.

1 OFFSHORE PAY AUTHORITY EXTENSION

2 SEC. 118. Section 117 of division G of Public Law
3 113–76 is amended by striking “and 2015” and inserting
4 “through 2017”.

5 ONSHORE PAY AUTHORITY EXTENSION

6 SEC. 119. Section 123 of division G of Public Law
7 113–76 is amended by striking “and 2015” and inserting
8 “through 2017”.

9 IVORY

10 SEC. 120. None of the funds made available by this
11 or any other Act may be used to draft, prepare, imple-
12 ment, or enforce any new or revised regulation or order
13 that—

14 (1) prohibits or restricts, within the United
15 States, the possession, sale, delivery, receipt, ship-
16 ment, or transportation of ivory that has been law-
17 fully imported into the United States;

18 (2) changes any means of determining, includ-
19 ing any applicable presumptions concerning, when
20 ivory has been lawfully imported; or

21 (3) prohibits or restricts the importation of
22 ivory that was lawfully importable into the United
23 States as of February 1, 2014.

1 REISSUANCE OF FINAL RULES

2 SEC. 121. Before the end of the 60-day period begin-
3 ning on the date of the enactment of this Act, the Sec-
4 retary of the Interior shall reissue the final rule published
5 on December 28, 2011 (76 Fed. Reg. 81666 et seq.) and
6 the final rule published on September 10, 2012 (77 Fed.
7 Reg. 55530 et seq.), without regard to any other provision
8 of statute or regulation that applies to issuance of such
9 rules. Such reissuances (including this section) shall not
10 be subject to judicial review.

11 NORTHERN LONG-EARED BAT

12 SEC. 122. Before the end of the 60-day period begin-
13 ning on the date of the enactment of this Act, the Sec-
14 retary of the Interior shall amend the interim rule per-
15 taining to the northern long-eared bat published by the
16 Department of the Interior in the Federal Register on
17 April 2, 2015 (80 Fed. Reg. 17974 et seq.), only in such
18 a way that—

19 (1) take incidental to any activity conducted in
20 accordance with the habitat conservation measures
21 identified at pages 18024 to 18205 of volume 80 of
22 the Federal Register (April 2, 2015), as applicable,
23 is not prohibited; and

24 (2) the public comment period for such interim
25 rule is reopened for not less than 90 days.

1 ECHINODERMS

2 SEC. 123. Section 14.21(a)(1) of title 50, Code of
3 Federal Regulations, is amended by inserting “, including
4 echinoderms commonly known as sea urchins and sea cu-
5 cumbers,” after “products”.

6 TITLE II—ENVIRONMENTAL PROTECTION

7 AGENCY

8 SCIENCE AND TECHNOLOGY

9 For science and technology, including research and
10 development activities, which shall include research and
11 development activities under the Comprehensive Environ-
12 mental Response, Compensation, and Liability Act of
13 1980; necessary expenses for personnel and related costs
14 and travel expenses; procurement of laboratory equipment
15 and supplies; and other operating expenses in support of
16 research and development, \$704,918,000, to remain avail-
17 able until September 30, 2017: *Provided*, That of the
18 funds included under this heading, \$7,100,000 shall be for
19 Research: National Priorities as specified in the report ac-
20 companying this Act.

21 ENVIRONMENTAL PROGRAMS AND MANAGEMENT

22 For environmental programs and management, in-
23 cluding necessary expenses, not otherwise provided for, for
24 personnel and related costs and travel expenses; hire of
25 passenger motor vehicles; hire, maintenance, and oper-

1 ation of aircraft; purchase of reprints; library member-
2 ships in societies or associations which issue publications
3 to members only or at a price to members lower than to
4 subscribers who are not members; administrative costs of
5 the brownfields program under the Small Business Liabil-
6 ity Relief and Brownfields Revitalization Act of 2002; and
7 not to exceed \$9,000 for official reception and representa-
8 tion expenses, \$2,472,289,000, to remain available until
9 September 30, 2017: *Provided*, That of the funds included
10 under this heading, \$12,700,000 shall be for Environ-
11 mental Protection: National Priorities as specified in the
12 report accompanying this Act: *Provided further*, That of
13 the funds included under this heading, \$403,523,000 shall
14 be for Geographic Programs specified in the report accom-
15 panying this Act.

16 OFFICE OF INSPECTOR GENERAL

17 For necessary expenses of the Office of Inspector
18 General in carrying out the provisions of the Inspector
19 General Act of 1978, \$40,000,000, to remain available
20 until September 30, 2017.

21 BUILDINGS AND FACILITIES

22 For construction, repair, improvement, extension, al-
23 teration, and purchase of fixed equipment or facilities of,
24 or for use by, the Environmental Protection Agency,
25 \$34,467,000, to remain available until expended.

HAZARDOUS SUBSTANCE SUPERFUND

(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses to carry out the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA), including sections 111(c)(3), (c)(5), (c)(6), and (e)(4) (42 U.S.C. 9611) \$1,088,769,000, to remain available until expended, consisting of such sums as are available in the Trust Fund on September 30, 2015, as authorized by section 517(a) of the Superfund Amendments and Reauthorization Act of 1986 (SARA) and up to \$1,088,769,000 as a payment from general revenues to the Hazardous Substance Superfund for purposes as authorized by section 517(b) of SARA: *Provided*, That funds appropriated under this heading may be allocated to other Federal agencies in accordance with section 111(a) of CERCLA: *Provided further*, That of the funds appropriated under this heading, \$8,459,000 shall be paid to the “Office of Inspector General” appropriation to remain available until September 30, 2017, and \$16,217,000 shall be paid to the “Science and Technology” appropriation to remain available until September 30, 2017.

1 LEAKING UNDERGROUND STORAGE TANK TRUST FUND
2 PROGRAM

3 For necessary expenses to carry out leaking under-
4 ground storage tank cleanup activities authorized by sub-
5 title I of the Solid Waste Disposal Act, \$91,941,000, to
6 remain available until expended, of which \$66,572,000
7 shall be for carrying out leaking underground storage tank
8 cleanup activities authorized by section 9003(h) of the
9 Solid Waste Disposal Act; \$25,369,000 shall be for car-
10 rying out the other provisions of the Solid Waste Disposal
11 Act specified in section 9508(c) of the Internal Revenue
12 Code: *Provided*, That the Administrator is authorized to
13 use appropriations made available under this heading to
14 implement section 9013 of the Solid Waste Disposal Act
15 to provide financial assistance to federally recognized In-
16 dian tribes for the development and implementation of
17 programs to manage underground storage tanks.

18 INLAND OIL SPILL PROGRAMS

19 For expenses necessary to carry out the Environ-
20 mental Protection Agency's responsibilities under the Oil
21 Pollution Act of 1990, \$17,944,000, to be derived from
22 the Oil Spill Liability trust fund, to remain available until
23 expended.

1 STATE AND TRIBAL ASSISTANCE GRANTS

2 For environmental programs and infrastructure as-
3 sistance, including capitalization grants for State revolv-
4 ing funds and performance partnership grants,
5 \$2,979,829,000, to remain available until expended, of
6 which—

7 (1) \$1,018,000,000 shall be for making capital-
8 ization grants for the Clean Water State Revolving
9 Funds under title VI of the Federal Water Pollution
10 Control Act; and of which \$757,000,000 shall be for
11 making capitalization grants for the Drinking Water
12 State Revolving Funds under section 1452 of the
13 Safe Drinking Water Act: *Provided*, That for fiscal
14 year 2016, funds made available under this title to
15 each State for Clean Water State Revolving Fund
16 capitalization grants and for Drinking Water State
17 Revolving Fund capitalization grants may, at the
18 discretion of each State, be used for projects to ad-
19 dress green infrastructure, water or energy efficiency
20 improvements, or other environmentally innovative
21 activities: *Provided further*, That notwithstanding
22 section 603(d)(7) of the Federal Water Pollution
23 Control Act, the limitation on the amounts in a
24 State water pollution control revolving fund that
25 may be used by a State to administer the fund shall

1 not apply to amounts included as principal in loans
2 made by such fund in fiscal year 2016 and prior
3 years where such amounts represent costs of admin-
4 istering the fund to the extent that such amounts
5 are or were deemed reasonable by the Administrator,
6 accounted for separately from other assets in the
7 fund, and used for eligible purposes of the fund, in-
8 cluding administration: *Provided further*, That for
9 fiscal year 2016, notwithstanding the limitation on
10 amounts in section 518(c) of the Federal Water Pol-
11 lution Control Act, up to a total of 2 percent of the
12 funds appropriated, or \$30,000,000, whichever is
13 greater, and notwithstanding the limitation on
14 amounts in section 1452(i) of the Safe Drinking
15 Water Act, up to a total of 2 percent of the funds
16 appropriated, or \$20,000,000, whichever is greater,
17 for State Revolving Funds under such Acts may be
18 reserved by the Administrator for grants under sec-
19 tion 518(c) and section 1452(i) of such Acts: *Pro-*
20 *vided further*, That for fiscal year 2016, notwith-
21 standing the amounts specified in section 205(c) of
22 the Federal Water Pollution Control Act, up to 1.5
23 percent of the aggregate funds appropriated for the
24 Clean Water State Revolving Fund program under
25 the Act less any sums reserved under section 518(c)

1 of the Act, may be reserved by the Administrator for
2 grants made under title II of the Federal Water Pol-
3 lution Control Act for American Samoa, Guam, the
4 Commonwealth of the Northern Marianas, and
5 United States Virgin Islands: *Provided further*, That
6 for fiscal year 2016, notwithstanding the limitations
7 on amounts specified in section 1452(j) of the Safe
8 Drinking Water Act, up to 1.5 percent of the funds
9 appropriated for the Drinking Water State Revolv-
10 ing Fund programs under the Safe Drinking Water
11 Act may be reserved by the Administrator for grants
12 made under section 1452(j) of the Safe Drinking
13 Water Act: *Provided further*, That 10 percent of the
14 funds made available under this title to each State
15 for Clean Water State Revolving Fund capitalization
16 grants and 20 percent of the funds made available
17 under this title to each State for Drinking Water
18 State Revolving Fund capitalization grants shall be
19 used by the State to provide additional subsidy to el-
20 igible recipients in the form of forgiveness of prin-
21 cipal, negative interest loans, or grants (or any com-
22 bination of these), and shall be so used by the State
23 only where such funds are provided as initial financ-
24 ing for an eligible recipient or to buy, refinance, or
25 restructure the debt obligations of eligible recipients

1 only where such debt was incurred on or after the
2 date of enactment of this Act;

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

22 (3) \$10,000,000 shall be for grants to the State
23 of Alaska to address drinking water and wastewater
24 infrastructure needs of rural and Alaska Native Vil-
25 lages: *Provided*, That of these funds: (A) the State

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

15 (4) \$75,000,000 shall be to carry out section
16 104(k) of the Comprehensive Environmental Re-
17 sponse, Compensation, and Liability Act of 1980
18 (CERCLA), including grants, interagency agree-
19 ments, and associated program support costs: *Pro-*
20 *vided*, That not more than 25 percent of the amount
21 appropriated to carry out section 104(k) of
22 CERCLA shall be used for site characterization, as-
23 sessment, and remediation of facilities described in
24 section 101(39)(D)(ii)(II) of CERCLA;

1 (5) \$50,000,000 shall be for grants under title
2 VII, subtitle G of the Energy Policy Act of 2005;

3 (6) \$20,000,000 shall be for targeted airshed
4 grants in accordance with the terms and conditions
5 of the report accompanying this Act; and

6 (7) \$1,044,829,000 shall be for grants, includ-
7 ing associated program support costs, to States, fed-
8 erally recognized tribes, interstate agencies, tribal
9 consortia, and air pollution control agencies for
10 multi-media or single media pollution prevention,
11 control and abatement and related activities, includ-
12 ing activities pursuant to the provisions set forth
13 under this heading in Public Law 104–134, and for
14 making grants under section 103 of the Clean Air
15 Act for particulate matter monitoring and data col-
16 lection activities subject to terms and conditions
17 specified by the Administrator, of which:
18 \$47,745,000 shall be for carrying out section 128 of
19 CERCLA; \$9,646,000 shall be for Environmental
20 Information Exchange Network grants, including as-
21 sociated program support costs; \$1,498,000 shall be
22 for grants to States under section 2007(f)(2) of the
23 Solid Waste Disposal Act, which shall be in addition
24 to funds appropriated under the heading “Leaking
25 Underground Storage Tank Trust Fund Program”

1 to carry out the provisions of the Solid Waste Dis-
2 posal Act specified in section 9508(c) of the Internal
3 Revenue Code other than section 9003(h) of the
4 Solid Waste Disposal Act; \$17,848,000 of the funds
5 available for grants under section 106 of the Federal
6 Water Pollution Control Act shall be for State par-
7 ticipation in national- and State-level statistical sur-
8 veys of water resources and enhancements to State
9 monitoring programs.

10 ADMINISTRATIVE PROVISIONS—ENVIRONMENTAL
11 PROTECTION AGENCY

12 (INCLUDING TRANSFER AND RESCISSION OF FUNDS)

13 For fiscal year 2016, notwithstanding 31 U.S.C.
14 6303(1) and 6305(1), the Administrator of the Environ-
15 mental Protection Agency, in carrying out the Agency's
16 function to implement directly Federal environmental pro-
17 grams required or authorized by law in the absence of an
18 acceptable tribal program, may award cooperative agree-
19 ments to federally recognized Indian tribes or Intertribal
20 consortia, if authorized by their member tribes, to assist
21 the Administrator in implementing Federal environmental
22 programs for Indian tribes required or authorized by law,
23 except that no such cooperative agreements may be award-
24 ed from funds designated for State financial assistance
25 agreements.

1 The Administrator of the Environmental Protection
2 Agency is authorized to collect and obligate pesticide reg-
3 istration service fees in accordance with section 33 of the
4 Federal Insecticide, Fungicide, and Rodenticide Act (7
5 U.S.C. 136w-8).

6 Notwithstanding section 33(d)(2) of the Federal In-
7 secticide, Fungicide, and Rodenticide Act (FIFRA) (7
8 U.S.C. 136w-8(d)(2)), the Administrator of the Environ-
9 mental Protection Agency may assess fees under section
10 33 of FIFRA (7 U.S.C. 136w-8) for fiscal year 2016.

11 The Administrator is authorized to transfer up to
12 \$300,000,000 of the funds appropriated for the Great
13 Lakes Restoration Initiative under the heading “Environ-
14 mental Programs and Management” to the head of any
15 Federal department or agency, with the concurrence of
16 such head, to carry out activities that would support the
17 Great Lakes Restoration Initiative and Great Lakes
18 Water Quality Agreement programs, projects, or activities;
19 to enter into an interagency agreement with the head of
20 such Federal department or agency to carry out these ac-
21 tivities; and to make grants to governmental entities, non-
22 profit organizations, institutions, and individuals for plan-
23 ning, research, monitoring, outreach, and implementation
24 in furtherance of the Great Lakes Restoration Initiative
25 and the Great Lakes Water Quality Agreement.

1 The Science and Technology, Environmental Pro-
2 grams and Management, Office of Inspector General, Haz-
3 ardous Substance Superfund, and Leaking Underground
4 Storage Tank Trust Fund Program Accounts, are avail-
5 able for the construction, alteration, repair, rehabilitation,
6 and renovation of facilities provided that the cost does not
7 exceed \$150,000 per project.

8 The Administrator of the Environmental Protection
9 Agency shall base agency policies and actions regarding
10 air emissions from forest biomass including, but not lim-
11 ited to, air emissions from facilities that combust forest
12 biomass for energy, on the principle that forest biomass
13 emissions do not increase overall carbon dioxide accumula-
14 tions in the atmosphere when USDA Forest Inventory and
15 Analysis data show that forest carbon stocks in the U.S.
16 are stable or increasing on a national scale, or when forest
17 biomass is derived from mill residuals, harvest residuals
18 or forest management activities. Such policies and actions
19 shall not pre-empt existing authorities of States to deter-
20 mine how to utilize biomass as a renewable energy source
21 and shall not inhibit States' authority to apply the same
22 policies to forest biomass as other renewable fuels in im-
23 plementing Federal law.

24 Of the unobligated balances available for "State and
25 Tribal Assistance Grants" account, \$8,000,000 are per-

1 manently rescinded: *Provided*, That no amounts may be
 2 rescinded from amounts that were designated by the Con-
 3 gress as an emergency requirement pursuant to the Con-
 4 current Resolution on the Budget or the Balanced Budget
 5 and Emergency Deficit Control Act of 1985.

6 For fiscal year 2016, and notwithstanding section
 7 518(f) of the Federal Water Pollution Control Act (33
 8 U.S.C. 1377(f)), the Administrator is authorized to use
 9 the amounts appropriated for any fiscal year under section
 10 319 of the Act to make grants to federally recognized In-
 11 dian tribes pursuant to sections 319(h) and 518(e) of that
 12 Act.

13 TITLE III—RELATED AGENCIES

14 DEPARTMENT OF AGRICULTURE

15 FOREST SERVICE

16 FOREST AND RANGELAND RESEARCH

17 For necessary expenses of forest and rangeland re-
 18 search as authorized by law, \$277,507,000, to remain
 19 available until expended: *Provided*, That of the funds pro-
 20 vided, \$70,000,000 is for the forest inventory and analysis
 21 program.

22 STATE AND PRIVATE FORESTRY

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

1 agement, including treatments of pests, pathogens, and
 2 invasive or noxious plants and for restoring and rehabili-
 3 tating forests damaged by pests or invasive plants, cooper-
 4 ative forestry, and education and land conservation activi-
 5 ties and conducting an international program as author-
 6 ized, \$220,665,000, to remain available until expended, as
 7 authorized by law; of which \$50,660,000 is to be derived
 8 from the Land and Water Conservation Fund.

9 NATIONAL FOREST SYSTEM

10 (INCLUDING TRANSFERS OF FUNDS)

11 For necessary expenses of the Forest Service, not
 12 otherwise provided for, for management, protection, im-
 13 provement, and utilization of the National Forest System,
 14 \$1,490,093,000, to remain available until expended: *Pro-*
 15 *vided*, That of the funds provided, \$40,000,000 shall be
 16 deposited in the Collaborative Forest Landscape Restora-
 17 tion Fund for ecological restoration treatments as author-
 18 ized by 16 U.S.C. 7303(f): *Provided further*, That of the
 19 funds provided, \$355,000,000 shall be for forest products:
 20 *Provided further*, That of the funds provided, up to
 21 \$81,941,000 is for the Integrated Resource Restoration
 22 pilot program for Region 1, Region 3 and Region 4: *Pro-*
 23 *vided further*, That of the funds provided for forest prod-
 24 ucts, up to \$65,560,000 may be transferred to support
 25 the Integrated Resource Restoration pilot program in the

1 preceding proviso: *Provided further*, That the Secretary of
2 Agriculture may transfer to the Secretary of the Interior
3 any unobligated funds appropriated in a previous fiscal
4 year for operation of the Valles Caldera National Preserve.

5 CAPITAL IMPROVEMENT AND MAINTENANCE

6 (INCLUDING TRANSFER OF FUNDS)

7 For necessary expenses of the Forest Service, not
8 otherwise provided for, \$357,363,000, to remain available
9 until expended, for construction, capital improvement,
10 maintenance and acquisition of buildings and other facili-
11 ties and infrastructure; and for construction, reconstruc-
12 tion, decommissioning of roads that are no longer needed,
13 including unauthorized roads that are not part of the
14 transportation system, and maintenance of forest roads
15 and trails by the Forest Service as authorized by 16
16 U.S.C. 532–538 and 23 U.S.C. 101 and 205: *Provided*,
17 That \$40,000,000 shall be designated for urgently needed
18 road decommissioning, road and trail repair and mainte-
19 nance and associated activities, and removal of fish pas-
20 sage barriers, especially in areas where Forest Service
21 roads may be contributing to water quality problems in
22 streams and water bodies which support threatened, en-
23 dangered, or sensitive species or community water sources:
24 *Provided further*, That funds becoming available in fiscal
25 year 2016 under the Act of March 4, 1913 (16 U.S.C.

1 501) shall be transferred to the General Fund of the
2 Treasury and shall not be available for transfer or obliga-
3 tion for any other purpose unless the funds are appro-
4 priated: *Provided further*, That of the funds provided for
5 decommissioning of roads, up to \$14,743,000 may be
6 transferred to the “National Forest System” to support
7 the Integrated Resource Restoration pilot program.

8 LAND ACQUISITION

9 For expenses necessary to carry out the provisions
10 of the Land and Water Conservation Fund Act of 1965,
11 (16 U.S.C. 460l-4 et seq.), including administrative ex-
12 penses, and for acquisition of land or waters, or interest
13 therein, in accordance with statutory authority applicable
14 to the Forest Service, \$20,000,000, to be derived from the
15 Land and Water Conservation Fund and to remain avail-
16 able until expended.

17 ACQUISITION OF LANDS FOR NATIONAL FORESTS SPECIAL
18 ACTS

19 For acquisition of lands within the exterior bound-
20 aries of the Cache, Uinta, and Wasatch National Forests,
21 Utah; the Toiyabe National Forest, Nevada; and the An-
22 geles, San Bernardino, Sequoia, and Cleveland National
23 Forests, California, as authorized by law, \$950,000, to be
24 derived from forest receipts.

1 ACQUISITION OF LANDS TO COMPLETE LAND EXCHANGES

2 For acquisition of lands, such sums, to be derived
3 from funds deposited by State, county, or municipal gov-
4 ernments, public school districts, or other public school au-
5 thorities, and for authorized expenditures from funds de-
6 posited by non-Federal parties pursuant to Land Sale and
7 Exchange Acts, pursuant to the Act of December 4, 1967
8 (16 U.S.C. 484a), to remain available until expended (16
9 U.S.C. 460l-516-617a, 555a; Public Law 96-586; Public
10 Law 76-589, 76-591; and Public Law 78-310).

11 RANGE BETTERMENT FUND

12 For necessary expenses of range rehabilitation, pro-
13 tection, and improvement, 50 percent of all moneys re-
14 ceived during the prior fiscal year, as fees for grazing do-
15 mestic livestock on lands in National Forests in the 16
16 Western States, pursuant to section 401(b)(1) of Public
17 Law 94-579, to remain available until expended, of which
18 not to exceed 6 percent shall be available for administra-
19 tive expenses associated with on-the-ground range reha-
20 bilitation, protection, and improvements.

21 GIFTS, DONATIONS AND BEQUESTS FOR FOREST AND

22 RANGELAND RESEARCH

23 For expenses authorized by 16 U.S.C. 1643(b),
24 \$45,000, to remain available until expended, to be derived
25 from the fund established pursuant to the above Act.

8 WILDLAND FIRE MANAGEMENT
9 (INCLUDING TRANSFERS OF FUNDS)

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1 gencies are fully repaid by the responsible emergency man-
2 agement agency: *Provided further*, That, notwithstanding
3 any other provision of law, \$6,914,000 of funds appro-
4 priated under this appropriation shall be available for the
5 Forest Service in support of fire science research author-
6 ized by the Joint Fire Science Program, including all For-
7 est Service authorities for the use of funds, such as con-
8 tracts, grants, research joint venture agreements, and co-
9 operative agreements: *Provided further*, That all authori-
10 ties for the use of funds, including the use of contracts,
11 grants, and cooperative agreements, available to execute
12 the Forest and Rangeland Research appropriation, are
13 also available in the utilization of these funds for Fire
14 Science Research: *Provided further*, That funds provided
15 shall be available for emergency rehabilitation and restora-
16 tion, hazardous fuels management activities, support to
17 Federal emergency response, and wildfire suppression ac-
18 tivities of the Forest Service: *Provided further*, That of the
19 funds provided, \$361,749,000 is for hazardous fuels man-
20 agement activities, \$19,795,000 is for research activities
21 and to make competitive research grants pursuant to the
22 Forest and Rangeland Renewable Resources Research
23 Act, (16 U.S.C. 1641 et seq.), \$78,000,000 is for State
24 fire assistance, and \$13,000,000 is for volunteer fire as-
25 sistance under section 10 of the Cooperative Forestry As-

1 sistance Act of 1978 (16 U.S.C. 2106): *Provided further*,
2 That amounts in this paragraph may be transferred to
3 the “National Forest System”, and “Forest and Range-
4 land Research” accounts to fund forest and rangeland re-
5 search, the Joint Fire Science Program, vegetation and
6 watershed management, heritage site rehabilitation, and
7 wildlife and fish habitat management and restoration: *Pro-*
8 *vided further*, That the costs of implementing any coopera-
9 tive agreement between the Federal Government and any
10 non-Federal entity may be shared, as mutually agreed on
11 by the affected parties: *Provided further*, That up to
12 \$15,000,000 of the funds provided herein may be used by
13 the Secretary of Agriculture to enter into procurement
14 contracts or cooperative agreements or to issue grants for
15 hazardous fuels management activities and for training or
16 monitoring associated with such hazardous fuels manage-
17 ment activities on Federal land or on non-Federal land
18 if the Secretary determines such activities implement a
19 community wildfire protection plan (or equivalent) and
20 benefit resources on Federal land: *Provided further*, That
21 funds made available to implement the Community Forest
22 Restoration Act, Public Law 106–393, title VI, shall be
23 available for use on non-Federal lands in accordance with
24 authorities made available to the Forest Service under the
25 “State and Private Forestry” appropriation: *Provided fur-*

1 *ther*, That the Secretary of the Interior and the Secretary
 2 of Agriculture may authorize the transfer of funds appro-
 3 priated for wildland fire management, in an aggregate
 4 amount not to exceed \$50,000,000, between the Depart-
 5 ments when such transfers would facilitate and expedite
 6 wildland fire management programs and projects: *Pro-*
 7 *vided further*, That of the funds provided for hazardous
 8 fuels management, not to exceed \$5,000,000 may be used
 9 to make grants, using any authorities available to the For-
 10 est Service under the “State and Private Forestry” appro-
 11 priation, for the purpose of creating incentives for in-
 12 creased use of biomass from National Forest System
 13 lands: *Provided further*, That funds designated for wildfire
 14 suppression, including funds transferred from the
 15 “FLAME Wildfire Suppression Reserve Fund”, shall be
 16 assessed for cost pools on the same basis as such assess-
 17 ments are calculated against other agency programs: *Pro-*
 18 *vided further*, That of the funds for hazardous fuels man-
 19 agement, up to \$28,077,000 may be transferred to the
 20 “National Forest System” to support the Integrated Re-
 21 source Restoration pilot program.

22 FLAME WILDFIRE SUPPRESSION RESERVE FUND

23 (INCLUDING TRANSFERS OF FUNDS)

24 For necessary expenses for large fire suppression op-
 25 erations of the Department of Agriculture and as a reserve

1 fund for suppression and Federal emergency response ac-
2 tivities, \$315,000,000, to remain available until expended:
3 *Provided*, That such amounts are only available for trans-
4 fer to the “Wildland Fire Management” account following
5 a declaration by the Secretary in accordance with section
6 502 of the FLAME Act of 2009 (43 U.S.C. 1748a).

7 ADMINISTRATIVE PROVISIONS, FOREST SERVICE

8 (INCLUDING TRANSFERS OF FUNDS)

9 Appropriations to the Forest Service for the current
10 fiscal year shall be available for: (1) purchase of passenger
11 motor vehicles; acquisition of passenger motor vehicles
12 from excess sources, and hire of such vehicles; purchase,
13 lease, operation, maintenance, and acquisition of aircraft
14 to maintain the operable fleet for use in Forest Service
15 wildland fire programs and other Forest Service programs;
16 notwithstanding other provisions of law, existing aircraft
17 being replaced may be sold, with proceeds derived or
18 trade-in value used to offset the purchase price for the
19 replacement aircraft; (2) services pursuant to 7 U.S.C.
20 2225, and not to exceed \$100,000 for employment under
21 5 U.S.C. 3109; (3) purchase, erection, and alteration of
22 buildings and other public improvements (7 U.S.C. 2250);
23 (4) acquisition of land, waters, and interests therein pur-
24 suant to 7 U.S.C. 428a; (5) for expenses pursuant to the
25 Volunteers in the National Forest Act of 1972 (16 U.S.C.

1 558a, 558d, and 558a note); (6) the cost of uniforms as
2 authorized by 5 U.S.C. 5901–5902; and (7) for debt col-
3 lection contracts in accordance with 31 U.S.C. 3718(c).

4 Any appropriations or funds available to the Forest
5 Service may be transferred to the Wildland Fire Manage-
6 ment appropriation for forest firefighting, emergency re-
7 habilitation of burned-over or damaged lands or waters
8 under its jurisdiction, and fire preparedness due to severe
9 burning conditions upon the Secretary’s notification of the
10 House and Senate Committees on Appropriations that all
11 fire suppression funds appropriated under the headings
12 “Wildland Fire Management” and “FLAME Wildfire
13 Suppression Reserve Fund” will be obligated within 30
14 days: *Provided*, That all funds used pursuant to this para-
15 graph must be replenished by a supplemental appropria-
16 tion which must be requested as promptly as possible.

17 Funds appropriated to the Forest Service shall be
18 available for assistance to or through the Agency for Inter-
19 national Development in connection with forest and range-
20 land research, technical information, and assistance in for-
21 eign countries, and shall be available to support forestry
22 and related natural resource activities outside the United
23 States and its territories and possessions, including tech-
24 nical assistance, education and training, and cooperation
25 with U.S., private, and international organizations. The

1 Forest Service, acting for the International Program, may
2 sign direct funding agreements with foreign governments
3 and institutions as well as other domestic agencies (includ-
4 ing the U.S. Agency for International Development, the
5 Department of State, and the Millennium Challenge Cor-
6 poration), U.S. private sector firms, institutions and orga-
7 nizations to provide technical assistance and training pro-
8 grams overseas on forestry and rangeland management.

9 Funds appropriated to the Forest Service shall be
10 available for expenditure or transfer to the Department
11 of the Interior, Bureau of Land Management, for removal,
12 preparation, and adoption of excess wild horses and burros
13 from National Forest System lands, and for the perform-
14 ance of cadastral surveys to designate the boundaries of
15 such lands.

16 None of the funds made available to the Forest Serv-
17 ice in this Act or any other Act with respect to any fiscal
18 year shall be subject to transfer under the provisions of
19 section 702(b) of the Department of Agriculture Organic
20 Act of 1944 (7 U.S.C. 2257), section 442 of Public Law
21 106–224 (7 U.S.C. 7772), or section 10417(b) of Public
22 Law 107–107 (7 U.S.C. 8316(b)).

23 None of the funds available to the Forest Service may
24 be reprogrammed without the advance approval of the
25 House and Senate Committees on Appropriations in ac-

1 cordance with the reprogramming procedures contained in
2 the report accompanying this Act.

3 Not more than \$82,000,000 of funds available to the
4 Forest Service shall be transferred to the Working Capital
5 Fund of the Department of Agriculture and not more than
6 \$14,500,000 of funds available to the Forest Service shall
7 be transferred to the Department of Agriculture for De-
8 partment Reimbursable Programs, commonly referred to
9 as Greenbook charges. Nothing in this paragraph shall
10 prohibit or limit the use of reimbursable agreements re-
11 quested by the Forest Service in order to obtain services
12 from the Department of Agriculture's National Informa-
13 tion Technology Center and the Department of Agri-
14 culture's International Technology Service.

15 Of the funds available to the Forest Service, up to
16 \$5,000,000 shall be available for priority projects within
17 the scope of the approved budget, which shall be carried
18 out by the Youth Conservation Corps and shall be carried
19 out under the authority of the Public Lands Corps Act
20 of 1993, Public Law 103–82, as amended by Public Lands
21 Corps Healthy Forests Restoration Act of 2005, Public
22 Law 109–154.

23 Of the funds available to the Forest Service, \$4,000
24 is available to the Chief of the Forest Service for official
25 reception and representation expenses.

1 Pursuant to sections 405(b) and 410(b) of Public
2 Law 101–593, of the funds available to the Forest Service,
3 up to \$3,000,000 may be advanced in a lump sum to the
4 National Forest Foundation to aid conservation partner-
5 ship projects in support of the Forest Service mission,
6 without regard to when the Foundation incurs expenses,
7 for projects on or benefitting National Forest System
8 lands or related to Forest Service programs: *Provided*,
9 That of the Federal funds made available to the Founda-
10 tion, no more than \$300,000 shall be available for admin-
11 istrative expenses: *Provided further*, That the Foundation
12 shall obtain, by the end of the period of Federal financial
13 assistance, private contributions to match on at least one-
14 for-one basis funds made available by the Forest Service:
15 *Provided further*, That the Foundation may transfer Fed-
16 eral funds to a Federal or a non-Federal recipient for a
17 project at the same rate that the recipient has obtained
18 the non-Federal matching funds.

19 Pursuant to section 2(b)(2) of Public Law 98–244,
20 up to \$3,000,000 of the funds available to the Forest
21 Service may be advanced to the National Fish and Wildlife
22 Foundation in a lump sum to aid cost-share conservation
23 projects, without regard to when expenses are incurred,
24 on or benefitting National Forest System lands or related
25 to Forest Service programs: *Provided*, That such funds

1 shall be matched on at least a one-for-one basis by the
2 Foundation or its sub-recipients: *Provided further*, That
3 the Foundation may transfer Federal funds to a Federal
4 or non-Federal recipient for a project at the same rate
5 that the recipient has obtained the non-Federal matching
6 funds.

7 Funds appropriated to the Forest Service shall be
8 available for interactions with and providing technical as-
9 sistance to rural communities and natural resource-based
10 businesses for sustainable rural development purposes.

11 Funds appropriated to the Forest Service shall be
12 available for payments to counties within the Columbia
13 River Gorge National Scenic Area, pursuant to section
14 14(c)(1) and (2), and section 16(a)(2) of Public Law 99–
15 663.

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

20 Funds available to the Forest Service, not to exceed
21 \$55,000,000, shall be assessed for the purpose of per-
22 forming fire, administrative and other facilities mainte-
23 nance and decommissioning. Such assessments shall occur
24 using a square foot rate charged on the same basis the

15 An eligible individual who is employed in any project
16 funded under title V of the Older Americans Act of 1965
17 (42 U.S.C. 3056 et seq.) and administered by the Forest
18 Service shall be considered to be a Federal employee for
19 purposes of chapter 171 of title 28, United States Code.

22 INDIAN HEALTH SERVICE

23 INDIAN HEALTH SERVICES

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tion and Education Assistance Act, the Indian Health
Care Improvement Act, and titles II and III of the Public
Health Service Act with respect to the Indian Health Serv-
ice, \$4,321,539,000, together with payments received dur-
ing the fiscal year pursuant to 42 U.S.C. 238(b) and
238b, for services furnished by the Indian Health Service:
Provided, That funds made available to tribes and tribal
organizations through contracts, grant agreements, or any
other agreements or compacts authorized by the Indian
Self-Determination and Education Assistance Act of 1975
(25 U.S.C. 450), shall be deemed to be obligated at the
time of the grant or contract award and thereafter shall
remain available to the tribe or tribal organization without
fiscal year limitation: *Provided further*, That,
\$935,726,000 for Purchased/Referred Care, including
\$51,500,000 for the Indian Catastrophic Health Emer-
gency Fund, shall remain available until expended: *Pro-
vided further*, That, of the funds provided, up to
\$36,000,000 shall remain available until expended for im-
plementation of the loan repayment program under section
108 of the Indian Health Care Improvement Act: *Provided
further*, That the amounts collected by the Federal Gov-
ernment as authorized by sections 104 and 108 of the In-
dian Health Care Improvement Act (25 U.S.C. 1613a and
1616a) during the preceding fiscal year for breach of con-

1 tracts shall be deposited to the Fund authorized by section
2 108A of the Act (25 U.S.C. 1616a-1) and shall remain
3 available until expended and, notwithstanding section
4 108A(c) of the Act (25 U.S.C. 1616a-1(c)), funds shall
5 be available to make new awards under the loan repay-
6 ment and scholarship programs under sections 104 and
7 108 of the Act (25 U.S.C. 1613a and 1616a): *Provided*
8 *further*, That funds provided in this Act may be used for
9 annual contracts and grants that fall within 2 fiscal years,
10 provided the total obligation is recorded in the year the
11 funds are appropriated: *Provided further*, That the
12 amounts collected by the Secretary of Health and Human
13 Services under the authority of title IV of the Indian
14 Health Care Improvement Act shall remain available until
15 expended for the purpose of achieving compliance with the
16 applicable conditions and requirements of titles XVIII and
17 XIX of the Social Security Act, except for those related
18 to the planning, design, or construction of new facilities:
19 *Provided further*, That funding contained herein for schol-
20 arship programs under the Indian Health Care Improve-
21 ment Act (25 U.S.C. 1613) shall remain available until
22 expended: *Provided further*, That amounts received by
23 tribes and tribal organizations under title IV of the Indian
24 Health Care Improvement Act shall be reported and ac-
25 counted for and available to the receiving tribes and tribal

1 organizations until expended: *Provided further*, That the
 2 Bureau of Indian Affairs may collect from the Indian
 3 Health Service, tribes and tribal organizations operating
 4 health facilities pursuant to Public Law 93–638, such in-
 5 dividually identifiable health information relating to dis-
 6 abled children as may be necessary for the purpose of car-
 7 rying out its functions under the Individuals with Disabil-
 8 ities Education Act (20 U.S.C. 1400, et seq.): *Provided*
 9 *further*, That the Indian Health Care Improvement Fund
 10 may be used, as needed, to carry out activities typically
 11 funded under the Indian Health Facilities account: *Pro-*
 12 *vided further*, That \$717,970,000 shall be for payments
 13 to Indian tribes and tribal organizations for contract sup-
 14 port costs associated with contracts, grants, self-govern-
 15 ance compacts, or annual funding agreements between the
 16 Indian Health Service and an Indian tribe or tribal organi-
 17 zation pursuant to the Indian Self-Determination and
 18 Education Assistance Act (25 U.S.C. 450 et seq.) prior
 19 to or during fiscal year 2016, and shall remain available
 20 until expended.

21 INDIAN HEALTH FACILITIES

22 For construction, repair, maintenance, improvement,
 23 and equipment of health and related auxiliary facilities,
 24 including quarters for personnel; preparation of plans,
 25 specifications, and drawings; acquisition of sites, purchase

1 and erection of modular buildings, and purchases of trail-
2 ers; and for provision of domestic and community sanita-
3 tion facilities for Indians, as authorized by section 7 of
4 the Act of August 5, 1954 (42 U.S.C. 2004a), the Indian
5 Self-Determination Act, and the Indian Health Care Im-
6 provement Act, and for expenses necessary to carry out
7 such Acts and titles II and III of the Public Health Serv-
8 ice Act with respect to environmental health and facilities
9 support activities of the Indian Health Service,
10 \$466,329,000, to remain available until expended: *Pro-*
11 *vided*, That notwithstanding any other provision of law,
12 funds appropriated for the planning, design, construction,
13 renovation or expansion of health facilities for the benefit
14 of an Indian tribe or tribes may be used to purchase land
15 on which such facilities will be located: *Provided further*,
16 That not to exceed \$500,000 may be used by the Indian
17 Health Service to purchase TRANSAM equipment from
18 the Department of Defense for distribution to the Indian
19 Health Service and tribal facilities: *Provided further*, That
20 none of the funds appropriated to the Indian Health Serv-
21 ice may be used for sanitation facilities construction for
22 new homes funded with grants by the housing programs
23 of the United States Department of Housing and Urban
24 Development: *Provided further*, That not to exceed
25 \$2,700,000 from this account and the “Indian Health

1 Services” account may be used by the Indian Health Serv-
2 ice to obtain ambulances for the Indian Health Service
3 and tribal facilities in conjunction with an existing inter-
4 agency agreement between the Indian Health Service and
5 the General Services Administration: *Provided further*,
6 That not to exceed \$500,000 may be placed in a Demoli-
7 tion Fund, to remain available until expended, and be used
8 by the Indian Health Service for the demolition of Federal
9 buildings.

10 ADMINISTRATIVE PROVISIONS—INDIAN HEALTH SERVICE

11 Appropriations provided in this Act to the Indian
12 Health Service shall be available for services as authorized
13 by 5 U.S.C. 3109 at rates not to exceed the per diem rate
14 equivalent to the maximum rate payable for senior-level
15 positions under 5 U.S.C. 5376; hire of passenger motor
16 vehicles and aircraft; purchase of medical equipment; pur-
17 chase of reprints; purchase, renovation and erection of
18 modular buildings and renovation of existing facilities;
19 payments for telephone service in private residences in the
20 field, when authorized under regulations approved by the
21 Secretary; uniforms or allowances therefor as authorized
22 by 5 U.S.C. 5901–5902; and for expenses of attendance
23 at meetings that relate to the functions or activities of the
24 Indian Health Service: *Provided*, That in accordance with
25 the provisions of the Indian Health Care Improvement

1 Act, non-Indian patients may be extended health care at
2 all tribally administered or Indian Health Service facili-
3 ties, subject to charges, and the proceeds along with funds
4 recovered under the Federal Medical Care Recovery Act
5 (42 U.S.C. 2651–2653) shall be credited to the account
6 of the facility providing the service and shall be available
7 without fiscal year limitation: *Provided further*, That not-
8 withstanding any other law or regulation, funds trans-
9 ferred from the Department of Housing and Urban Devel-
10 opment to the Indian Health Service shall be administered
11 under Public Law 86–121, the Indian Sanitation Facilities
12 Act and Public Law 93–638: *Provided further*, That funds
13 appropriated to the Indian Health Service in this Act, ex-
14 cept those used for administrative and program direction
15 purposes, shall not be subject to limitations directed at
16 curtailing Federal travel and transportation: *Provided fur-*
17 *ther*, That none of the funds made available to the Indian
18 Health Service in this Act shall be used for any assess-
19 ments or charges by the Department of Health and
20 Human Services unless identified in the budget justifica-
21 tion and provided in this Act, or approved by the House
22 and Senate Committees on Appropriations through the re-
23 programming process: *Provided further*, That notwith-
24 standing any other provision of law, funds previously or
25 herein made available to a tribe or tribal organization

1 through a contract, grant, or agreement authorized by
2 title I or title V of the Indian Self-Determination and
3 Education Assistance Act of 1975 (25 U.S.C. 450), may
4 be deobligated and reobligated to a self-determination con-
5 tract under title I, or a self-governance agreement under
6 title V of such Act and thereafter shall remain available
7 to the tribe or tribal organization without fiscal year limi-
8 tation: *Provided further*, That none of the funds made
9 available to the Indian Health Service in this Act shall
10 be used to implement the final rule published in the Fed-
11 eral Register on September 16, 1987, by the Department
12 of Health and Human Services, relating to the eligibility
13 for the health care services of the Indian Health Service
14 until the Indian Health Service has submitted a budget
15 request reflecting the increased costs associated with the
16 proposed final rule, and such request has been included
17 in an appropriations Act and enacted into law: *Provided*
18 *further*, That with respect to functions transferred by the
19 Indian Health Service to tribes or tribal organizations, the
20 Indian Health Service is authorized to provide goods and
21 services to those entities on a reimbursable basis, includ-
22 ing payments in advance with subsequent adjustment, and
23 the reimbursements received therefrom, along with the
24 funds received from those entities pursuant to the Indian
25 Self-Determination Act, may be credited to the same or

1 subsequent appropriation account from which the funds
2 were originally derived, with such amounts to remain
3 available until expended: *Provided further*, That reim-
4 bursements for training, technical assistance, or services
5 provided by the Indian Health Service will contain total
6 costs, including direct, administrative, and overhead asso-
7 ciated with the provision of goods, services, or technical
8 assistance: *Provided further*, That the appropriation struc-
9 ture for the Indian Health Service may not be altered
10 without advance notification to the House and Senate
11 Committees on Appropriations: *Provided further*, That the
12 Indian Health Service shall develop a strategic plan for
13 the Urban Indian Health program in consultation with
14 urban Indians and the National Academy of Public Ad-
15 ministration, and shall publish such plan not later than
16 one year after the date of enactment of this Act.

17 NATIONAL INSTITUTES OF HEALTH

18 NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH

19 SCIENCES

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

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

3 AGENCY FOR TOXIC SUBSTANCES AND DISEASE

4 REGISTRY

5 TOXIC SUBSTANCES AND ENVIRONMENTAL PUBLIC

6 HEALTH

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

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

6 OTHER RELATED AGENCIES

7 EXECUTIVE OFFICE OF THE PRESIDENT

8 COUNCIL ON ENVIRONMENTAL QUALITY AND OFFICE OF
9 ENVIRONMENTAL QUALITY

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

22 CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD

23 SALARIES AND EXPENSES

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

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

19 OFFICE OF NAVAJO AND HOPI INDIAN RELOCATION

20 SALARIES AND EXPENSES

21 (INCLUDING TRANSFER OF FUNDS)

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

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

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

4 For payment to the Institute of American Indian and
5 Alaska Native Culture and Arts Development, as author-
6 ized by title XV of Public Law 99–498 (20 U.S.C. 56 part
7 A), \$9,469,000, to remain available until September 30,
8 2017.

9 SMITHSONIAN INSTITUTION
10 SALARIES AND EXPENSES

11 For necessary expenses of the Smithsonian Institu-
12 tion, as authorized by law, including research in the fields
13 of art, science, and history; development, preservation, and
14 documentation of the National Collections; presentation of
15 public exhibits and performances; collection, preparation,
16 dissemination, and exchange of information and publica-
17 tions; conduct of education, training, and museum assist-
18 ance programs; maintenance, alteration, operation, lease
19 agreements of no more than 30 years, and protection of
20 buildings, facilities, and approaches; not to exceed
21 \$100,000 for services as authorized by 5 U.S.C. 3109; and
22 purchase, rental, repair, and cleaning of uniforms for em-
23 ployees, \$680,422,000, to remain available until Sep-
24 tember 30, 2017, except as otherwise provided herein; of
25 which not to exceed \$47,522,000 for the instrumentation

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

10 FACILITIES CAPITAL

11 For necessary expenses of repair, revitalization, and
12 alteration of facilities owned or occupied by the Smithso-
13 nian Institution, by contract or otherwise, as authorized
14 by section 2 of the Act of August 22, 1949 (63 Stat. 623),
15 and for construction, including necessary personnel,
16 \$139,119,000, to remain available until expended, of
17 which not to exceed \$10,000 shall be for services as au-
18 thorized by 5 U.S.C. 3109.

19 NATIONAL GALLERY OF ART

20 SALARIES AND EXPENSES

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

1 (Public Resolution 9, Seventy-sixth Congress), including
2 services as authorized by 5 U.S.C. 3109; payment in ad-
3 vance when authorized by the treasurer of the Gallery for
4 membership in library, museum, and art associations or
5 societies whose publications or services are available to
6 members only, or to members at a price lower than to the
7 general public; purchase, repair, and cleaning of uniforms
8 for guards, and uniforms, or allowances therefor, for other
9 employees as authorized by law (5 U.S.C. 5901–5902);
10 purchase or rental of devices and services for protecting
11 buildings and contents thereof, and maintenance, alter-
12 ation, improvement, and repair of buildings, approaches,
13 and grounds; and purchase of services for restoration and
14 repair of works of art for the National Gallery of Art by
15 contracts made, without advertising, with individuals,
16 firms, or organizations at such rates or prices and under
17 such terms and conditions as the Gallery may deem prop-
18 er, \$119,500,000, to remain available until September 30,
19 2017, of which not to exceed \$3,578,000 for the special
20 exhibition program shall remain available until expended.

21 REPAIR, RESTORATION AND RENOVATION OF BUILDINGS

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

1 10 years, with no extensions or renewals beyond the 10
2 years, that address space needs created by the ongoing
3 renovations in the Master Facilities Plan, as authorized,
4 \$19,000,000, to remain available until expended: *Pro-*
5 *vided*, That contracts awarded for environmental systems,
6 protection systems, and exterior repair or renovation of
7 buildings of the National Gallery of Art may be negotiated
8 with selected contractors and awarded on the basis of con-
9 tractor qualifications as well as price.

10 JOHN F. KENNEDY CENTER FOR THE PERFORMING
11 ARTS

12 OPERATIONS AND MAINTENANCE

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

16 CAPITAL REPAIR AND RESTORATION

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

21 WOODROW WILSON INTERNATIONAL CENTER FOR
22 SCHOLARS

23 SALARIES AND EXPENSES

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

1 1356) including hire of passenger vehicles and services as
2 authorized by 5 U.S.C. 3109, \$10,420,000, to remain
3 available until September 30, 2017.

4 NATIONAL FOUNDATION ON THE ARTS AND THE
5 HUMANITIES

6 NATIONAL ENDOWMENT FOR THE ARTS
7 GRANTS AND ADMINISTRATION

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

17 NATIONAL ENDOWMENT FOR THE HUMANITIES
18 GRANTS AND ADMINISTRATION

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

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

12 ADMINISTRATIVE PROVISIONS

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

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

5 COMMISSION OF FINE ARTS

6 SALARIES AND EXPENSES

7 For expenses of the Commission of Fine Arts under
8 Chapter 91 of title 40, United States Code, \$2,524,000:
9 *Provided*, That the Commission is authorized to charge
10 fees to cover the full costs of its publications, and such
11 fees shall be credited to this account as an offsetting col-
12 lection, to remain available until expended without further
13 appropriation: *Provided further*, That the Commission is
14 authorized to accept gifts, including objects, papers, art-
15 work, drawings and artifacts, that pertain to the history
16 and design of the Nation's Capital or the history and ac-
17 tivities of the Commission of Fine Arts, for the purpose
18 of artistic display, study or education.

19 NATIONAL CAPITAL ARTS AND CULTURAL AFFAIRS

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

22 ADVISORY COUNCIL ON HISTORIC PRESERVATION

23 SALARIES AND EXPENSES

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

1 NATIONAL CAPITAL PLANNING COMMISSION

2 SALARIES AND EXPENSES

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

11 UNITED STATES HOLOCAUST MEMORIAL MUSEUM

12 HOLOCAUST MEMORIAL MUSEUM

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

21 TITLE IV—GENERAL PROVISIONS

22 (INCLUDING TRANSFERS OF FUNDS)

23 RESTRICTION ON USE OF FUNDS

24 SEC. 401. No part of any appropriation contained in
25 this Act shall be available for any activity or the publica-

1 tion or distribution of literature that in any way tends to
2 promote public support or opposition to any legislative
3 proposal on which Congressional action is not complete
4 other than to communicate to Members of Congress as
5 described in 18 U.S.C. 1913.

6 OBLIGATION OF APPROPRIATIONS

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

10 DISCLOSURE OF ADMINISTRATIVE EXPENSES

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

22 MINING APPLICATIONS

23 SEC. 404. (a) LIMITATION OF FUNDS.—None of the
24 funds appropriated or otherwise made available pursuant
25 to this Act shall be obligated or expended to accept or

1 process applications for a patent for any mining or mill
2 site claim located under the general mining laws.

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

14 (c) REPORT.—On September 30, 2017, the Secretary
15 of the Interior shall file with the House and Senate Com-
16 mittees on Appropriations and the Committee on Natural
17 Resources of the House and the Committee on Energy and
18 Natural Resources of the Senate a report on actions taken
19 by the Department under the plan submitted pursuant to
20 section 314(c) of the Department of the Interior and Re-
21 lated Agencies Appropriations Act, 1997 (Public Law
22 104–208).

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

1 the Interior shall allow the applicant to fund a qualified
2 third-party contractor to be selected by the Director of the
3 Bureau of Land Management to conduct a mineral exam-
4 ination of the mining claims or mill sites contained in a
5 patent application as set forth in subsection (b). The Bu-
6 reau of Land Management shall have the sole responsi-
7 bility to choose and pay the third-party contractor in ac-
8 cordance with the standard procedures employed by the
9 Bureau of Land Management in the retention of third-
10 party contractors.

11 CONTRACT SUPPORT COSTS, PRIOR YEAR LIMITATION

12 SEC. 405. Sections 405 and 406 of division F of the
13 Consolidated and Further Continuing Appropriations Act,
14 2015 (Public Law 113–235) shall continue in effect in fis-
15 cal year 2016.

16 CONTRACT SUPPORT COSTS, FISCAL YEAR 2016

17 LIMITATION

18 SEC. 406. Amounts provided by this Act for fiscal
19 year 2016 under the headings “Department of Health and
20 Human Services, Indian Health Service, Indian Health
21 Services” and “Department of the Interior, Bureau of In-
22 dian Affairs and Bureau of Indian Education, Operation
23 of Indian Programs” are the only amounts available for
24 contract support costs arising out of self-determination or
25 self-governance contracts, grants, compacts, or annual

1 funding agreements for fiscal year 2016 with the Bureau
2 of Indian Affairs or the Indian Health Service: *Provided*,
3 That such amounts provided by this Act are not available
4 for payment of claims for contract support costs for prior
5 years, or for repayments of payments for settlements or
6 judgments awarding contract support costs for prior
7 years.

8 FOREST MANAGEMENT PLANS

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

1 PROHIBITION WITHIN NATIONAL MONUMENTS

2 SEC. 408. No funds provided in this Act may be ex-
3 pended to conduct preleasing, leasing and related activities
4 under either the Mineral Leasing Act (30 U.S.C. 181 et
5 seq.) or the Outer Continental Shelf Lands Act (43 U.S.C.
6 1331 et seq.) within the boundaries of a National Monu-
7 ment established pursuant to the Act of June 8, 1906 (16
8 U.S.C. 431 et seq.) as such boundary existed on January
9 20, 2001, except where such activities are allowed under
10 the Presidential proclamation establishing such monu-
11 ment.

12 LIMITATION ON TAKINGS

13 SEC. 409. Unless otherwise provided herein, no funds
14 appropriated in this Act for the acquisition of lands or
15 interests in lands may be expended for the filing of dec-
16 larations of taking or complaints in condemnation without
17 the approval of the House and Senate Committees on Ap-
18 propriations: *Provided*, That this provision shall not apply
19 to funds appropriated to implement the Everglades Na-
20 tional Park Protection and Expansion Act of 1989, or to
21 funds appropriated for Federal assistance to the State of
22 Florida to acquire lands for Everglades restoration pur-
23 poses.

TIMBER SALE REQUIREMENTS

SEC. 410. No timber sale in Alaska's Region 10 shall be advertised if the indicated rate is deficit (defined as the value of the timber is not sufficient to cover all logging and stumpage costs and provide a normal profit and risk allowance under the Forest Service's appraisal process) when appraised using a residual value appraisal. The western red cedar timber from those sales which is surplus to the needs of the domestic processors in Alaska, shall be made available to domestic processors in the contiguous 48 United States at prevailing domestic prices. All additional western red cedar volume not sold to Alaska or contiguous 48 United States domestic processors may be exported to foreign markets at the election of the timber sale holder. All Alaska yellow cedar may be sold at prevailing export prices at the election of the timber sale holder.

PROHIBITION ON NO-BID CONTRACTS

SEC. 411. None of the funds appropriated or otherwise made available by this Act to executive branch agencies may be used to enter into any Federal contract unless such contract is entered into in accordance with the requirements of chapter 33 of title 41, United States Code, or chapter 137 of title 10, United States Code, and the Federal Acquisition Regulation, unless—

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

5 (2) such contract is authorized by the Indian
6 Self-Determination and Education Assistance Act
7 (Public Law 93–638, 25 U.S.C. 450 et seq.) or by
8 any other Federal laws that specifically authorize a
9 contract within an Indian tribe as defined in section
10 4(e) of that Act (25 U.S.C. 450b(e)); or

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

13 POSTING OF REPORTS

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

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

21 (1) the public posting of the report com-
22 promises national security; or

23 (2) the report contains proprietary information.

24 (c) The head of the agency posting such report shall
25 do so only after such report has been made available to

1 the requesting Committee or Committees of Congress for
2 no less than 45 days.

3 NATIONAL ENDOWMENT FOR THE ARTS GRANT

4 GUIDELINES

5 SEC. 413. Of the funds provided to the National En-
6 dowment for the Arts—

7 (1) The Chairperson shall only award a grant
8 to an individual if such grant is awarded to such in-
9 dividual for a literature fellowship, National Herit-
10 age Fellowship, or American Jazz Masters Fellow-
11 ship.

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

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

11 (b) In this section:

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

•HR 2822 RH

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

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

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

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

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

23 (4) the Chairperson shall encourage the use of
24 grants to improve and support community-based
25 music performance and education.

1 STATUS OF BALANCES OF APPROPRIATIONS

2 SEC. 415. The Department of the Interior, the Envi-
3 ronmental Protection Agency, the Forest Service, and the
4 Indian Health Service shall provide the Committees on
5 Appropriations of the House of Representatives and Sen-
6 ate quarterly reports on the status of balances of appro-
7 priations including all uncommitted, committed, and unob-
8 ligated funds in each program and activity.

9 REPORT ON USE OF CLIMATE CHANGE FUNDS

10 SEC. 416. Not later than 120 days after the date on
11 which the President's fiscal year 2017 budget request is
12 submitted to the Congress, the President shall submit a
13 comprehensive report to the Committees on Appropria-
14 tions of the House of Representatives and the Senate de-
15 scribing in detail all Federal agency funding, domestic and
16 international, for climate change programs, projects, and
17 activities in fiscal years 2015 and 2016, including an ac-
18 counting of funding by agency with each agency identi-
19 fying climate change programs, projects, and activities
20 and associated costs by line item as presented in the Presi-
21 dent's Budget Appendix, and including citations and link-
22 ages where practicable to each strategic plan that is driv-
23 ing funding within each climate change program, project,
24 and activity listed in the report.

1 PROHIBITION ON USE OF FUNDS

2 SEC. 417. Notwithstanding any other provision of
3 law, none of the funds made available in this Act or any
4 other Act may be used to promulgate or implement any
5 regulation requiring the issuance of permits under title V
6 of the Clean Air Act (42 U.S.C. 7661 et seq.) for carbon
7 dioxide, nitrous oxide, water vapor, or methane emissions
8 resulting from biological processes associated with live-
9 stock production.

10 GREENHOUSE GAS REPORTING RESTRICTIONS

11 SEC. 418. Notwithstanding any other provision of
12 law, none of the funds made available in this or any other
13 Act may be used to implement any provision in a rule,
14 if that provision requires mandatory reporting of green-
15 house gas emissions from manure management systems.

16 RECREATION FEE

17 SEC. 419. Section 810 of the Federal Lands Recre-
18 ation Enhancement Act (16 U.S.C. 6809) is amended by
19 striking “10 years after the date of the enactment of this
20 Act” and inserting “on September 30, 2017”.

21 MODIFICATION OF AUTHORITIES

22 SEC. 420. (a) Section 8162(m)(3) of the Department
23 of Defense Appropriations Act, 2000 (40 U.S.C. 8903
24 note; Public Law 106–79) is amended by striking “Sep-
25 tember 30, 2015” and inserting “September 30, 2016”.

1 (b) For fiscal year 2016, the authority provided by
2 the provisos under the heading “Dwight D. Eisenhower
3 Memorial Commission—Capital Construction” in division
4 E of Public Law 112–74 shall not be in effect.

5 FUNDING PROHIBITION

6 SEC. 421. None of the funds made available by this
7 or any other Act may be used to regulate the lead content
8 of ammunition, ammunition components, or fishing tackle
9 under the Toxic Substances Control Act (15 U.S.C. 2601
10 et seq.) or any other law.

11 WATERS OF THE UNITED STATES

12 SEC. 422. None of the funds made available in this
13 Act or any other Act for any fiscal year may be used to
14 develop, adopt, implement, administer, or enforce any
15 change to the regulations and guidance in effect on Octo-
16 ber 1, 2012, pertaining to the definition of waters under
17 the jurisdiction of the Federal Water Pollution Control
18 Act (33 U.S.C. 1251, et seq.), including the provisions of
19 the rules dated November 13, 1986, and August 25, 1993,
20 relating to said jurisdiction, and the guidance documents
21 dated January 15, 2003, and December 2, 2008, relating
22 to said jurisdiction.

23 STREAM BUFFER

24 SEC. 423. None of the funds made available by this
25 Act may be used to develop, carry out, or implement (1)

1 any guidance, policy, or directive to reinterpret or change
2 the historic interpretation of 30 C.F.R. 816.57, which was
3 promulgated on June 30, 1983 by the Office of Surface
4 Mining Reclamation and Enforcement of the Department
5 of the Interior (48 Fed. Reg. 30312); or (2) proposed reg-
6 ulations or supporting materials described in the Federal
7 Register notice published on June 18, 2010 (75 Fed. Reg.
8 34667) by the Office of Surface Mining Reclamation and
9 Enforcement of the Department of the Interior.

10 HUNTING, FISHING, AND RECREATIONAL SHOOTING ON
11 FEDERAL LAND

12 SEC. 424. (a) LIMITATION ON USE OF FUNDS.—
13 None of the funds made available by this or any other
14 Act for any fiscal year may be used to prohibit the use
15 of or access to Federal land (as such term is defined in
16 section 3 of the Healthy Forests Restoration Act of 2003
17 (16 U.S.C. 6502)) for hunting, fishing, or recreational
18 shooting if such use or access—

19 (1) was not prohibited on such Federal land as
20 of January 1, 2013; and

21 (2) was conducted in compliance with the re-
22 source management plan (as defined in section 101
23 of such Act (16 U.S.C. 6511)) applicable to such
24 Federal land as of January 1, 2013.

(c) AUTHORITY OF STATES.—Nothing in this section shall be construed as affecting the authority, jurisdiction, or responsibility of the several States to manage, control, or regulate fish and resident wildlife under State law or regulations.

17 LIMITATION ON USE OF FUNDS FOR NATIONAL OCEAN
18 POLICY

•HR 2822 RH

LEAD TEST KIT

SEC. 426. None of the funds made available by this Act may be used to implement or enforce regulations under subpart E of part 745 of title 40, Code of Federal Regulations (commonly referred to as the “Lead; Renovation, Repair, and Painting Rule”), or any subsequent amendments to such regulations, until the Administrator of the Environmental Protection Agency publicizes Environmental Protection Agency recognition of a commercially available lead test kit that meets both criteria under section 745.88(c) of title 40, Code of Federal Regulations.

FINANCIAL ASSURANCE

SEC. 427. None of the funds made available by this Act may be used to develop, propose, finalize, implement, enforce, or administer any regulation that would establish new financial responsibility requirements pursuant to section 108(b) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (42 U.S.C. 9608(b)).

GHG NSPS

SEC. 428. None of the funds made available by this Act shall be used to propose, finalize, implement, or enforce—

(1) any standard of performance under section 111(b) of the Clean Air Act (42 U.S.C. 7411(b)) for

1 any new fossil fuel-fired electricity utility generating
2 unit if the Administrator of the Environmental Pro-
3 tection Agency's determination that a technology is
4 adequately demonstrated includes consideration of
5 one or more facilities for which assistance is pro-
6 vided (including any tax credit) under subtitle A of
7 title IV of the Energy Policy Act of 2005 (42 U.S.C.
8 15961 et seq.) or section 48A of the Internal Rev-
9 enue Code of 1986;

10 (2) any regulation or guidance under section
11 111(b) of the Clean Air Act (42 U.S.C. 7411(b)) es-
12 tablishing any standard of performance for emis-
13 sions of any greenhouse gas from any modified or
14 reconstructed source that is a fossil fuel-fired elec-
15 tric utility generating unit; or

16 (3) any regulation or guidance under section
17 111(d) of the Clean Air Act (42 U.S.C. 7411(d))
18 that applies to the emission of any greenhouse gas
19 by an existing source that is a fossil fuel-fired elec-
20 tric utility generating unit.

21 DEFINITION OF FILL MATERIAL

22 SEC. 429. None of the funds made available in this
23 Act or any other Act may be used by the Environmental
24 Protection Agency to develop, adopt, implement, admin-
25 ister, or enforce any change to the regulations in effect

1 on October 1, 2012, pertaining to the definitions of the
2 terms “fill material” or “discharge of fill material” for the
3 purposes of the Federal Water Pollution Control Act (33
4 U.S.C. 1251 et seq.).

5 CONTRACTING AUTHORITIES

6 SEC. 430. Section 412 of division E of Public Law
7 112–74 is amended by striking “fiscal year 2015,” and
8 inserting “fiscal year 2017,”.

9 CHESAPEAKE BAY INITIATIVE

10 SEC. 431. Section 502(c) of the Chesapeake Bay Ini-
11 tiative Act of 1998 (Public Law 105–312; 16 U.S.C. 461
12 note) is amended by striking “2015” and inserting
13 “2017”.

14 EXTENSION OF GRAZING PERMITS

15 SEC. 432. The terms and conditions of section 325
16 of Public Law 108–108 (117 Stat. 1307), regarding graz-
17 ing permits issued by the Forest Service on any lands not
18 subject to administration under section 402 of the Federal
19 Lands Policy and Management Act (43 U.S.C. 1752),
20 shall remain in effect for fiscal year 2016.

21 AVAILABILITY OF VACANT GRAZING ALLOTMENTS

22 SEC. 433. The Secretary of the Interior, with respect
23 to public lands administered by the Bureau of Land Man-
24 agement, and the Secretary of Agriculture, with respect
25 to the National Forest System lands, shall make vacant

1 grazing allotments available to a holder of a grazing per-
2 mit or lease issued by either Secretary if the lands covered
3 by the permit or lease or other grazing lands used by the
4 holder of the permit or lease are unusable because of
5 drought or wildfire, as determined by the Secretary con-
6 cerned. The terms and conditions contained in a permit
7 or lease made available pursuant to this section shall be
8 the same as the terms and conditions of the most recent
9 permit or lease that was applicable to the vacant grazing
10 allotment made available. Section 102 of the National En-
11 vironmental Policy Act of 1969 (42 U.S.C. 4332) shall
12 not apply with respect to any Federal agency action under
13 this section.

14 PROTECTION OF WATER RIGHTS

15 SEC. 434. None of the funds made available in this
16 or any other Act may be used to condition the issuance,
17 renewal, amendment, or extension of any permit, approval,
18 license, lease, allotment, easement, right-of-way, or other
19 land use or occupancy agreement on the transfer of any
20 water right, including sole and joint ownership, directly
21 to the United States, or any impairment of title, in whole
22 or in part, granted or otherwise recognized under State
23 law, by Federal or State adjudication, decree, or other
24 judgment, or pursuant to any interstate water compact.
25 Additionally, none of the funds made available in this or

1 any other Act may be used to require any water user to
2 apply for or acquire a water right in the name of the
3 United States under State law as a condition of the
4 issuance, renewal, amendment, or extension of any permit,
5 approval, license, lease, allotment, easement, right-of-way,
6 or other land use or occupancy agreement.

7 LIMITATION ON STATUS CHANGES

8 SEC. 435. None of the funds made available by this
9 Act shall be used to propose, finalize, implement, or en-
10 force any regulation or guidance under Section 612 of the
11 Clean Air Act (42 U.S.C. 7671k) that changes the status
12 from acceptable to unacceptable for purposes of the Sig-
13 nificant New Alternatives Policy (SNAP) program of any
14 hydrofluorocarbon used as a refrigerant or in foam blow-
15 ing agents, applications or uses. Nothing in this section
16 shall prevent EPA from approving new materials, applica-
17 tions or uses as acceptable under the SNAP program.

18 USE OF AMERICAN IRON AND STEEL

19 SEC. 436. (a)(1) None of the funds made available
20 by a State water pollution control revolving fund as au-
21 thorized by section 1452 of the Safe Drinking Water Act
22 (42 U.S.C. 300j-12) shall be used for a project for the
23 construction, alteration, maintenance, or repair of a public
24 water system or treatment works unless all of the iron and

1 steel products used in the project are produced in the
2 United States.

3 (2) In this section, the term “iron and steel” products
4 means the following products made primarily of iron or
5 steel: lined or unlined pipes and fittings, manhole covers
6 and other municipal castings, hydrants, tanks, flanges,
7 pipe clamps and restraints, valves, structural steel, rein-
8 forced precast concrete, and construction materials.

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

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

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

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

21 (c) If the Administrator receives a request for a waiv-
22 er under this section, the Administrator shall make avail-
23 able to the public on an informal basis a copy of the re-
24 quest and information available to the Administrator con-
25 cerning the request, and shall allow for informal public

1 input on the request for at least 15 days prior to making
2 a finding based on the request. The Administrator shall
3 make the request and accompanying information available
4 by electronic means, including on the official public Inter-
5 net Web site of the Environmental Protection Agency.

6 (d) This section shall be applied in a manner con-
7 sistent with United States obligations under international
8 agreements.

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

14 SOCIAL COST OF CARBON

15 SEC. 437. None of the funds made available by this
16 or any other Act shall be used for the social cost of carbon
17 (SCC) to be incorporated into any rulemaking or guidance
18 document until a new Interagency Working Group (IWG)
19 revises the estimates using the discount rates and the do-
20 mestic-only limitation on benefits estimates in accordance
21 with Executive Order 12866 and OMB Circular A-4 as
22 of January 1, 2015: *Provided*, That such IWG shall pro-
23 vide to the public all documents, models, and assumptions
24 used in developing the SCC and solicit public comment
25 prior to finalizing any revised estimates.

1 LIMITATION ON USE OF FUNDS

2 SEC. 438. None of the funds made available by this
3 Act may be used by the Administrator of the Environ-
4 mental Protection Agency to propose, promulgate, imple-
5 ment, administer, or enforce a national primary or sec-
6 ondary ambient air quality standard for ozone that is
7 lower than the standard established under section 50.15
8 of title 40, Code of Federal Regulations (as in effect on
9 July 2, 2014), until at least 85 percent of the counties
10 that were nonattainment areas under that standard as of
11 July 2, 2014, achieve full compliance with that standard.

12 HYDRAULIC FRACTURING

13 SEC. 439. None of the funds made available by this
14 or any other Act may be used to implement, administer,
15 or enforce the final rule entitled “Hydraulic Fracturing
16 on Federal and Indian Lands” as published in the Federal
17 Register on March 26, 2015 and March 30, 2015 (80 Fed.
18 Reg. 16127 and 16577, respectively).

19 SPENDING REDUCTION ACCOUNT

20 SEC. 440. The amount by which the applicable alloca-
21 tion of new budget authority made by the Committee on
22 Appropriations of the House of Representatives under sec-
23 tion 302(b) of the Congressional Budget Act of 1974 ex-
24 ceeds the amount of proposed new budget authority is \$0.

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

Union Calendar No. 125

114TH CONGRESS
1ST Session

H. R. 2822

[Report No. 114-170]

A BILL

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

JUNE 18, 2015

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed