

Union Calendar No. 308

117TH CONGRESS
2^D SESSION

H. R. 8262

[Report No. 117-400]

Making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2023, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 1, 2022

Ms. PINGREE, 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, 2023, 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

1 agencies for the fiscal year ending September 30, 2023,
2 and for other purposes, namely:

3 TITLE I

4 DEPARTMENT OF THE INTERIOR

5 BUREAU OF LAND MANAGEMENT

6 MANAGEMENT OF LANDS AND RESOURCES

7 For necessary expenses for protection, use, improve-
8 ment, development, disposal, cadastral surveying, classi-
9 fication, acquisition of easements and other interests in
10 lands, and performance of other functions, including main-
11 tenance of facilities, as authorized by law, in the manage-
12 ment of lands and their resources under the jurisdiction
13 of the Bureau of Land Management, including the general
14 administration of the Bureau, and assessment of mineral
15 potential of public lands pursuant to section 1010(a) of
16 Public Law 96–487 (16 U.S.C. 3150(a)), \$1,416,126,000,
17 to remain available until September 30, 2024; of which
18 \$79,345,000 for annual and deferred maintenance and
19 \$156,100,000 for the wild horse and burro program, as
20 authorized by Public Law 92–195 (16 U.S.C. 1331 et
21 seq.), shall remain available until expended: *Provided*,
22 That amounts in the fee account of the BLM Permit Proc-
23 essing Improvement Fund may be used for any bureau-
24 related expenses associated with the processing of oil and
25 gas applications for permits to drill and related use of au-

1 thORIZATIONS: *Provided further*, That of the amounts made
2 available under this heading, up to \$1,000,000 may be
3 made available for the purposes described in section
4 122(e)(1)(A) of division G of Public Law 115–31 (43
5 U.S.C. 1748c(e)(1)(A)).

6 In addition, \$51,020,000, to remain available until
7 expended, is for conducting oil and gas inspection activi-
8 ties, to be reduced by amounts collected by the Bureau
9 and credited to this appropriation from onshore oil and
10 gas inspection fees that the Bureau shall collect, as pro-
11 vided for in this Act; and \$39,696,000 is for Mining Law
12 Administration program operations, including the cost of
13 administering the mining claim fee program, to remain
14 available until expended, to be reduced by amounts col-
15 lected by the Bureau and credited to this appropriation
16 from mining claim maintenance fees and location fees that
17 are hereby authorized for fiscal year 2023, so as to result
18 in a final appropriation estimated at not more than
19 \$1,416,126,000 and \$2,000,000, to remain available until
20 expended, from communication site rental fees established
21 by the Bureau for the cost of administering communica-
22 tion site activities.

23 OREGON AND CALIFORNIA GRANT LANDS

24 For expenses necessary for management, protection,
25 and development of resources and for construction, oper-

1 ation, and maintenance of access roads, reforestation, and
2 other improvements on the revested Oregon and California
3 Railroad grant lands, on other Federal lands in the Or-
4 egon and California land-grant counties of Oregon, and
5 on adjacent rights-of-way; and acquisition of lands or in-
6 terests therein, including existing connecting roads on or
7 adjacent to such grant lands; \$125,049,000, to remain
8 available until expended: *Provided*, That 25 percent of the
9 aggregate of all receipts during the current fiscal year
10 from the revested Oregon and California Railroad grant
11 lands is hereby made a charge against the Oregon and
12 California land-grant fund and shall be transferred to the
13 General Fund in the Treasury in accordance with the sec-
14 ond paragraph of subsection (b) of title II of the Act of
15 August 28, 1937 (43 U.S.C. 2605).

16 RANGE IMPROVEMENTS

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

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

6 SERVICE CHARGES, DEPOSITS, AND FORFEITURES

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

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

10 MISCELLANEOUS TRUST FUNDS

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

19 ADMINISTRATIVE PROVISIONS

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

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

21 UNITED STATES FISH AND WILDLIFE SERVICE

22 RESOURCE MANAGEMENT

23 For necessary expenses of the United States Fish and
24 Wildlife Service, as authorized by law, and for scientific
25 and economic studies, general administration, and for the

1 performance of other authorized functions related to such
2 resources, \$1,649,753,000, to remain available until Sep-
3 tember 30, 2024: *Provided*, That not to exceed
4 \$25,946,000 shall be used for implementing subsections
5 (a), (b), (c), and (e) of section 4 of the Endangered Spe-
6 cies Act of 1973 (16 U.S.C. 1533) (except for processing
7 petitions, developing and issuing proposed and final regu-
8 lations, and taking any other steps to implement actions
9 described in subsection (c)(2)(A), (c)(2)(B)(i), or
10 (c)(2)(B)(ii) of such section.

11 CONSTRUCTION

12 For construction, improvement, acquisition, or re-
13 moval of buildings and other facilities required in the con-
14 servation, management, investigation, protection, and uti-
15 lization of fish and wildlife resources, and the acquisition
16 of lands and interests therein; \$32,904,000, to remain
17 available until expended: *Provided*, That such amounts are
18 available for the modernization of field communication ca-
19 pabilities, in addition to amounts otherwise available for
20 such purpose.

21 COOPERATIVE ENDANGERED SPECIES CONSERVATION

22 FUND

23 For expenses necessary to carry out section 6 of the
24 Endangered Species Act of 1973 (16 U.S.C. 1535),
25 \$24,564,000, to remain available until expended, to be de-

1 rived from the Cooperative Endangered Species Conserva-
2 tion Fund.

3 NATIONAL WILDLIFE REFUGE FUND

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

6 NORTH AMERICAN WETLANDS CONSERVATION FUND

7 For expenses necessary to carry out the provisions
8 of the North American Wetlands Conservation Act (16
9 U.S.C. 4401 et seq.), \$50,000,000, to remain available
10 until expended.

11 NEOTROPICAL MIGRATORY BIRD CONSERVATION

12 For expenses necessary to carry out the Neotropical
13 Migratory Bird Conservation Act (16 U.S.C. 6101 et
14 seq.), \$5,100,000, to remain available until expended.

15 MULTINATIONAL SPECIES CONSERVATION FUND

16 For expenses necessary to carry out the African Ele-
17 phant Conservation Act (16 U.S.C. 4201 et seq.), the
18 Asian Elephant Conservation Act of 1997 (16 U.S.C.
19 4261 et seq.), the Rhinoceros and Tiger Conservation Act
20 of 1994 (16 U.S.C. 5301 et seq.), the Great Ape Con-
21 servation Act of 2000 (16 U.S.C. 6301 et seq.), and the
22 Marine Turtle Conservation Act of 2004 (16 U.S.C. 6601
23 et seq.), \$25,500,000, to remain available until expended.

1 STATE AND TRIBAL WILDLIFE GRANTS

2 For wildlife conservation grants to States and to the
3 District of Columbia, Puerto Rico, Guam, the United
4 States Virgin Islands, the Northern Mariana Islands,
5 American Samoa, and Indian tribes under the provisions
6 of the Fish and Wildlife Act of 1956 and the Fish and
7 Wildlife Coordination Act, for the development and imple-
8 mentation of programs for the benefit of wildlife and their
9 habitat, including species that are not hunted or fished,
10 \$74,362,000, to remain available until expended: *Pro-*
11 *vided*, That of the amount provided herein, \$6,250,000 is
12 for a competitive grant program for Indian tribes not sub-
13 ject to the remaining provisions of this appropriation: *Pro-*
14 *vided further*, That \$7,862,000 is for a competitive grant
15 program to implement approved plans for States, terri-
16 tories, and other jurisdictions and at the discretion of af-
17 fected States, the regional Associations of fish and wildlife
18 agencies, not subject to the remaining provisions of this
19 appropriation: *Provided further*, That the Secretary shall,
20 after deducting \$14,112,000 and administrative expenses,
21 apportion the amount provided herein in the following
22 manner: (1) to the District of Columbia and to the Com-
23 monwealth of Puerto Rico, each a sum equal to not more
24 than one-half of 1 percent thereof; and (2) to Guam,
25 American Samoa, the United States Virgin Islands, and

1 the Commonwealth of the Northern Mariana Islands, each
2 a sum equal to not more than one-fourth of 1 percent
3 thereof: *Provided further*, That the Secretary of the Inte-
4 rior shall apportion the remaining amount in the following
5 manner: (1) one-third of which is based on the ratio to
6 which the land area of such State bears to the total land
7 area of all such States; and (2) two-thirds of which is
8 based on the ratio to which the population of such State
9 bears to the total population of all such States: *Provided*
10 *further*, That the amounts apportioned under this para-
11 graph shall be adjusted equitably so that no State shall
12 be apportioned a sum which is less than 1 percent of the
13 amount available for apportionment under this paragraph
14 for any fiscal year or more than 5 percent of such amount:
15 *Provided further*, That the Federal share of planning
16 grants shall not exceed 75 percent of the total costs of
17 such projects and the Federal share of implementation
18 grants shall not exceed 65 percent of the total costs of
19 such projects: *Provided further*, That the non-Federal
20 share of such projects may not be derived from Federal
21 grant programs: *Provided further*, That any amount ap-
22 portioned in 2023 to any State, territory, or other jurisdic-
23 tion that remains unobligated as of September 30, 2024,
24 shall be reapportioned, together with funds appropriated
25 in 2025, in the manner provided herein.

1 ADMINISTRATIVE PROVISIONS

2 The United States Fish and Wildlife Service may
3 carry out the operations of Service programs by direct ex-
4 penditure, contracts, grants, cooperative agreements and
5 reimbursable agreements with public and private entities.
6 Appropriations and funds available to the United States
7 Fish and Wildlife Service shall be available for repair of
8 damage to public roads within and adjacent to reservation
9 areas caused by operations of the Service; options for the
10 purchase of land at not to exceed one dollar for each op-
11 tion; facilities incident to such public recreational uses on
12 conservation areas as are consistent with their primary
13 purpose; and the maintenance and improvement of aquar-
14 ia, buildings, and other facilities under the jurisdiction of
15 the Service and to which the United States has title, and
16 which are used pursuant to law in connection with man-
17 agement, and investigation of fish and wildlife resources:
18 *Provided*, That notwithstanding 44 U.S.C. 501, the Serv-
19 ice may, under cooperative cost sharing and partnership
20 arrangements authorized by law, procure printing services
21 from cooperators in connection with jointly produced pub-
22 lications for which the cooperators share at least one-half
23 the cost of printing either in cash or services and the Serv-
24 ice determines the cooperator is capable of meeting accept-
25 ed quality standards: *Provided further*, That the Service

1 may accept donated aircraft as replacements for existing
2 aircraft: *Provided further*, That notwithstanding 31 U.S.C.
3 3302, all fees collected for non-toxic shot review and ap-
4 proval shall be deposited under the heading “United
5 States Fish and Wildlife Service—Resource Management”
6 and shall be available to the Secretary, without further
7 appropriation, to be used for expenses of processing of
8 such non-toxic shot type or coating applications and revis-
9 ing regulations as necessary, and shall remain available
10 until expended: *Provided further*, That the second proviso
11 under the heading “United States Fish and Wildlife Serv-
12 ice—Resource Management” in title I of division E of Pub-
13 lic Law 112–74 (16 U.S.C. 742l–1) is amended by striking
14 “2012” and inserting “2023” and striking “\$400,000”
15 and inserting “\$750,000”.

16 NATIONAL PARK SERVICE

17 OPERATION OF THE NATIONAL PARK SYSTEM

18 For expenses necessary for the management, oper-
19 ation, and maintenance of areas and facilities adminis-
20 tered by the National Park Service and for the general
21 administration of the National Park Service,
22 \$3,089,856,000, of which \$11,661,000 for planning and
23 interagency coordination in support of Everglades restora-
24 tion and \$135,980,000 for maintenance, repair, or reha-
25 bilitation projects for constructed assets and

1 \$188,184,000 for cyclic maintenance projects for con-
2 structed assets and cultural resources and \$5,000,000 for
3 uses authorized by section 101122 of title 54, United
4 States Code shall remain available until September 30,
5 2024: *Provided*, That funds appropriated under this head-
6 ing in this Act are available for the purposes of section
7 5 of Public Law 95–348: *Provided further*, That notwith-
8 standing section 9 of the 400 Years of African-American
9 History Commission Act (36 U.S.C. note prec. 101; Public
10 Law 115–102), \$3,300,000 of the funds provided under
11 this heading shall be made available for the purposes spec-
12 ified by that Act: *Provided further*, That sections (7)(b)
13 and (8) of that Act shall be amended by striking “July
14 1, 2023” and inserting “July 1, 2024”.

15 In addition, for purposes described in section 2404
16 of Public Law 116–9, an amount equal to the amount de-
17 posited in this fiscal year into the National Park Medical
18 Services Fund established pursuant to such section of
19 such Act, to remain available until expended, shall be de-
20 rived from such Fund.

21 NATIONAL RECREATION AND PRESERVATION

22 For expenses necessary to carry out recreation pro-
23 grams, natural programs, cultural programs, heritage
24 partnership programs, environmental compliance and re-
25 view, international park affairs, and grant administration,

1 not otherwise provided for, \$88,243,000, to remain avail-
2 able until September 30, 2024.

3 HISTORIC PRESERVATION FUND

4 For expenses necessary in carrying out the National
5 Historic Preservation Act (division A of subtitle III of title
6 54, United States Code), \$170,825,000, to be derived
7 from the Historic Preservation Fund and to remain avail-
8 able until September 30, 2024, of which \$26,500,000 shall
9 be for Save America's Treasures grants for preservation
10 of nationally significant sites, structures and artifacts as
11 authorized by section 7303 of the Omnibus Public Land
12 Management Act of 2009 (54 U.S.C. 3089): *Provided*,
13 That an individual Save America's Treasures grant shall
14 be matched by non-Federal funds: *Provided further*, That
15 individual projects shall only be eligible for one grant: *Pro-*
16 *vided further*, That all projects to be funded shall be ap-
17 proved by the Secretary of the Interior in consultation
18 with the House and Senate Committees on Appropria-
19 tions: *Provided further*, That of the funds provided for the
20 Historic Preservation Fund, \$1,250,000 is for competitive
21 grants for the survey and nomination of properties to the
22 National Register of Historic Places and as National His-
23 toric Landmarks associated with communities currently
24 under-represented, as determined by the Secretary;
25 \$26,750,000 is for competitive grants to preserve the sites

1 and stories of the Civil Rights movement; \$10,000,000 is
2 for grants to Historically Black Colleges and Universities;
3 \$10,000,000 is for competitive grants for the restoration
4 of historic properties of national, State, and local signifi-
5 cance listed on or eligible for inclusion on the National
6 Register of Historic Places, to be made without imposing
7 the usage or direct grant restrictions of section 101(e)(3)
8 (54 U.S.C. 302904) of the National Historical Preserva-
9 tion Act; \$3,000,000 is for a competitive grant program
10 to honor the semiquincentennial anniversary of the United
11 States by restoring and preserving sites and structures
12 listed on the National Register of Historic Places that
13 commemorate the founding of the nation; and
14 \$11,650,000 is for projects specified for the Historic Pres-
15 ervation Fund in the table titled “Interior and Environ-
16 ment Incorporation of Community Project Funding
17 Items” included for this division in the report accom-
18 panying this Act: *Provided further*, That such competitive
19 grants shall be made without imposing the matching re-
20 quirements in section 302902(b)(3) of title 54, United
21 States Code to States and Indian tribes as defined in
22 chapter 3003 of such title, Native Hawaiian organizations,
23 local governments, including Certified Local Governments,
24 and non-profit organizations.

1 CONSTRUCTION

2 For construction, improvements, repair, or replace-
3 ment of physical facilities, and compliance and planning
4 for programs and areas administered by the National
5 Park Service, \$279,340,000, to remain available until ex-
6 pended: *Provided*, That notwithstanding any other provi-
7 sion of law, for any project initially funded in fiscal year
8 2023 with a future phase indicated in the National Park
9 Service 5–Year Line Item Construction Plan, a single pro-
10 curement may be issued which includes the full scope of
11 the project: *Provided further*, That the solicitation and
12 contract shall contain the clause availability of funds
13 found at 48 CFR 52.232–18: *Provided further*, That Na-
14 tional Park Service Donations, Park Concessions Fran-
15 chise Fees, and Recreation Fees may be made available
16 for the cost of adjustments and changes within the origi-
17 nal scope of effort for projects funded by the National
18 Park Service Construction appropriation: *Provided further*,
19 That the Secretary of the Interior shall consult with the
20 Committees on Appropriations, in accordance with current
21 reprogramming thresholds, prior to making any charges
22 authorized by this section.

23 CENTENNIAL CHALLENGE

24 For expenses necessary to carry out the provisions
25 of section 101701 of title 54, United States Code, relating

1 to challenge cost share agreements, \$15,000,000, to re-
2 main available until expended, for Centennial Challenge
3 projects and programs: *Provided*, That not less than 50
4 percent of the total cost of each project or program shall
5 be derived from non-Federal sources in the form of do-
6 nated cash, assets, or a pledge of donation guaranteed by
7 an irrevocable letter of credit.

8 ADMINISTRATIVE PROVISIONS
9 (INCLUDING TRANSFER OF FUNDS)

10 In addition to other uses set forth in section
11 101917(c)(2) of title 54, United States Code, franchise
12 fees credited to a sub-account shall be available for ex-
13 penditure by the Secretary, without further appropriation,
14 for use at any unit within the National Park System to
15 extinguish or reduce liability for Possessory Interest or
16 leasehold surrender interest. Such funds may only be used
17 for this purpose to the extent that the benefitting unit an-
18 ticipated franchise fee receipts over the term of the con-
19 tract at that unit exceed the amount of funds used to ex-
20 tinguish or reduce liability. Franchise fees at the benefit-
21 ting unit shall be credited to the sub-account of the origi-
22 nating unit over a period not to exceed the term of a single
23 contract at the benefitting unit, in the amount of funds
24 so expended to extinguish or reduce liability.

1 For the costs of administration of the Land and
2 Water Conservation Fund grants authorized by section
3 105(a)(2)(B) of the Gulf of Mexico Energy Security Act
4 of 2006 (Public Law 109–432), the National Park Service
5 may retain up to 3 percent of the amounts which are au-
6 thorized to be disbursed under such section, such retained
7 amounts to remain available until expended.

8 National Park Service funds may be transferred to
9 the Federal Highway Administration (FHWA), Depart-
10 ment of Transportation, for purposes authorized under 23
11 U.S.C. 203. Transfers may include a reasonable amount
12 for FHWA administrative support costs.

13 UNITED STATES GEOLOGICAL SURVEY

14 SURVEYS, INVESTIGATIONS, AND RESEARCH

15 For expenses necessary for the United States Geo-
16 logical Survey to perform surveys, investigations, and re-
17 search covering topography, geology, hydrology, biology,
18 and the mineral and water resources of the United States,
19 its territories and possessions, and other areas as author-
20 ized by 43 U.S.C. 31, 1332, and 1340; classify lands as
21 to their mineral and water resources; give engineering su-
22 pervision to power permittees and Federal Energy Regu-
23 latory Commission licensees; administer the minerals ex-
24 ploration program (30 U.S.C. 641); conduct inquiries into
25 the economic conditions affecting mining and materials

1 processing industries (30 U.S.C. 3, 21a, and 1603; 50
2 U.S.C. 98g(a)(1)) and related purposes as authorized by
3 law; and to publish and disseminate data relative to the
4 foregoing activities; \$1,644,232,000, to remain available
5 until September 30, 2024; of which \$92,274,000 shall re-
6 main available until expended for satellite operations; and
7 of which \$74,840,000 shall be available until expended for
8 deferred maintenance and capital improvement projects
9 that exceed \$100,000 in cost: *Provided*, That none of the
10 funds provided for the ecosystem research activity shall
11 be used to conduct new surveys on private property, unless
12 specifically authorized in writing by the property owner:
13 *Provided further*, That no part of this appropriation shall
14 be used to pay more than one-half the cost of topographic
15 mapping or water resources data collection and investiga-
16 tions carried on in cooperation with States and municipali-
17 ties.

18 ADMINISTRATIVE PROVISIONS

19 From within the amount appropriated for activities
20 of the United States Geological Survey such sums as are
21 necessary shall be available for contracting for the fur-
22 nishing of topographic maps and for the making of geo-
23 physical or other specialized surveys when it is administra-
24 tively determined that such procedures are in the public
25 interest; construction and maintenance of necessary build-

1 ings and appurtenant facilities; acquisition of lands for
2 gauging stations, observation wells, and seismic equip-
3 ment; expenses of the United States National Committee
4 for Geological Sciences; and payment of compensation and
5 expenses of persons employed by the Survey duly ap-
6 pointed to represent the United States in the negotiation
7 and administration of interstate compacts: *Provided*, That
8 activities funded by appropriations herein made may be
9 accomplished through the use of contracts, grants, or co-
10 operative agreements as defined in section 6302 of title
11 31, United States Code: *Provided further*, That the United
12 States Geological Survey may enter into contracts or coop-
13 erative agreements directly with individuals or indirectly
14 with institutions or nonprofit organizations, without re-
15 gard to 41 U.S.C. 6101, for the temporary or intermittent
16 services of students or recent graduates, who shall be con-
17 sidered employees for the purpose of chapters 57 and 81
18 of title 5, United States Code, relating to compensation
19 for travel and work injuries, and chapter 171 of title 28,
20 United States Code, relating to tort claims, but shall not
21 be considered to be Federal employees for any other pur-
22 poses.

1 BUREAU OF OCEAN ENERGY MANAGEMENT

2 OCEAN ENERGY MANAGEMENT

3 For expenses necessary for granting and admin-
4 istering leases, easements, rights-of-way, and agreements
5 for use for oil and gas, other minerals, energy, and ma-
6 rine-related purposes on the Outer Continental Shelf and
7 approving operations related thereto, as authorized by law;
8 for environmental studies, as authorized by law; for imple-
9 menting other laws and to the extent provided by Presi-
10 dential or Secretarial delegation; and for matching grants
11 or cooperative agreements \$228,765,000, of which
12 \$191,765,000 is to remain available until September 30,
13 2024, and of which \$37,000,000 is to remain available
14 until expended: *Provided*, That this total appropriation
15 shall be reduced by amounts collected by the Secretary of
16 the Interior and credited to this appropriation from addi-
17 tions to receipts resulting from increases to lease rental
18 rates in effect on August 5, 1993, and from cost recovery
19 fees from activities conducted by the Bureau of Ocean En-
20 ergy Management pursuant to the Outer Continental Shelf
21 Lands Act, including studies, assessments, analysis, and
22 miscellaneous administrative activities: *Provided further*,
23 That the sum herein appropriated shall be reduced as such
24 collections are received during the fiscal year, so as to re-
25 sult in a final fiscal year 2023 appropriation estimated

1 at not more than \$191,765,000: *Provided further*, That
2 not to exceed \$3,000 shall be available for reasonable ex-
3 penses related to promoting volunteer beach and marine
4 cleanup activities.

5 BUREAU OF SAFETY AND ENVIRONMENTAL
6 ENFORCEMENT

7 OFFSHORE SAFETY AND ENVIRONMENTAL ENFORCEMENT

8 For expenses necessary for the regulation of oper-
9 ations related to leases, easements, rights-of-way, and
10 agreements for use for oil and gas, other minerals, energy,
11 and marine-related purposes on the Outer Continental
12 Shelf, as authorized by law; for enforcing and imple-
13 menting laws and regulations as authorized by law and
14 to the extent provided by Presidential or Secretarial dele-
15 gation; and for matching grants or cooperative agree-
16 ments, \$175,086,000, of which \$151,086,000 is to remain
17 available until September 30, 2024, and of which
18 \$24,000,000 is to remain available until expended, includ-
19 ing \$5,000,000 for offshore decommissioning activities:
20 *Provided*, That this total appropriation shall be reduced
21 by amounts collected by the Secretary of the Interior and
22 credited to this appropriation from additions to receipts
23 resulting from increases to lease rental rates in effect on
24 August 5, 1993, and from cost recovery fees from activi-
25 ties conducted by the Bureau of Safety and Environmental

1 Enforcement pursuant to the Outer Continental Shelf
2 Lands Act, including studies, assessments, analysis, and
3 miscellaneous administrative activities: *Provided further*,
4 That the sum herein appropriated shall be reduced as such
5 collections are received during the fiscal year, so as to re-
6 sult in a final fiscal year 2023 appropriation estimated
7 at not more than \$156,086,000.

8 For an additional amount, \$44,000,000, to remain
9 available until expended, to be reduced by amounts col-
10 lected by the Secretary and credited to this appropriation,
11 which shall be derived from non-refundable inspection fees
12 collected in fiscal year 2023, as provided in this Act: *Pro-*
13 *vided*, That to the extent that amounts realized from such
14 inspection fees exceed \$44,000,000, the amounts realized
15 in excess of \$44,000,000 shall be credited to this appro-
16 priation and remain available until expended: *Provided*
17 *further*, That for fiscal year 2023, not less than 50 percent
18 of the inspection fees expended by the Bureau of Safety
19 and Environmental Enforcement will be used to fund per-
20 sonnel and mission-related costs to expand capacity and
21 expedite the orderly development, subject to environmental
22 safeguards, of the Outer Continental Shelf pursuant to the
23 Outer Continental Shelf Lands Act (43 U.S.C. 1331 et
24 seq.), including the review of applications for permits to
25 drill.

1 OIL SPILL RESEARCH

2 For necessary expenses to carry out title I, section
3 1016; title IV, sections 4202 and 4303; title VII; and title
4 VIII, section 8201 of the Oil Pollution Act of 1990,
5 \$15,099,000, which shall be derived from the Oil Spill Li-
6 ability Trust Fund, to remain available until expended.

7 OFFICE OF SURFACE MINING RECLAMATION AND

8 ENFORCEMENT

9 REGULATION AND TECHNOLOGY

10 For necessary expenses to carry out the provisions
11 of the Surface Mining Control and Reclamation Act of
12 1977, Public Law 95–87, \$122,076,000, to remain avail-
13 able until September 30, 2024, of which \$65,000,000 shall
14 be available for state and tribal regulatory grants: *Pro-*
15 *vided*, That appropriations for the Office of Surface Min-
16 ing Reclamation and Enforcement may provide for the
17 travel and per diem expenses of State and tribal personnel
18 attending Office of Surface Mining Reclamation and En-
19 forcement sponsored training.

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

1 setting collections, to remain available until expended:
2 *Provided further*, That the sum herein appropriated from
3 the general fund shall be reduced as collections are re-
4 ceived during the fiscal year, so as to result in a fiscal
5 year 2023 appropriation estimated at not more than
6 \$122,076,000.

7 ABANDONED MINE RECLAMATION FUND

8 For necessary expenses to carry out title IV of the
9 Surface Mining Control and Reclamation Act of 1977,
10 Public Law 95–87, \$34,142,000, to be derived from re-
11 ceipts of the Abandoned Mine Reclamation Fund and to
12 remain available until expended: *Provided*, That pursuant
13 to Public Law 97–365, the Department of the Interior is
14 authorized to use up to 20 percent from the recovery of
15 the delinquent debt owed to the United States Government
16 to pay for contracts to collect these debts: *Provided fur-*
17 *ther*, That funds made available under title IV of Public
18 Law 95–87 may be used for any required non-Federal
19 share of the cost of projects funded by the Federal Gov-
20 ernment for the purpose of environmental restoration re-
21 lated to treatment or abatement of acid mine drainage
22 from abandoned mines: *Provided further*, That such
23 projects must be consistent with the purposes and prior-
24 ities of the Surface Mining Control and Reclamation Act:
25 *Provided further*, That amounts provided under this head-

1 ing may be used for the travel and per diem expenses of
2 State and tribal personnel attending Office of Surface
3 Mining Reclamation and Enforcement sponsored training.

4 In addition, \$135,000,000, to remain available until
5 expended, for grants to States and federally recognized In-
6 dian Tribes for reclamation of abandoned mine lands and
7 other related activities in accordance with the terms and
8 conditions described in the report accompanying this Act:
9 *Provided*, That such additional amount shall be used for
10 economic and community development in conjunction with
11 the priorities in section 403(a) of the Surface Mining Con-
12 trol and Reclamation Act of 1977 (30 U.S.C. 1233(a)):
13 *Provided further*, That of such additional amount,
14 \$88,042,000 shall be distributed in equal amounts to the
15 three Appalachian States with the greatest amount of un-
16 funded needs to meet the priorities described in para-
17 graphs (1) and (2) of such section, \$35,218,000 shall be
18 distributed in equal amounts to the three Appalachian
19 States with the subsequent greatest amount of unfunded
20 needs to meet such priorities, and \$11,740,000 shall be
21 for grants to federally recognized Indian Tribes without
22 regard to their status as certified or uncertified under the
23 Surface Mining Control and Reclamation Act of 1977 (30
24 U.S.C. 1233(a)), for reclamation of abandoned mine lands
25 and other related activities in accordance with the terms

1 and conditions described in the report accompanying this
2 Act and shall be used for economic and community devel-
3 opment in conjunction with the priorities in section 403(a)
4 of the Surface Mining Control and Reclamation Act of
5 1977: *Provided further*, That such additional amount shall
6 be allocated to States and Indian Tribes within 60 days
7 after the date of enactment of this Act.

8 INDIAN AFFAIRS

9 BUREAU OF INDIAN AFFAIRS

10 OPERATION OF INDIAN PROGRAMS

11 (INCLUDING TRANSFERS OF FUNDS)

12 For expenses necessary for the operation of Indian
13 programs, as authorized by law, including the Snyder Act
14 of November 2, 1921 (25 U.S.C. 13) and the Indian Self-
15 Determination and Education Assistance Act of 1975 (25
16 U.S.C. 5301 et seq.), \$2,149,387,000, to remain available
17 until September 30, 2024, except as otherwise provided
18 herein; of which not to exceed \$8,500 may be for official
19 reception and representation expenses; of which not to ex-
20 ceed \$78,488,000 shall be for welfare assistance pay-
21 ments: *Provided*, That in cases of designated Federal dis-
22 asters, the Secretary of the Interior may exceed such cap
23 for welfare payments from the amounts provided herein,
24 to provide for disaster relief to Indian communities af-
25 fected by the disaster: *Provided further*, That federally rec-

1 ognized Indian tribes and tribal organizations of federally
2 recognized Indian tribes may use their tribal priority allo-
3 cations for unmet welfare assistance costs: *Provided fur-*
4 *ther*, That not to exceed \$67,084,000 shall remain avail-
5 able until expended for housing improvement, road main-
6 tenance, land acquisition, attorney fees, litigation support,
7 land records improvement, and the Navajo-Hopi Settle-
8 ment Program: *Provided further*, That any forestry funds
9 allocated to a federally recognized tribe which remain un-
10 obligated as of September 30, 2024, may be transferred
11 during fiscal year 2025 to an Indian forest land assistance
12 account established for the benefit of the holder of the
13 funds within the holder's trust fund account: *Provided fur-*
14 *ther*, That any such unobligated balances not so trans-
15 ferred shall expire on September 30, 2025: *Provided fur-*
16 *ther*, That in order to enhance the safety of Bureau field
17 employees, the Bureau may use funds to purchase uni-
18 forms or other identifying articles of clothing for per-
19 sonnel: *Provided further*, That the Bureau of Indian Af-
20 fairs may accept transfers of funds from United States
21 Customs and Border Protection to supplement any other
22 funding available for reconstruction or repair of roads
23 owned by the Bureau of Indian Affairs as identified on
24 the National Tribal Transportation Facility Inventory, 23
25 U.S.C. 202(b)(1).

1 INDIAN LAND CONSOLIDATION

2 For the acquisition of fractional interests to further
3 land consolidation as authorized under the Indian Land
4 Consolidation Act Amendments of 2000 (Public Law 106–
5 462), and the American Indian Probate Reform Act of
6 2004 (Public Law 108–374), \$50,000,000, to remain
7 available until expended: *Provided*, That any provision of
8 the Indian Land Consolidation Act Amendments of 2000
9 (Public Law 106–462) that requires or otherwise relates
10 to application of a lien shall not apply to the acquisitions
11 funded herein.

12 CONTRACT SUPPORT COSTS

13 For payments to tribes and tribal organizations for
14 contract support costs associated with Indian Self-Deter-
15 mination and Education Assistance Act agreements with
16 the Bureau of Indian Affairs and the Bureau of Indian
17 Education for fiscal year 2023, such sums as may be nec-
18 essary, which shall be available for obligation through Sep-
19 tember 30, 2024: *Provided*, That notwithstanding any
20 other provision of law, no amounts made available under
21 this heading shall be available for transfer to another
22 budget account.

23 PAYMENTS FOR TRIBAL LEASES

24 For payments to tribes and tribal organizations for
25 leases pursuant to section 105(l) of the Indian Self-Deter-

1 mination and Education Assistance Act (25 U.S.C.
2 5324(l)) for fiscal year 2023, such sums as may be nec-
3 essary, which shall be available for obligation through Sep-
4 tember 30, 2024: *Provided*, That notwithstanding any
5 other provision of law, no amounts made available under
6 this heading shall be available for transfer to another
7 budget account.

8 CONSTRUCTION

9 (INCLUDING TRANSFER OF FUNDS)

10 For construction, repair, improvement, and mainte-
11 nance of irrigation and power systems, buildings, utilities,
12 and other facilities, including architectural and engineer-
13 ing services by contract; acquisition of lands, and interests
14 in lands; and preparation of lands for farming, and for
15 construction of the Navajo Indian Irrigation Project pur-
16 suant to Public Law 87-483; \$181,009,000, to remain
17 available until expended: *Provided*, That such amounts as
18 may be available for the construction of the Navajo Indian
19 Irrigation Project may be transferred to the Bureau of
20 Reclamation: *Provided further*, That any funds provided
21 for the Safety of Dams program pursuant to the Act of
22 November 2, 1921 (25 U.S.C. 13), shall be made available
23 on a nonreimbursable basis: *Provided further*, That this
24 appropriation may be reimbursed from the Office of the
25 Special Trustee for American Indians appropriation for

1 the appropriate share of construction costs for space ex-
2 pansion needed in agency offices to meet trust reform im-
3 plementation: *Provided further*, That of the funds made
4 available under this heading, \$10,000,000 shall be derived
5 from the Indian Irrigation Fund established by section
6 3211 of the WIIN Act (Public Law 114–322; 130 Stat.
7 1749).

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

10 For payments and necessary administrative expenses
11 for implementation of Indian land and water claim settle-
12 ments pursuant to Public Laws 99–264, 114–322, and
13 116–260, and for implementation of other land and water
14 rights settlements, \$825,000, to remain available until ex-
15 pended.

16 INDIAN GUARANTEED LOAN PROGRAM ACCOUNT

17 For the cost of guaranteed loans and insured loans,
18 \$13,884,000, to remain available until September 30,
19 2024, of which \$2,680,000 is for administrative expenses,
20 as authorized by the Indian Financing Act of 1974: *Pro-*
21 *vided*, That such costs, including the cost of modifying
22 such loans, shall be as defined in section 502 of the Con-
23 gressional Budget Act of 1974: *Provided further*, That
24 these funds are available to subsidize total loan principal,

1 any part of which is to be guaranteed or insured, not to
2 exceed \$150,213,551.

3 BUREAU OF INDIAN EDUCATION

4 OPERATION OF INDIAN EDUCATION PROGRAMS

5 For expenses necessary for the operation of Indian
6 education programs, as authorized by law, including the
7 Snyder Act of November 2, 1921 (25 U.S.C. 13), the In-
8 dian Self-Determination and Education Assistance Act of
9 1975 (25 U.S.C. 5301 et seq.), the Education Amend-
10 ments of 1978 (25 U.S.C. 2001–2019), and the Tribally
11 Controlled Schools Act of 1988 (25 U.S.C. 2501 et seq.),
12 \$1,202,676,000 to remain available until September 30,
13 2024, except as otherwise provided herein: *Provided*, That
14 federally recognized Indian tribes and tribal organizations
15 of federally recognized Indian tribes may use their tribal
16 priority allocations for unmet welfare assistance costs:
17 *Provided further*, That not to exceed \$870,288,000 for
18 school operations costs of Bureau-funded schools and
19 other education programs shall become available on July
20 1, 2023, and shall remain available until September 30,
21 2024: *Provided further*, That notwithstanding any other
22 provision of law, including but not limited to the Indian
23 Self–Determination Act of 1975 (25 U.S.C. 5301 et seq.)
24 and section 1128 of the Education Amendments of 1978
25 (25 U.S.C. 2008), not to exceed \$99,107,000 within and

1 only from such amounts made available for school oper-
2 ations shall be available for administrative cost grants as-
3 sociated with grants approved prior to July 1, 2023: *Pro-*
4 *vided further*, That in order to enhance the safety of Bu-
5 reau field employees, the Bureau may use funds to pur-
6 chase uniforms or other identifying articles of clothing for
7 personnel.

8 EDUCATION CONSTRUCTION

9 For construction, repair, improvement, and mainte-
10 nance of buildings, utilities, and other facilities necessary
11 for the operation of Indian education programs, including
12 architectural and engineering services by contract; acquisi-
13 tion of lands, and interests in lands; \$375,102,000 to re-
14 main available until expended: *Provided*, That in order to
15 ensure timely completion of construction projects, the Sec-
16 retary of the Interior may assume control of a project and
17 all funds related to the project, if, not later than 18
18 months after the date of the enactment of this Act, any
19 Public Law 100–297 (25 U.S.C. 2501, et seq.) grantee
20 receiving funds appropriated in this Act or in any prior
21 Act, has not completed the planning and design phase of
22 the project and commenced construction.

23 ADMINISTRATIVE PROVISIONS

24 The Bureau of Indian Affairs and the Bureau of In-
25 dian Education may carry out the operation of Indian pro-

1 grams by direct expenditure, contracts, cooperative agree-
2 ments, compacts, and grants, either directly or in coopera-
3 tion with States and other organizations.

4 Notwithstanding Public Law 87–279 (25 U.S.C. 15),
5 the Bureau of Indian Affairs may contract for services in
6 support of the management, operation, and maintenance
7 of the Power Division of the San Carlos Irrigation Project.

8 Notwithstanding any other provision of law, no funds
9 available to the Bureau of Indian Affairs or the Bureau
10 of Indian Education for central office oversight and Exec-
11 utive Direction and Administrative Services (except Exec-
12 utive Direction and Administrative Services funding for
13 Tribal Priority Allocations, regional offices, and facilities
14 operations and maintenance) shall be available for con-
15 tracts, grants, compacts, or cooperative agreements with
16 the Bureau of Indian Affairs or the Bureau of Indian
17 Education under the provisions of the Indian Self-Deter-
18 mination Act or the Tribal Self-Governance Act of 1994
19 (Public Law 103–413).

20 In the event any tribe returns appropriations made
21 available by this Act to the Bureau of Indian Affairs or
22 the Bureau of Indian Education, this action shall not di-
23 minish the Federal Government’s trust responsibility to
24 that tribe, or the government-to-government relationship

1 between the United States and that tribe, or that tribe's
2 ability to access future appropriations.

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

9 No funds available to the Bureau of Indian Edu-
10 cation shall be used to support expanded grades for any
11 school or dormitory beyond the grade structure in place
12 or approved by the Secretary of the Interior at each school
13 in the Bureau of Indian Education school system as of
14 October 1, 1995, except that the Secretary of the Interior
15 may waive this prohibition to support expansion of up to
16 one additional grade when the Secretary determines such
17 waiver is needed to support accomplishment of the mission
18 of the Bureau of Indian Education, or more than one
19 grade to expand the elementary grade structure for Bu-
20 reau-funded schools with a K-2 grade structure on Octo-
21 ber 1, 1996. Appropriations made available in this or any
22 prior Act for schools funded by the Bureau shall be avail-
23 able, in accordance with the Bureau's funding formula,
24 only to the schools in the Bureau school system as of Sep-
25 tember 1, 1996, and to any school or school program that

1 was reinstated in fiscal year 2012. Funds made available
2 under this Act may not be used to establish a charter
3 school at a Bureau-funded school (as that term is defined
4 in section 1141 of the Education Amendments of 1978
5 (25 U.S.C. 2021)), except that a charter school that is
6 in existence on the date of the enactment of this Act and
7 that has operated at a Bureau-funded school before Sep-
8 tember 1, 1999, may continue to operate during that pe-
9 riod, but only if the charter school pays to the Bureau
10 a pro rata share of funds to reimburse the Bureau for
11 the use of the real and personal property (including buses
12 and vans), the funds of the charter school are kept sepa-
13 rate and apart from Bureau funds, and the Bureau does
14 not assume any obligation for charter school programs of
15 the State in which the school is located if the charter
16 school loses such funding. Employees of Bureau-funded
17 schools sharing a campus with a charter school and per-
18 forming functions related to the charter school's operation
19 and employees of a charter school shall not be treated as
20 Federal employees for purposes of chapter 171 of title 28,
21 United States Code.

22 Notwithstanding any other provision of law, including
23 section 113 of title I of appendix C of Public Law 106-
24 113, if in fiscal year 2003 or 2004 a grantee received indi-
25 rect and administrative costs pursuant to a distribution

1 formula based on section 5(f) of Public Law 101–301, the
2 Secretary shall continue to distribute indirect and admin-
3 istrative cost funds to such grantee using the section 5(f)
4 distribution formula.

5 Funds available under this Act may not be used to
6 establish satellite locations of schools in the Bureau school
7 system as of September 1, 1996, except that the Secretary
8 may waive this prohibition in order for an Indian tribe
9 to provide language and cultural immersion educational
10 programs for non-public schools located within the juris-
11 dictional area of the tribal government which exclusively
12 serve tribal members, do not include grades beyond those
13 currently served at the existing Bureau-funded school,
14 provide an educational environment with educator pres-
15 ence and academic facilities comparable to the Bureau-
16 funded school, comply with all applicable Tribal, Federal,
17 or State health and safety standards, and the Americans
18 with Disabilities Act, and demonstrate the benefits of es-
19 tablishing operations at a satellite location in lieu of incur-
20 ring extraordinary costs, such as for transportation or
21 other impacts to students such as those caused by busing
22 students extended distances: *Provided*, That no funds
23 available under this Act may be used to fund operations,
24 maintenance, rehabilitation, construction, or other facili-
25 ties-related costs for such assets that are not owned by

1 the Bureau: *Provided further*, That the term “satellite
2 school” means a school location physically separated from
3 the existing Bureau school by more than 50 miles but that
4 forms part of the existing school in all other respects.

5 Funds made available for Tribal Priority Allocations
6 within Operation of Indian Programs and Operation of In-
7 dian Education Programs may be used to execute re-
8 quested adjustments in tribal priority allocations initiated
9 by an Indian Tribe.

10 OFFICE OF THE SPECIAL TRUSTEE FOR AMERICAN
11 INDIANS
12 FEDERAL TRUST PROGRAMS
13 (INCLUDING TRANSFER OF FUNDS)

14 For the operation of trust programs for Indians by
15 direct expenditure, contracts, cooperative agreements,
16 compacts, and grants, \$111,286,000, to remain available
17 until expended, of which not to exceed \$17,867,000 from
18 this or any other Act, may be available for historical ac-
19 counting: *Provided*, That funds for trust management im-
20 provements and litigation support may, as needed, be
21 transferred to or merged with the Bureau of Indian Af-
22 fairs, “Operation of Indian Programs” and Bureau of In-
23 dian Education, “Operation of Indian Education Pro-
24 grams” accounts; the Office of the Solicitor, “Salaries and
25 Expenses” account; and the Office of the Secretary, “De-

1 partmental Operations” account: *Provided further*, That
2 funds made available through contracts or grants obli-
3 gated during fiscal year 2023, as authorized by the Indian
4 Self-Determination Act of 1975 (25 U.S.C. 5301 et seq.),
5 shall remain available until expended by the contractor or
6 grantee: *Provided further*, That notwithstanding any other
7 provision of law, the Secretary shall not be required to
8 provide a quarterly statement of performance for any In-
9 dian trust account that has not had activity for at least
10 15 months and has a balance of \$15 or less: *Provided fur-*
11 *ther*, That the Secretary shall issue an annual account
12 statement and maintain a record of any such accounts and
13 shall permit the balance in each such account to be with-
14 drawn upon the express written request of the account
15 holder: *Provided further*, That not to exceed \$100,000 is
16 available for the Secretary to make payments to correct
17 administrative errors of either disbursements from or de-
18 posits to Individual Indian Money or Tribal accounts after
19 September 30, 2002: *Provided further*, That erroneous
20 payments that are recovered shall be credited to and re-
21 main available in this account for this purpose: *Provided*
22 *further*, That the Secretary shall not be required to re-
23 concile Special Deposit Accounts with a balance of less than
24 \$500 unless the Office of the Special Trustee receives
25 proof of ownership from a Special Deposit Accounts claim-

1 ant: *Provided further*, That notwithstanding section 102
2 of the American Indian Trust Fund Management Reform
3 Act of 1994 (Public Law 103–412) or any other provision
4 of law, the Secretary may aggregate the trust accounts
5 of individuals whose whereabouts are unknown for a con-
6 tinuous period of at least 5 years and shall not be required
7 to generate periodic statements of performance for the in-
8 dividual accounts: *Provided further*, That with respect to
9 the eighth proviso, the Secretary shall continue to main-
10 tain sufficient records to determine the balance of the indi-
11 vidual accounts, including any accrued interest and in-
12 come, and such funds shall remain available to the indi-
13 vidual account holders.

14 DEPARTMENTAL OFFICES

15 OFFICE OF THE SECRETARY

16 DEPARTMENTAL OPERATIONS

17 (INCLUDING TRANSFER OF FUNDS)

18 For necessary expenses for management of the De-
19 partment of the Interior and for grants and cooperative
20 agreements, as authorized by law, \$147,706,000, to re-
21 main available until September 30, 2024; of which not to
22 exceed \$15,000 may be for official reception and represen-
23 tation expenses; of which up to \$1,000,000 shall be avail-
24 able for workers compensation payments and unemploy-
25 ment compensation payments associated with the orderly

1 closure of the United States Bureau of Mines; and of
2 which \$14,295,000 for Indian land, mineral, and resource
3 valuation activities shall remain available until expended:
4 *Provided*, That funds for Indian land, mineral, and re-
5 source valuation activities may, as needed, be transferred
6 to and merged with the Bureau of Indian Affairs “Oper-
7 ation of Indian Programs” and Bureau of Indian Edu-
8 cation “Operation of Indian Education Programs” ac-
9 counts and the Office of the Special Trustee “Federal
10 Trust Programs” account: *Provided further*, That funds
11 made available through contracts or grants obligated dur-
12 ing fiscal year 2023, as authorized by the Indian Self-De-
13 termination Act of 1975 (25 U.S.C. 5301 et seq.), shall
14 remain available until expended by the contractor or
15 grantee.

16 ADMINISTRATIVE PROVISIONS

17 For fiscal year 2023, up to \$400,000 of the payments
18 authorized by chapter 69 of title 31, United States Code,
19 may be retained for administrative expenses of the Pay-
20 ments in Lieu of Taxes Program: *Provided*, That the
21 amounts provided under this Act specifically for the Pay-
22 ments in Lieu of Taxes program are the only amounts
23 available for payments authorized under chapter 69 of
24 title 31, United States Code: *Provided further*, That in the
25 event the sums appropriated for any fiscal year for pay-

1 ments pursuant to this chapter are insufficient to make
2 the full payments authorized by that chapter to all units
3 of local government, then the payment to each local gov-
4 ernment shall be made proportionally: *Provided further,*
5 That the Secretary may make adjustments to payment to
6 individual units of local government to correct for prior
7 overpayments or underpayments: *Provided further,* That
8 no payment shall be made pursuant to that chapter to oth-
9 erwise eligible units of local government if the computed
10 amount of the payment is less than \$100.

11 INSULAR AFFAIRS

12 ASSISTANCE TO TERRITORIES

13 For expenses necessary for assistance to territories
14 under the jurisdiction of the Department of the Interior
15 and other jurisdictions identified in section 104(e) of Pub-
16 lic Law 108–188, \$121,257,000, of which: (1)
17 \$111,040,000 shall remain available until expended for
18 territorial assistance, including general technical assist-
19 ance, maintenance assistance, disaster assistance, coral
20 reef initiative and natural resources activities, and brown
21 tree snake control and research; grants to the judiciary
22 in American Samoa for compensation and expenses, as au-
23 thorized by law (48 U.S.C. 1661(c)); grants to the Govern-
24 ment of American Samoa, in addition to current local rev-
25 enues, for construction and support of governmental func-

1 tions; grants to the Government of the Virgin Islands, as
2 authorized by law; grants to the Government of Guam,
3 as authorized by law; and grants to the Government of
4 the Northern Mariana Islands, as authorized by law (Pub-
5 lic Law 94–241; 90 Stat. 272); and (2) \$10,217,000 shall
6 be available until September 30, 2024, for salaries and
7 expenses of the Office of Insular Affairs: *Provided*, That
8 all financial transactions of the territorial and local gov-
9 ernments herein provided for, including such transactions
10 of all agencies or instrumentalities established or used by
11 such governments, may be audited by the Government Ac-
12 countability Office, at its discretion, in accordance with
13 chapter 35 of title 31, United States Code: *Provided fur-*
14 *ther*, That Northern Mariana Islands Covenant grant
15 funding shall be provided according to those terms of the
16 Agreement of the Special Representatives on Future
17 United States Financial Assistance for the Northern Mar-
18 iana Islands approved by Public Law 104–134: *Provided*
19 *further*, That the funds for the program of operations and
20 maintenance improvement are appropriated to institu-
21 tionalize routine operations and maintenance improvement
22 of capital infrastructure with territorial participation and
23 cost sharing to be determined by the Secretary based on
24 the grantee’s commitment to timely maintenance of its
25 capital assets: *Provided further*, That any appropriation

1 for disaster assistance under this heading in this Act or
2 previous appropriations Acts may be used as non-Federal
3 matching funds for the purpose of hazard mitigation
4 grants provided pursuant to section 404 of the Robert T.
5 Stafford Disaster Relief and Emergency Assistance Act
6 (42 U.S.C. 5170c).

7 COMPACT OF FREE ASSOCIATION

8 For grants and necessary expenses, \$8,463,000, to
9 remain available until expended, as provided for in sec-
10 tions 221(a)(2) and 233 of the Compact of Free Associa-
11 tion for the Republic of Palau; and section 221(a)(2) of
12 the Compacts of Free Association for the Government of
13 the Republic of the Marshall Islands and the Federated
14 States of Micronesia, as authorized by Public Law 99-
15 658 and Public Law 108-188: *Provided*, That of the funds
16 appropriated under this heading, \$5,000,000 is for deposit
17 into the Compact Trust Fund of the Republic of the Mar-
18 shall Islands as compensation authorized by Public Law
19 108-188 for adverse financial and economic impacts.

20 ADMINISTRATIVE PROVISIONS

21 (INCLUDING TRANSFER OF FUNDS)

22 At the request of the Governor of Guam, the Sec-
23 retary may transfer discretionary funds or mandatory
24 funds provided under section 104(e) of Public Law 108-
25 188 and Public Law 104-134, that are allocated for

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

20 OFFICE OF THE SOLICITOR

21 SALARIES AND EXPENSES

22 For necessary expenses of the Office of the Solicitor,
23 \$103,190,000, to remain available until September 30,
24 2024.

1 OFFICE OF INSPECTOR GENERAL

2 SALARIES AND EXPENSES

3 For necessary expenses of the Office of Inspector
4 General, \$76,870,000, to remain available until September
5 30, 2024.

6 DEPARTMENT-WIDE PROGRAMS

7 WILDLAND FIRE MANAGEMENT

8 (INCLUDING TRANSFERS OF FUNDS)

9 For necessary expenses for fire preparedness, fire
10 suppression operations, fire science and research, emer-
11 gency rehabilitation, fuels management activities, and
12 rural fire assistance by the Department of the Interior,
13 \$1,202,130,000, to remain available until expended, of
14 which not to exceed \$10,000,000 shall be for the renova-
15 tion or construction of fire facilities: *Provided*, That such
16 funds are also available for repayment of advances to
17 other appropriation accounts from which funds were pre-
18 viously transferred for such purposes: *Provided further*,
19 That of the funds provided \$304,344,000 is for fuels man-
20 agement activities: *Provided further*, That of the funds
21 provided \$22,470,000 is for burned area rehabilitation:
22 *Provided further*, That persons hired pursuant to 43
23 U.S.C. 1469 may be furnished subsistence and lodging
24 without cost from funds available from this appropriation:
25 *Provided further*, That notwithstanding 42 U.S.C. 1856d,

1 sums received by a bureau or office of the Department
2 of the Interior for fire protection rendered pursuant to 42
3 U.S.C. 1856 et seq., protection of United States property,
4 may be credited to the appropriation from which funds
5 were expended to provide that protection, and are avail-
6 able without fiscal year limitation: *Provided further*, That
7 using the amounts designated under this title of this Act,
8 the Secretary of the Interior may enter into procurement
9 contracts, grants, or cooperative agreements, for fuels
10 management activities, and for training and monitoring
11 associated with such fuels management activities on Fed-
12 eral land, or on adjacent non-Federal land for activities
13 that benefit resources on Federal land: *Provided further*,
14 That the costs of implementing any cooperative agreement
15 between the Federal Government and any non-Federal en-
16 tity may be shared, as mutually agreed on by the affected
17 parties: *Provided further*, That notwithstanding require-
18 ments of the Competition in Contracting Act, the Sec-
19 retary, for purposes of fuels management activities, may
20 obtain maximum practicable competition among: (1) local
21 private, 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: *Pro-*
16 *vided further*, That of the funds provided under this head-
17 ing, \$383,657,000 shall be available for wildfire suppres-
18 sion operations, and is provided to meet the terms of sec-
19 tion 4004(b)(5)(B) of S. Con. Res. 14 (117th Congress),
20 the concurrent resolution on the budget for fiscal year
21 2022, and section 1(g)(2) of H. Res. 1151 (117th Con-
22 gress), as engrossed in the House of Representatives on
23 June 8, 2022.

1 WILDFIRE SUPPRESSION OPERATIONS RESERVE FUND
2 (INCLUDING TRANSFERS OF FUNDS)

3 In addition to the amounts provided under the head-
4 ing “Department of the Interior—Department-Wide Pro-
5 grams—Wildland Fire Management” for wildfire suppres-
6 sion operations, \$340,000,000, to remain available until
7 transferred, is additional new budget authority as speci-
8 fied for purposes of section 4004(b)(5) of S. Con. Res.
9 14 (117th Congress), the concurrent resolution on the
10 budget for fiscal year 2022, and section 1(g) of H. Res.
11 1151 (117th Congress), as engrossed in the House of Rep-
12 resentatives on June 8, 2022: *Provided*, That such
13 amounts may be transferred to and merged with amounts
14 made available under the headings “Department of Agri-
15 culture—Forest Service—Wildland Fire Management”
16 and “Department of the Interior—Department-Wide Pro-
17 grams—Wildland Fire Management” for wildfire suppres-
18 sion operations in the fiscal year in which such amounts
19 are transferred: *Provided further*, That amounts may be
20 transferred to the “Wildland Fire Management” accounts
21 in the Department of Agriculture or the Department of
22 the Interior only upon the notification of the House and
23 Senate Committees on Appropriations that all wildfire
24 suppression operations funds appropriated under that
25 heading in this and prior appropriations Acts to the agen-

1 cy to which the funds will be transferred will be obligated
2 within 30 days: *Provided further*, That the transfer au-
3 thority provided under this heading is in addition to any
4 other transfer authority provided by law: *Provided further*,
5 That, in determining whether all wildfire suppression op-
6 erations funds appropriated under the heading “Wildland
7 Fire Management” in this and prior appropriations Acts
8 to either the Department of Agriculture or the Depart-
9 ment of the Interior will be obligated within 30 days pur-
10 suant to the preceding proviso, any funds transferred or
11 permitted to be transferred pursuant to any other transfer
12 authority provided by law shall be excluded.

13 CENTRAL HAZARDOUS MATERIALS FUND

14 For necessary expenses of the Department of the In-
15 terior and any of its component offices and bureaus for
16 the response action, including associated activities, per-
17 formed pursuant to the Comprehensive Environmental Re-
18 sponse, Compensation, and Liability Act (42 U.S.C. 9601
19 et seq.), \$10,064,000, to remain available until expended.

20 ENERGY COMMUNITY REVITALIZATION PROGRAM

21 (INCLUDING TRANSFERS OF FUNDS)

22 For necessary expenses of the Department of the In-
23 terior to inventory, assess, decommission, reclaim, respond
24 to hazardous substance releases, remediate lands pursuant
25 to section 40704 of Public Law 117–58 (30 U.S.C. 1245),

1 and carry out the purposes of section 349 of the Energy
2 Policy Act of 2005 (42 U.S.C. 15907), as amended,
3 \$45,000,000, to remain available until expended: *Pro-*
4 *vided*, That such amount shall be in addition to amounts
5 otherwise available for such purposes: *Provided further*,
6 That amounts appropriated under this heading are avail-
7 able for program management and oversight of these ac-
8 tivities: *Provided further*, That the Secretary may transfer
9 the funds provided under this heading in this Act to any
10 other account in the Department to carry out such pur-
11 poses, and may expend such funds directly, or through
12 grants: *Provided further*, That these amounts are not
13 available to fulfill Comprehensive Environmental Re-
14 sponse, Compensation, and Liability Act (42 U.S.C. 9601
15 et seq.) obligations agreed to in settlement or imposed by
16 a court, whether for payment of funds or for work to be
17 performed.

18 NATURAL RESOURCE DAMAGE ASSESSMENT AND

19 RESTORATION

20 NATURAL RESOURCE DAMAGE ASSESSMENT FUND

21 To conduct natural resource damage assessment, res-
22 toration activities, and onshore oil spill preparedness by
23 the Department of the Interior necessary to carry out the
24 provisions of the Comprehensive Environmental Response,
25 Compensation, and Liability Act (42 U.S.C. 9601 et seq.),

1 the Federal Water Pollution Control Act (33 U.S.C. 1251
2 et seq.), the Oil Pollution Act of 1990 (33 U.S.C. 2701
3 et seq.), and 54 U.S.C. 100721 et seq., \$8,059,000, to
4 remain available until expended.

5 WORKING CAPITAL FUND

6 For the operation and maintenance of a departmental
7 financial and business management system, data manage-
8 ment, and information technology improvements of gen-
9 eral benefit to the Department, cybersecurity, and the con-
10 solidation of facilities and operations throughout the De-
11 partment, \$118,746,000, to remain available until ex-
12 pended: *Provided*, That none of the funds appropriated in
13 this Act or any other Act may be used to establish reserves
14 in the Working Capital Fund account other than for ac-
15 crued annual leave and depreciation of equipment without
16 prior approval of the Committees on Appropriations of the
17 House of Representatives and the Senate: *Provided fur-*
18 *ther*, That the Secretary of the Interior may assess reason-
19 able charges to State, local, and tribal government employ-
20 ees for training services provided by the National Indian
21 Program Training Center, other than training related to
22 Public Law 93–638: *Provided further*, That the Secretary
23 may lease or otherwise provide space and related facilities,
24 equipment, or professional services of the National Indian
25 Program Training Center to State, local and tribal govern-

1 ment employees or persons or organizations engaged in
2 cultural, educational, or recreational activities (as defined
3 in section 3306(a) of title 40, United States Code) at the
4 prevailing rate for similar space, facilities, equipment, or
5 services in the vicinity of the National Indian Program
6 Training Center: *Provided further*, That all funds received
7 pursuant to the two preceding provisos shall be credited
8 to this account, shall be available until expended, and shall
9 be used by the Secretary for necessary expenses of the
10 National Indian Program Training Center: *Provided fur-*
11 *ther*, That the Secretary may enter into grants and cooper-
12 ative agreements to support the Office of Natural Re-
13 source Revenue's collection and disbursement of royalties,
14 fees, and other mineral revenue proceeds, as authorized
15 by law.

16 ADMINISTRATIVE PROVISION

17 There is hereby authorized for acquisition from avail-
18 able resources within the Working Capital Fund, aircraft
19 which may be obtained by donation, purchase, or through
20 available excess surplus property: *Provided*, That existing
21 aircraft being replaced may be sold, with proceeds derived
22 or trade-in value used to offset the purchase price for the
23 replacement aircraft.

1 OFFICE OF NATURAL RESOURCES REVENUE

2 For necessary expenses for management of the collec-
3 tion and disbursement of royalties, fees, and other mineral
4 revenue proceeds, and for grants and cooperative agree-
5 ments, as authorized by law, \$174,977,000, to remain
6 available until September 30, 2024; of which \$69,751,000
7 shall remain available until expended for the purpose of
8 mineral revenue management activities: *Provided*, That
9 notwithstanding any other provision of law, \$15,000 shall
10 be available for refunds of overpayments in connection
11 with certain Indian leases in which the Secretary of the
12 Interior concurred with the claimed refund due, to pay
13 amounts owed to Indian allottees or tribes, or to correct
14 prior unrecoverable erroneous payments.

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 of the Inte-
21 rior, for the emergency reconstruction, replacement, or re-
22 pair of aircraft, buildings, utilities, or other facilities or
23 equipment damaged or destroyed by fire, flood, storm, or
24 other unavoidable causes: *Provided*, That no funds shall
25 be made available under this authority until funds specifi-

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

6 EMERGENCY TRANSFER AUTHORITY—DEPARTMENT-WIDE

7 SEC. 102. The Secretary of the Interior may author-
8 ize the expenditure or transfer of any no year appropria-
9 tion in this title, in addition to the amounts included in
10 the budget programs of the several agencies, for the sup-
11 pression or emergency prevention of wildland fires on or
12 threatening lands under the jurisdiction of the Depart-
13 ment of the Interior; for the emergency rehabilitation of
14 burned-over lands under its jurisdiction; for emergency ac-
15 tions related to potential or actual earthquakes, floods,
16 volcanoes, storms, or other unavoidable causes; for contin-
17 gency planning subsequent to actual oil spills; for response
18 and natural resource damage assessment activities related
19 to actual oil spills or releases of hazardous substances into
20 the environment; for the prevention, suppression, and con-
21 trol of actual or potential grasshopper and Mormon cricket
22 outbreaks on lands under the jurisdiction of the Secretary,
23 pursuant to the authority in section 417(b) of Public Law
24 106–224 (7 U.S.C. 7717(b)); for emergency reclamation
25 projects under section 410 of Public Law 95–87; and shall

1 transfer, from any no year funds available to the Office
2 of Surface Mining Reclamation and Enforcement, such
3 funds as may be necessary to permit assumption of regu-
4 latory authority in the event a primacy State is not car-
5 rying out the regulatory provisions of the Surface Mining
6 Act: *Provided*, That appropriations made in this title for
7 wildland fire operations shall be available for the payment
8 of obligations incurred during the preceding fiscal year,
9 and for reimbursement to other Federal agencies for de-
10 struction of vehicles, aircraft, or other equipment in con-
11 nection with their use for wildland fire operations, with
12 such reimbursement to be credited to appropriations cur-
13 rently available at the time of receipt thereof: *Provided*
14 *further*, That for wildland fire operations, no funds shall
15 be made available under this authority until the Secretary
16 determines that funds appropriated for “wildland fire sup-
17 pression” shall be exhausted within 30 days: *Provided fur-*
18 *ther*, That all funds used pursuant to this section must
19 be replenished by a supplemental appropriation, which
20 must be requested as promptly as possible: *Provided fur-*
21 *ther*, That such replenishment funds shall be used to reim-
22 burse, on a pro rata basis, accounts from which emergency
23 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 of the Interior,
6 in total amount not to exceed \$500,000; purchase and re-
7 placement of motor vehicles, including specially equipped
8 law enforcement vehicles; hire, maintenance, and oper-
9 ation of aircraft; hire of passenger motor vehicles; pur-
10 chase of reprints; payment for telephone service in private
11 residences in the field, when authorized under regulations
12 approved by the Secretary; and the payment of dues, when
13 authorized by the Secretary, for library membership in so-
14 cieties or associations which issue publications to members
15 only or at a price to members lower than to subscribers
16 who 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. The Secretary
3 shall notify the House and Senate Committees on Appro-
4 priations within 60 days of the expenditure or transfer of
5 any funds under this section, including the amount ex-
6 pended or transferred and how the funds will be used.

7 REDISTRIBUTION OF FUNDS, BUREAU OF INDIAN
8 AFFAIRS

9 SEC. 105. Notwithstanding any other provision of
10 law, the Secretary of the Interior is authorized to redis-
11 tribute any Tribal Priority Allocation funds, including
12 tribal base funds, to alleviate tribal funding inequities by
13 transferring funds to address identified, unmet needs,
14 dual enrollment, overlapping service areas or inaccurate
15 distribution methodologies. No tribe shall receive a reduc-
16 tion in Tribal Priority Allocation funds of more than 10
17 percent in fiscal year 2023. Under circumstances of dual
18 enrollment, overlapping service areas or inaccurate dis-
19 tribution methodologies, the 10 percent limitation does not
20 apply.

21 ELLIS, GOVERNORS, AND LIBERTY ISLANDS

22 SEC. 106. Notwithstanding any other provision of
23 law, the Secretary of the Interior is authorized to acquire
24 lands, waters, or interests therein, including the use of all
25 or part of any pier, dock, or landing within the State of

1 New York and the State of New Jersey, for the purpose
2 of operating and maintaining facilities in the support of
3 transportation and accommodation of visitors to Ellis,
4 Governors, and Liberty Islands, and of other program and
5 administrative activities, by donation or with appropriated
6 funds, including franchise fees (and other monetary con-
7 sideration), or by exchange; and the Secretary is author-
8 ized to negotiate and enter into leases, subleases, conces-
9 sion contracts, or other agreements for the use of such
10 facilities on such terms and conditions as the Secretary
11 may determine reasonable: *Provided*, That for the pur-
12 poses of 54 U.S.C. 200306(a), such lands, waters, or in-
13 terests therein shall be considered to be within the exterior
14 boundary of a System unit authorized or established.

15 OUTER CONTINENTAL SHELF INSPECTION FEES

16 SEC. 107. (a) In fiscal year 2023, the Secretary of
17 the Interior shall collect a nonrefundable inspection fee,
18 which shall be deposited in the “Offshore Safety and Envi-
19 ronmental Enforcement” account, from the designated op-
20 erator for facilities subject to inspection under 43 U.S.C.
21 1348(e).

22 (b) Annual fees shall be collected for facilities that
23 are above the waterline, excluding drilling rigs, and are
24 in place at the start of the fiscal year. Fees for fiscal year
25 2023 shall be—

1 (1) \$11,725 for facilities with no wells, but with
2 processing equipment or gathering lines;

3 (2) \$18,984 for facilities with 1 to 10 wells,
4 with any combination of active or inactive wells; and

5 (3) \$35,176 for facilities with more than 10
6 wells, with any combination of active or inactive
7 wells.

8 (c) Fees shall be assessed for facilities that are above
9 the waterline, excluding drilling rigs, and require follow-
10 up inspections. Fees for fiscal year 2023 shall be—

11 (1) \$5,863 for facilities with no wells, but with
12 processing or gathering lines;

13 (2) \$9,492 for facilities with 1 to 10 wells, with
14 any combination of active or inactive wells; and

15 (3) \$17,588 for facilities with more than 10
16 wells, with any combination of active or inactive
17 wells.

18 (d) Fees for drilling rigs shall be assessed for all in-
19 spections completed in fiscal year 2023. Fees for fiscal
20 year 2023 shall be—

21 (1) \$34,059 per inspection for rigs operating in
22 water depths of 500 feet or more; and

23 (2) \$18,649 per inspection for rigs operating in
24 water depths of less than 500 feet.

1 (e) Fees for inspection of well operations conducted
2 via non-rig units as outlined in title 30 CFR 250 subparts
3 D, E, F, and Q shall be assessed for all inspections com-
4 pleted in fiscal year 2023. Fees for fiscal year 2023 shall
5 be—

6 (1) \$13,260 per inspection for non-rig units op-
7 erating in water depths of 2,500 feet or more;

8 (2) \$11,530 per inspection for non-rig units op-
9 erating in water depths between 500 and 2,499 feet;
10 and

11 (3) \$4,470 per inspection for non-rig units op-
12 erating in water depths of less than 500 feet.

13 (f) The Secretary shall bill designated operators
14 under subsection (b) quarterly, with payment required
15 within 30 days of billing. The Secretary shall bill des-
16 igned operators under subsection (c) within 30 days of
17 the end of the month in which the inspection occurred,
18 with payment required within 30 days of billing. The Sec-
19 retary shall bill designated operators under subsection (d)
20 with payment required by the end of the following quarter.

21 CONTRACTS AND AGREEMENTS FOR WILD HORSE AND
22 BURRO HOLDING FACILITIES

23 SEC. 108. Notwithstanding any other provision of
24 this Act, the Secretary of the Interior may enter into
25 multiyear cooperative agreements with nonprofit organiza-

1 tions and other appropriate entities, and may enter into
2 multiyear contracts in accordance with the provisions of
3 section 3903 of title 41, United States Code (except that
4 the 5-year term restriction in subsection (a) shall not
5 apply), for the long-term care and maintenance of excess
6 wild free roaming horses and burros by such organizations
7 or entities on private land. Such cooperative agreements
8 and contracts may not exceed 10 years, subject to renewal
9 at the discretion of the Secretary.

10 MASS MARKING OF SALMONIDS

11 SEC. 109. The United States Fish and Wildlife Serv-
12 ice shall, in carrying out its responsibilities to protect
13 threatened and endangered species of salmon, implement
14 a system of mass marking of salmonid stocks, intended
15 for harvest, that are released from federally operated or
16 federally financed hatcheries including but not limited to
17 fish releases of coho, chinook, and steelhead species.
18 Marked fish must have a visible mark that can be readily
19 identified by commercial and recreational fishers.

20 CONTRACTS AND AGREEMENTS WITH INDIAN AFFAIRS

21 SEC. 110. Notwithstanding any other provision of
22 law, during fiscal year 2023, in carrying out work involv-
23 ing cooperation with State, local, and tribal governments
24 or any political subdivision thereof, Indian Affairs may
25 record obligations against accounts receivable from any

1 such entities, except that total obligations at the end of
2 the fiscal year shall not exceed total budgetary resources
3 available at the end of the fiscal year.

4 DEPARTMENT OF THE INTERIOR EXPERIENCED SERVICES
5 PROGRAM

6 SEC. 111. (a) Notwithstanding any other provision
7 of law relating to Federal grants and cooperative agree-
8 ments, the Secretary of the Interior is authorized to make
9 grants to, or enter into cooperative agreements with, pri-
10 vate nonprofit organizations designated by the Secretary
11 of Labor under title V of the Older Americans Act of 1965
12 to utilize the talents of older Americans in programs au-
13 thorized by other provisions of law administered by the
14 Secretary and consistent with such provisions of law.

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

18 (1) result in the displacement of individuals
19 currently employed by the Department, including
20 partial displacement through reduction of non-over-
21 time hours, wages, or employment benefits;

22 (2) result in the use of an individual under the
23 Department of the Interior Experienced Services
24 Program for a job or function in a case in which a
25 Federal employee is in a layoff status from the same

1 or substantially equivalent job within the Depart-
2 ment; or

3 (3) affect existing contracts for services.

4 OBLIGATION OF FUNDS

5 SEC. 112. Amounts appropriated by this Act to the
6 Department of the Interior shall be available for obligation
7 and expenditure not later than 60 days after the date of
8 enactment of this Act.

9 SEPARATION OF ACCOUNTS

10 SEC. 113. The Secretary of the Interior, in order to
11 implement an orderly transition to separate accounts of
12 the Bureau of Indian Affairs and the Bureau of Indian
13 Education, may transfer funds among and between the
14 successor offices and bureaus affected by the reorganiza-
15 tion only in conformance with the reprogramming guide-
16 lines described in this Act.

17 PAYMENTS IN LIEU OF TAXES (PILT)

18 SEC. 114. Section 6906 of title 31, United States
19 Code, shall be applied by substituting “fiscal year 2023”
20 for “fiscal year 2019”.

21 DISCLOSURE OF DEPARTURE OR ALTERNATE PROCEDURE

22 APPROVAL

23 SEC. 115. (a) Subject to subsection (b), in any case
24 in which the Bureau of Safety and Environmental En-
25 forcement or the Bureau of Ocean Energy Management

1 prescribes or approves any departure or use of alternate
2 procedure or equipment, in regards to a plan or permit,
3 under 30 CFR 585.103; 30 CFR 550.141; 30 CFR
4 550.142; 30 CFR 250.141; or 30 CFR 250.142, the head
5 of such bureau shall post a description of such departure
6 or alternate procedure or equipment use approval on such
7 bureau’s publicly available website not more than 15 busi-
8 ness days after such issuance.

9 (b) The head of each bureau may exclude confidential
10 business information.

11 LONG BRIDGE PROJECT

12 SEC. 116. (a) AUTHORIZATION OF CONVEYANCE.—
13 On request by the State of Virginia or the District of Co-
14 lumbia for the purpose of the construction of rail and
15 other infrastructure relating to the Long Bridge Project,
16 the Secretary of the Interior may convey to the State or
17 the District of Columbia, as applicable, all right, title, and
18 interest of the United States in and to any portion of the
19 approximately 4.4 acres of National Park Service land de-
20 picted as “Permanent Impact to NPS Land” on the Map
21 dated May 15, 2020, that is identified by the State or
22 the District of Columbia.

23 (b) TERMS AND CONDITIONS.—Such conveyance of
24 the National Park Service land under subsection (a) shall
25 be subject to any terms and conditions that the Secretary

1 may require. If such conveyed land is no longer being used
2 for the purposes specified in this section, the lands or in-
3 terests therein shall revert to the National Park Service
4 after they have been restored or remediated to the satis-
5 faction of the Secretary.

6 (c) CORRECTIONS.—The Secretary and the State or
7 the District of Columbia, as applicable, by mutual agree-
8 ment, may—

9 (1) make minor boundary adjustments to the
10 National Park Service land to be conveyed to the
11 State or the District of Columbia under subsection
12 (a); and

13 (2) correct any minor errors in the Map re-
14 ferred to in subsection (a).

15 (d) DEFINITIONS.—For purposes of this section:

16 (1) LONG BRIDGE PROJECT.—The term “Long
17 Bridge Project” means the rail project, as identified
18 by the Federal Railroad Administration, from
19 Rosslyn (RO) Interlocking in Arlington, Virginia, to
20 L’Enfant (LE) Interlocking in Washington, DC,
21 which includes a bicycle and pedestrian bridge.

22 (2) SECRETARY.—The term “Secretary” means
23 the Secretary of the Interior, acting through the Di-
24 rector of the National Park Service.

1 Law 104–333) is amended by striking “\$20,000,000” and
2 inserting “\$22,000,000”.

3 (c) Section 608(a) of the South Carolina National
4 Heritage Corridor Act of 1996 (title VI of division II of
5 Public Law 104–333) is amended by striking
6 “\$17,000,000” and inserting “\$19,000,000”.

7 (d) Subsection 157(h)(1) of the Wheeling National
8 Heritage Area Act of 2000 (section 157 of Public Law
9 106–291) is amended by striking “\$15,000,000” and in-
10 sserting “\$17,000,000”.

11 (e) Sections 411, 432, and 451 of title IV of the Con-
12 solidated Natural Resources Act of 2008 (Public Law
13 110–229), are each amended by striking “the date that
14 is 15 years after the date of” and all that follows through
15 the end of each section and inserting “September 30,
16 2024.”.

17 (f) Section 512 of the National Aviation Heritage
18 Area Act (title V of division J of Public Law 108–447),
19 is amended by striking “2022” and inserting “2024”.

20 (g) Section 608 of the Oil Region National Heritage
21 Area Act (title VI of Public Law 108–447) is amended
22 by striking “2022” and inserting “2024”.

23 (h) Section 125(a) of Public Law 98–398, as amend-
24 ed by section 402 of Public Law 109–338 (120 Stat.

1 1853), is amended by striking “\$10,000,000” and insert-
2 ing “\$12,000,000”.

3 STUDY FOR SELMA TO MONTGOMERY NATIONAL HISTORIC
4 TRAIL

5 SEC. 120. (a) STUDY.—The Secretary of the Interior
6 (Secretary) shall conduct a study to evaluate—

7 (1) resources associated with the 1965 Voting
8 Rights March from Selma to Montgomery not cur-
9 rently part of the Selma to Montgomery National
10 Historic Trail (Trail) (16 U.S.C. 1244(a)(20)) that
11 would be appropriate for addition to the Trail; and

12 (2) the potential designation of the Trail as a
13 unit of the National Park System instead of, or in
14 addition to, remaining a designated part of the Na-
15 tional Trails System.

16 (b) REPORT.—Not later than one year after the date
17 of enactment of this Act, the Secretary shall submit to
18 the House and Senate Committees on Appropriations, the
19 Committee on Natural Resources of the House of Rep-
20 resentatives and the Committee on Energy and Natural
21 Resources of the Senate a report that describes the results
22 of the study and the conclusions and recommendations of
23 the study.

24 (c) LAND ACQUISITION.—The Secretary is author-
25 ized, subject to the availability of appropriations and at

1 her discretion, to acquire property or interests therein lo-
2 cated in the city of Selma, Alabama and generally depicted
3 on the map entitled, “Selma to Montgomery NHT Pro-
4 posed Addition,” numbered 628/177376 and dated Sep-
5 tember 14, 2021, with the consent of the owner, for the
6 benefit of the Selma to Montgomery National Historic
7 Trail and to further the purpose for which the trail has
8 been established.

9 APPRAISER PAY AUTHORITY

10 SEC. 121. For fiscal year 2023, funds made available
11 in this or any other Act or otherwise made available to
12 the Department of the Interior for the Appraisal and
13 Valuation Services Office may be used by the Secretary
14 of the Interior to establish higher minimum rates of basic
15 pay for employees of the Department of the Interior in
16 the Appraiser (GS–1171) job series at grades 11 through
17 15 carrying out appraisals of real property and appraisal
18 reviews conducted in support of the Department’s realty
19 programs at rates no greater than 15 percent above the
20 minimum rates of basic pay normally scheduled, and such
21 higher rates shall be consistent with subsections (e)
22 through (h) of section 5305 of title 5, United States Code.

23 ONSHORE OIL AND GAS INSPECTION FEE

24 SEC. 122. (a) ONSHORE OIL AND GAS INSPECTION
25 FEES.—The designated operator under each oil and gas

1 lease on Federal or Indian lands, or under each unit and
2 communitization agreement that includes one or more
3 such Federal or Indian leases, that is subject to inspection
4 under section 108(b) of the Federal Oil and Gas Royalty
5 Management Act of 1982 (30 U.S.C. 1718(b)) and that
6 is in force at the start of fiscal year 2022 shall pay a non-
7 refundable annual inspection fee that the Bureau of Land
8 Management (BLM) shall collect and deposit in the “Man-
9 agement of Lands and Resources” account.

10 (b) FEES.—Fees for fiscal year 2023 shall be—

11 (1) \$1,560 for each lease or unit or
12 communitization agreement with 1 to 10 wells, with
13 any combination of active or inactive wells;

14 (2) \$7,000 for each lease or unit or
15 communitization agreement with 11 to 50 wells, with
16 any combination of active or inactive wells; and

17 (3) \$14,000 for each lease or unit or
18 communitization agreement with more than 50 wells,
19 with any combination of active or inactive wells.

20 (c) BILLING AND PAYMENT.—BLM shall bill des-
21 ignated operators not later than 60 days after the date
22 of enactment of this Act, with payment required within
23 30 days of billing.

24 (d) PENALTY.—If the designated operator fails to
25 pay the full amount of the fee as prescribed in this section,

1 the Secretary may, in addition to utilizing any other appli-
2 cable enforcement authority, assess civil penalties against
3 the operator in the same manner as if this section were
4 a mineral leasing law as defined in paragraph (8) of sec-
5 tion 3 of Public Law 97–451 (30 U.S.C 1702(8)), as
6 amended.

7 (e) EXEMPTION FOR TRIBAL OPERATORS.—An oper-
8 ator that is a Tribe or is controlled by a Tribe is not sub-
9 ject to subsection (a) with respect to a lease, unit, or
10 communitization agreement that is located entirely on the
11 lands of such Tribe.

12 DECOMMISSIONING ACCOUNT

13 SEC. 123. (a) Effective upon the later of October 1,
14 2022, or the date of enactment of this Act, the fifth and
15 sixth provisos under the amended heading “Royalty and
16 Offshore Minerals Management” for the Minerals Man-
17 agement Service in Public Law 101–512 shall hereafter
18 have no force or effect.

19 (b) Beginning on the later of October 1, 2022, or the
20 date of enactment of this Act, and in each fiscal year here-
21 after—

22 (1) Notwithstanding section 3302 of title 31,
23 any moneys hereafter received as a result of the for-
24 feiture of a bond or other security by an Outer Con-
25 tinental Shelf permittee, lessee, or right-of-way hold-

1 er that does not fulfill the requirements of its per-
2 mit, lease, or right-of-way or does not comply with
3 the regulations of the Secretary, or as a bankruptcy
4 distribution or settlement associated with such fail-
5 ure or noncompliance, shall be credited to a separate
6 account established in the Treasury for decommis-
7 sioning activities and shall be available to the Bu-
8 reau of Ocean Energy Management without further
9 appropriation or fiscal year limitation to cover the
10 cost to the United States of any improvement, pro-
11 tection, rehabilitation, or decommissioning work ren-
12 dered necessary by the action or inaction that led to
13 the forfeiture or bankruptcy distribution or settle-
14 ment, to remain available until expended.

15 (2) Amounts deposited into the decommis-
16 sioning account may be allocated to the Bureau of
17 Safety and Environmental Enforcement for such
18 costs.

19 (3) Any moneys received for such costs cur-
20 rently held in the Ocean Energy Management ac-
21 count shall be transferred to the decommissioning
22 account; and

23 (4) Any portion of the moneys so credited shall
24 be returned to the bankruptcy estate, permittee, les-
25 see, or right-of-way holder to the extent that the

1 money is in excess of the amount expended in per-
2 forming the work necessitated by the action or inac-
3 tion which led to their receipt or, if the bond or se-
4 curity was forfeited for failure to pay the civil pen-
5 alty, in excess of the civil penalty imposed.

6 LAND AND WATER CONSERVATION FUND FINANCIAL

7 ASSISTANCE TO STATES

8 SEC. 124. For expenses necessary to carry out section
9 200305 of title 54, United States Code, the National Park
10 Service may retain up to 7 percent of the State Conserva-
11 tion Grants program to provide to States, the District of
12 Columbia, and insular areas, as matching grants to sup-
13 port state program administrative costs.

14 INCORPORATION BY REFERENCE

15 SEC. 125. (a) H.R. 6707 as introduced in the 117th
16 Congress (Advancing Equality for Wabanaki Nations Act)
17 is hereby enacted into law.

18 (b) In publishing this Act in slip form and in the
19 United States Statutes at large pursuant to section 112
20 of title 1, United States Code, the Archivist of the United
21 States shall include after the date of approval at the end
22 an appendix setting forth the text of the sections of the
23 bill referred to in subsection (a).

1 INDIAN RESERVATION GAMING REGULATIONS

2 SEC. 126. The Ysleta del Sur Pueblo and Alabama
3 and Coshatta Indian Tribes of Texas Restoration Act
4 (Public Law 100—89; 101 Stat. 666) is amended by add-
5 ing at the end the following:

6 **“SEC. 301 RULE OF CONSTRUCTION.**

7 “Nothing in this Act shall be construed to preclude
8 or limit the applicability of the Indian Gaming Regulatory
9 Act (25 U.S.C. 2701 et seq.).”.

10 INDIAN REORGANIZATION ACT

11 SEC. 127. (a) MODIFICATION.—(1) IN GENERAL.—
12 The first sentence of section 19 of the Act of June 18,
13 1934 (commonly known as the “Indian Reorganization
14 Act”) (25 U.S.C. 5129), is amended—

15 (A) by striking “The term” and inserting “Effective
16 beginning on June 18, 1934, the term”; and

17 (B) by striking “any recognized Indian tribe now
18 under Federal jurisdiction” and inserting “any federally
19 recognized Indian tribe”.

20 (2) EFFECTIVE DATE.—The amendments made by
21 paragraph (1) shall take effect as if included in the Act
22 of June 18, 1934 (commonly known as the “Indian Reor-
23 ganization Act”) (25 U.S.C. 5129), on the date of enact-
24 ment of that Act.

1 (b) RATIFICATION AND CONFIRMATION OF AC-
2 TIONS.—Any action taken by the Secretary of the Interior
3 pursuant to the Act of June 18, 1934 (commonly known
4 as the “Indian Reorganization Act”) (25 U.S.C. 5101 et
5 seq.) for any Indian tribe that was federally recognized
6 on the date of the action is ratified and confirmed, to the
7 extent such action is subjected to challenge based on
8 whether the Indian tribe was federally recognized or under
9 Federal jurisdiction on June 18, 1934, as if the action
10 had, by prior act of Congress, been specifically authorized
11 and directed.

12 (c) EFFECT ON OTHER LAWS.—(1) IN GENERAL.—
13 Nothing in this section or the amendments made by this
14 section affects—

15 (A) the application or effect of any Federal law other
16 than the Act of June 18, 1934 (25 U.S.C. 5101 et seq.)
17 (as amended by subsection (a)); or

18 (B) any limitation on the authority of the Secretary
19 of the Interior under any Federal law or regulation other
20 than the Act of June 18, 1934 (25 U.S.C. 5101 et seq.)
21 (as so amended).

22 (2) REFERENCES IN OTHER LAWS.—An express ref-
23 erence to the Act of June 18, 1934 (25 U.S.C. 5101 et
24 seq.) contained in any other Federal law shall be consid-

1 ered to be a reference to that Act as amended by sub-
2 section (a).

3 LOWELL NATIONAL HISTORIC PARK

4 SEC. 128. Section 103(a) of Public Law 95–290 (16
5 U.S.C. 410cc–13; 92 Stat. 292) is amended by striking
6 paragraph (1) and redesignating paragraph (2) as para-
7 graph (1).

8 RESTRICTION ON USE OF FUNDS

9 SEC. 129. (a) None of the funds made available in
10 this Act may be used by the Secretary of the Interior or
11 the Director of the Bureau of Ocean Energy Management
12 to conduct or authorize oil and gas preleasing, leasing, or
13 related activities, including but not limited to the issuance
14 of permits for geological and geophysical exploration, in
15 any planning area where the 2017-2022 Outer Continental
16 Shelf Oil and Gas Leasing Proposed Final Program (No-
17 vember 2016) did not schedule leases.

18 (b) The restrictions under subsection (a) apply to the
19 formal steps identified by the Department of the Interior
20 and the enabling steps prior to leasing, including the
21 issuance of permits for geological and geophysical explo-
22 ration.

23 TRIBAL CANNABIS

24 SEC. 130. None of the funds appropriated by this Act
25 to the Department of Justice or its agencies or bureaus

1 or the Department of the Interior, Bureau of Indian Af-
2 fairs, Office of Justice Services, including those agency
3 funds distributed to any Indian tribe (as such term is de-
4 fined in the Federally Recognized Indian Tribe List Act
5 of 1994 (25 U.S.C. 5130(2))) via the Indian Self-Deter-
6 mination and Education Assistance Act (25 U.S.C. §
7 5301, et. seq.), may be used to enforce federal laws crim-
8 inalizing the use, distribution, possession, or cultivation of
9 marijuana against any person engaged in the use, dis-
10 tribution, possession, or cultivation of marijuana in Indian
11 country (as defined by 18 U.S.C. § 1151), where tribal
12 laws authorize such use, distribution, possession, or cul-
13 tivation of marijuana, subject to the following:

14 (1) unless federal law subjects the Indian lands
15 (as such term is defined in the Indian Gaming Reg-
16 ulatory Act (25 U.S.C. 2703(4)) to the civil and
17 criminal laws of the state and the tribal laws author-
18 izing the use, distribution, possession, or cultivation
19 of marijuana do not comply therewith or the Indian
20 lands are not in a state that has legalized marijuana
21 for any purpose; and

22 (2) provided the governing Indian tribe (Feder-
23 ally Recognized Indian Tribe List Act) takes reason-
24 able measures under tribal marijuana laws to ensure
25 that marijuana is prohibited for minors; marijuana

1 is not diverted to states or tribes where marijuana
2 is prohibited by state or tribal law; marijuana is not
3 used as a means for trafficking other illegal drugs
4 or used to support organized crime activity; and
5 marijuana is not permitted on Federal public lands.

6 VISITOR EXPERIENCE IMPROVEMENT AUTHORITY

7 SEC. 131. Section 101938 of title 54, United States
8 Code, is amended by striking “7” and inserting “9”.

9 BIG CYPRESS NATIONAL PRESERVE

10 SEC. 132. The Secretary of the Interior, acting
11 through the Director of the National Park Service, shall
12 prepare an environmental impact statement under the Na-
13 tional Environmental Policy Act of 1969 (42 U.S.C. 4321
14 et seq.), prior to approving an operations permit, as de-
15 scribed in 36 Code of Federal Regulations, subpart B
16 §§9.80 through 9.90, for the purpose of conducting or pro-
17 posing to conduct non-federal oil or gas operations within
18 the Big Cypress National Preserve.

19 TITLE II

20 ENVIRONMENTAL PROTECTION AGENCY

21 SCIENCE AND TECHNOLOGY

22 For science and technology, including research and
23 development activities, which shall include research and
24 development activities under the Comprehensive Environ-
25 mental Response, Compensation, and Liability Act of

1 1980; necessary expenses for personnel and related costs
2 and travel expenses; procurement of laboratory equipment
3 and supplies; hire, maintenance, and operation of aircraft;
4 and other operating expenses in support of research and
5 development, \$872,743,000, to remain available until Sep-
6 tember 30, 2024: *Provided*, That of the funds included
7 under this heading, \$10,000,000 shall be for Research:
8 National Priorities as specified in the report accom-
9 panying this Act.

10 ENVIRONMENTAL PROGRAMS AND MANAGEMENT

11 For environmental programs and management, in-
12 cluding necessary expenses not otherwise provided for, for
13 personnel and related costs and travel expenses; hire of
14 passenger motor vehicles; hire, maintenance, and oper-
15 ation of aircraft; purchase of reprints; library member-
16 ships in societies or associations which issue publications
17 to members only or at a price to members lower than to
18 subscribers who are not members; administrative costs of
19 the brownfields program under the Small Business Liabil-
20 ity Relief and Brownfields Revitalization Act of 2002; im-
21 plementation of a coal combustion residual permit pro-
22 gram under section 2301 of the Water and Waste Act of
23 2016; and not to exceed \$9,000 for official reception and
24 representation expenses, \$3,792,315,000, to remain avail-
25 able until September 30, 2024: *Provided*, That of the

1 amounts made available under this heading, \$27,700,000
2 shall be for Environmental Protection: National Priorities
3 as specified in the report accompanying this Act: *Provided*
4 *further*, That of the amounts made available under this
5 heading, \$679,938,000 shall be for Geographic Programs
6 specified in the report accompanying this Act: *Provided*
7 *further*, That amounts made available under this heading
8 may be used for environmental justice implementation and
9 training grants, and associated program support costs.
10 *Provided further*, That of the amounts made available
11 under this heading, the Chemical Risk Review and Reduc-
12 tion program project shall be allocated for this fiscal year,
13 excluding the amount of any fees appropriated, not less
14 than the amount of appropriations for that program
15 project for fiscal year 2014.

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, \$55,865,000, to remain available
20 until September 30, 2024.

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 \$80,570,000, to remain available until expended.

1 HAZARDOUS SUBSTANCE SUPERFUND
2 (INCLUDING TRANSFERS OF FUNDS)

3 For necessary expenses to carry out the Comprehen-
4 sive Environmental Response, Compensation, and Liabil-
5 ity Act of 1980 (CERCLA), including sections 111(c)(3),
6 (c)(5), (c)(6), and (e)(4) (42 U.S.C. 9611), and hire,
7 maintenance, and operation of aircraft, \$1,313,638,000,
8 to remain available until expended, consisting of, in the
9 following order, amounts made available for fiscal year
10 2023 pursuant to section 613 of Public Law 117–58; to
11 the extent necessary, such sums as are available in the
12 Trust Fund on September 30, 2022, and not otherwise
13 appropriated from the Trust Fund, as authorized by sec-
14 tion 517(a) of the Superfund Amendments and Reauthor-
15 ization Act of 1986 (SARA); and to the extent necessary,
16 up to \$1,313,638,000 as a payment from general revenues
17 to the Hazardous Substance Superfund for purposes as
18 authorized by section 517(b) of SARA: *Provided*, That
19 funds appropriated under this heading may be allocated
20 to other Federal agencies in accordance with section
21 111(a) of CERCLA: *Provided further*, That of the funds
22 appropriated under this heading, \$12,111,000 shall be
23 paid to the “Office of Inspector General” appropriation
24 to remain available until September 30, 2024, and
25 \$31,391,000 shall be paid to the “Science and Tech-

1 nology” appropriation to remain available until September
2 30, 2024.

3 LEAKING UNDERGROUND STORAGE TANK TRUST FUND
4 PROGRAM

5 For necessary expenses to carry out leaking under-
6 ground storage tank cleanup activities authorized by sub-
7 title I of the Solid Waste Disposal Act, \$93,814,000, to
8 remain available until expended, of which \$67,145,000
9 shall be for carrying out leaking underground storage tank
10 cleanup activities authorized by section 9003(h) of the
11 Solid Waste Disposal Act; \$26,669,000 shall be for car-
12 rying out the other provisions of the Solid Waste Disposal
13 Act specified in section 9508(c) of the Internal Revenue
14 Code: *Provided*, That the Administrator is authorized to
15 use appropriations made available under this heading to
16 implement section 9013 of the Solid Waste Disposal Act
17 to provide financial assistance to federally recognized In-
18 dian tribes for the development and implementation of
19 programs to manage underground storage tanks.

20 INLAND OIL SPILL PROGRAMS

21 For expenses necessary to carry out the Environ-
22 mental Protection Agency’s responsibilities under the Oil
23 Pollution Act of 1990, including hire, maintenance, and
24 operation of aircraft, \$26,502,000, to be derived from the

1 Oil Spill Liability trust fund, to remain available until ex-
2 pended.

3 STATE AND TRIBAL ASSISTANCE GRANTS

4 For environmental programs and infrastructure as-
5 sistance, including capitalization grants for State revolving
6 ing funds and performance partnership grants,
7 \$5,177,332,000, to remain available until expended, of
8 which—

9 (1) \$1,751,646,000 shall be for making capital-
10 ization grants for the Clean Water State Revolving
11 Funds under title VI of the Federal Water Pollution
12 Control Act; and of which \$1,126,096,000 shall be
13 for making capitalization grants for the Drinking
14 Water State Revolving Funds under section 1452 of
15 the Safe Drinking Water Act: *Provided*, That
16 \$553,401,264 of the funds made available for cap-
17 italization grants for the Clean Water State Revolv-
18 ing Funds and \$381,263,499 of the funds made
19 available for capitalization grants for the Drinking
20 Water State Revolving Funds shall be for the con-
21 struction of drinking water, wastewater, and storm
22 water infrastructure and for water quality protection
23 in accordance with the terms and conditions speci-
24 fied for such grants in the report accompanying this
25 Act for projects specified for “STAG—Drinking

1 Water SRF” and “STAG—Clean Water SRF”, in
2 the table titled “Interior and Environment Incorporation of Community Project Funding Items” in-
3 cluded in the report accompanying this Act, and, for
4 purposes of these grants, each grantee shall con-
5 tribute not less than 20 percent of the cost of the
6 project unless the grantee is approved for a waiver
7 by the Agency: *Provided further*, That for fiscal year
8 2023, to the extent there are sufficient eligible
9 project applications and projects are consistent with
10 State Intended Use Plans, not less than 10 percent
11 of the funds made available under this title to each
12 State for Clean Water State Revolving Fund capital-
13 ization grants shall be used by the State for projects
14 to address green infrastructure, water or energy effi-
15 ciency improvements, or other environmentally inno-
16 vative activities: *Provided further*, That the Adminis-
17 trator is authorized to use up to \$1,500,000 of
18 amounts made available for the Clean Water State
19 Revolving Funds under this heading under title VI
20 of the Federal Water Pollution Control Act (33
21 U.S.C. 1381) to conduct the Clean Watersheds
22 Needs Survey: *Provided further*, That for fiscal year
23 2023, amounts made available under this title to
24 each State for Drinking Water State Revolving
25

1 Fund capitalization grants may, at the discretion of
2 each State, be used for projects to address green in-
3 frastructure, water or energy efficiency improve-
4 ments, or other environmentally innovative activities:
5 *Provided further*, That notwithstanding section
6 603(d)(7) of the Federal Water Pollution Control
7 Act, the limitation on the amounts in a State water
8 pollution control revolving fund that may be used by
9 a State to administer the fund shall not apply to
10 amounts included as principal in loans made by such
11 fund in fiscal year 2023 and prior years where such
12 amounts represent costs of administering the fund
13 to the extent that such amounts are or were deemed
14 reasonable by the Administrator, accounted for sepa-
15 rately from other assets in the fund, and used for
16 eligible purposes of the fund, including administra-
17 tion: *Provided further*, That for fiscal year 2023,
18 notwithstanding the provisions of subsections (g)(1),
19 (h), and (l) of section 201 of the Federal Water Pol-
20 lution Control Act, grants made under title II of
21 such Act for American Samoa, Guam, the Common-
22 wealth of the Northern Marianas, the United States
23 Virgin Islands, and the District of Columbia may
24 also be made for the purpose of providing assistance:
25 (1) solely for facility plans, design activities, or

1 plans, specifications, and estimates for any proposed
2 project for the construction of treatment works; and
3 (2) for the construction, repair, or replacement of
4 privately owned treatment works serving one or
5 more principal residences or small commercial estab-
6 lishments: *Provided further*, That for fiscal year
7 2023, notwithstanding the provisions of such sub-
8 sections (g)(1), (h), and (l) of section 201 and sec-
9 tion 518(c) of the Federal Water Pollution Control
10 Act, funds reserved by the Administrator for grants
11 under section 518(c) of the Federal Water Pollution
12 Control Act may also be used to provide assistance:
13 (1) solely for facility plans, design activities, or
14 plans, specifications, and estimates for any proposed
15 project for the construction of treatment works; and
16 (2) for the construction, repair, or replacement of
17 privately owned treatment works serving one or
18 more principal residences or small commercial estab-
19 lishments: *Provided further*, That for fiscal year
20 2023, notwithstanding any provision of the Federal
21 Water Pollution Control Act and regulations issued
22 pursuant thereof, up to a total of \$2,000,000 of the
23 funds reserved by the Administrator for grants
24 under section 518(c) of such Act may also be used
25 for grants for training, technical assistance, and

1 educational programs relating to the operation and
2 management of the treatment works specified in sec-
3 tion 518(c) of such Act: *Provided further*, That for
4 fiscal year 2023, funds reserved under section
5 518(c) of such Act shall be available for grants only
6 to Indian tribes, as defined in section 518(h) of such
7 Act and former Indian reservations in Oklahoma (as
8 determined by the Secretary of the Interior) and Na-
9 tive Villages as defined in Public Law 92–203: *Pro-*
10 *vided further*, That for fiscal year 2023, notwith-
11 standing the limitation on amounts in section 518(c)
12 of the Federal Water Pollution Control Act, up to a
13 total of 2 percent of the funds appropriated, or
14 \$30,000,000, whichever is greater, and notwith-
15 standing the limitation on amounts in section
16 1452(i) of the Safe Drinking Water Act, up to a
17 total of 2 percent of the funds appropriated, or
18 \$20,000,000, whichever is greater, for State Revolv-
19 ing Funds under such Acts may be reserved by the
20 Administrator for grants under section 518(c) and
21 section 1452(i) of such Acts: *Provided further*, That
22 for fiscal year 2023, notwithstanding the amounts
23 specified in section 205(c) of the Federal Water Pol-
24 lution Control Act, up to 1.5 percent of the aggre-
25 gate funds appropriated for the Clean Water State

1 Revolving Fund program under the Act less any
2 sums reserved under section 518(c) of the Act, may
3 be reserved by the Administrator for grants made
4 under title II of the Federal Water Pollution Control
5 Act for American Samoa, Guam, the Commonwealth
6 of the Northern Marianas, and United States Virgin
7 Islands: *Provided further*, That for fiscal year 2023,
8 notwithstanding the limitations on amounts specified
9 in section 1452(j) of the Safe Drinking Water Act,
10 up to 1.5 percent of the funds appropriated for the
11 Drinking Water State Revolving Fund programs
12 under the Safe Drinking Water Act may be reserved
13 by the Administrator for grants made under section
14 1452(j) of the Safe Drinking Water Act: *Provided*
15 *further*, That 10 percent of the funds made available
16 under this title to each State for Clean Water State
17 Revolving Fund capitalization grants and 14 percent
18 of the funds made available under this title to each
19 State for Drinking Water State Revolving Fund cap-
20 italization grants shall be used by the State to pro-
21 vide additional subsidy to eligible recipients in the
22 form of forgiveness of principal, negative interest
23 loans, or grants (or any combination of these), and
24 shall be so used by the State only where such funds
25 are provided as initial financing for an eligible re-

1 cipient or to buy, refinance, or restructure the debt
2 obligations of eligible recipients only where such debt
3 was incurred on or after the date of enactment of
4 this Act, or where such debt was incurred prior to
5 the date of enactment of this Act if the State, with
6 concurrence from the Administrator, determines that
7 such funds could be used to help address a threat
8 to public health from heightened exposure to lead in
9 drinking water or if a Federal or State emergency
10 declaration has been issued due to a threat to public
11 health from heightened exposure to lead in a munic-
12 ipal drinking water supply before the date of enact-
13 ment of this Act: *Provided further*, That in a State
14 in which such an emergency declaration has been
15 issued, the State may use more than 14 percent of
16 the funds made available under this title to the
17 State for Drinking Water State Revolving Fund cap-
18 italization grants to provide additional subsidy to eli-
19 gible recipients: *Provided further*, That notwith-
20 standing section 1452(o) of the Safe Drinking Water
21 Act (42 U.S.C. 300j-12(o)), the Administrator shall
22 reserve \$12,000,000 of amounts made available
23 under this paragraph for making capitalization
24 grants for the Drinking Water State Revolving
25 Funds to pay the costs of monitoring for unregu-

1 lated contaminants under section 1445(a)(2)(C) of
2 such Act during fiscal years 2023 through 2027;

3 (2) \$35,000,000 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) \$40,000,000 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) \$130,982,000 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 at least 10 percent shall be allocated for
21 assistance in persistent poverty counties: *Provided*
22 *further*, That for purposes of this section, the term
23 “persistent poverty counties” means any county that
24 has had 20 percent or more of its population living
25 in poverty over the past 30 years, as measured by

1 the 1993 Small Area Income and Poverty Estimates,
2 the 2000 decennial census, and the most recent
3 Small Area Income and Poverty Estimates, or any
4 territory or possession of the United States;

5 (5) \$150,000,000 shall be for grants under title
6 VII, subtitle G of the Energy Policy Act of 2005;

7 (6) \$100,000,000 shall be for targeted airshed
8 grants in accordance with the terms and conditions
9 in the explanatory statement described in section 4
10 (in the matter preceding division A of this consoli-
11 dated Act);

12 (7) \$4,000,000 shall be to carry out the water
13 quality program authorized in section 5004(d) of the
14 Water Infrastructure Improvements for the Nation
15 Act (Public Law 114—322);

16 (8) \$42,593,000 shall be for grants under sub-
17 sections (a) through (j) of section 1459A of the Safe
18 Drinking Water Act (42 U.S.C. 300j–19a);

19 (9) \$36,000,000 shall be for grants under sec-
20 tion 1464(d) of the Safe Drinking Water Act (42
21 U.S.C. 300j–24(d));

22 (10) \$51,011,000 shall be for grants under sec-
23 tion 1459B of the Safe Drinking Water Act (42
24 U.S.C. 300j–19b);

1 (11) \$6,000,000 shall be for grants under sec-
2 tion 1459A(l) of the Safe Drinking Water Act (42
3 U.S.C. 300j–19a(l));

4 (12) \$33,000,000 shall be for grants under sec-
5 tion 104(b)(8) of the Federal Water Pollution Con-
6 trol Act (33 U.S.C. 1254(b)(8));

7 (13) \$280,000,000 shall be for grants under
8 section 221 of the Federal Water Pollution Control
9 Act (33 U.S.C. 1301);

10 (14) \$5,000,000 shall be for grants under sec-
11 tion 4304(b) of the America’s Water Infrastructure
12 Act of 2018 (Public Law 115–270);

13 (15) \$10,000,000 shall be for grants under sec-
14 tion 1442(b) of the Safe Drinking Water Act (42
15 U.S.C. 300j—1(b));

16 (16) \$10,000,000 shall be for grants under sec-
17 tion 1459F of the Safe Drinking Water Act (42
18 U.S.C. 300j—19g);

19 (17) \$5,000,000, in addition to amounts other-
20 wise available, shall be for grants under sections
21 104(b)(3), 104(b)(8), and 104(g) of the Federal
22 Water Pollution Control Act (33 U.S.C. 1254(b)(3),
23 1254(b)(8) and 1254(g));

1 (18) \$5,000,000 shall be for grants under sec-
2 tion 224 of the Federal Water Pollution Control Act
3 (33 U.S.C. 1302b);

4 (19) \$5,000,000 shall be for grants under sec-
5 tion 226 of the Federal Water Pollution Control Act
6 (33 U.S.C. 1302d);

7 (20) \$5,000,000 shall be for grants under sec-
8 tion 50213 of the Infrastructure Investment and
9 Jobs Act (42 U.S.C. 10361; Public Law 117—58);

10 (21) \$5,000,000 shall be for grants under sec-
11 tion 50217(b) of the Infrastructure Investment and
12 Jobs Act (33 U.S.C. 1302f(b); Public Law 117—
13 58);

14 (22) \$5,000,000 shall be for grants under sec-
15 tion 50217(c) of the Infrastructure Investment and
16 Jobs Act (33 U.S.C. 1302f(c); Public Law 117—
17 58);

18 (23) \$10,000,000 shall be for grants under sec-
19 tion 220 of the Federal Water Pollution Control Act
20 (33 U.S.C. 1300);

21 (24) \$5,000,000 shall be for grants under sec-
22 tion 124 of the Federal Water Pollution Control Act
23 (33 U.S.C. 1276); and

24 (25) \$1,321,004,000 shall be for grants, includ-
25 ing associated program support costs, to States, fed-

1 erally recognized Tribes, interstate agencies, tribal
2 consortia, and air pollution control agencies for
3 multi-media or single media pollution prevention,
4 control and abatement, and related activities, includ-
5 ing activities pursuant to the provisions set forth
6 under this heading in Public Law 104–134, and for
7 making grants under section 103 of the Clean Air
8 Act for particulate matter monitoring and data col-
9 lection activities subject to terms and conditions
10 specified by the Administrator, and under section
11 2301 of the Water and Waste Act of 2016 to assist
12 States in developing and implementing programs for
13 control of coal combustion residuals, of which:
14 \$46,954,000 shall be for carrying out section 128 of
15 CERCLA; \$15,000,000 shall be for Environmental
16 Information Exchange Network grants, including as-
17 sociated program support costs; \$1,505,000 shall be
18 for grants to States under section 2007(f)(2) of the
19 Solid Waste Disposal Act, which shall be in addition
20 to funds appropriated under the heading “Leaking
21 Underground Storage Tank Trust Fund Program”
22 to carry out the provisions of the Solid Waste Dis-
23 posal Act specified in section 9508(c) of the Internal
24 Revenue Code other than section 9003(h) of the
25 Solid Waste Disposal Act; \$18,512,000 of the funds

1 available for grants under section 106 of the Federal
2 Water Pollution Control Act shall be for State par-
3 ticipation in national- and State-level statistical sur-
4 veys of water resources and enhancements to State
5 monitoring programs; and \$10,000,000 shall be for
6 carrying out section 302(a) of the Save Our Seas
7 2.0 Act (33 U.S.C. 4283(a)), of which not more
8 than 2 percent shall be for administrative costs to
9 carry out such section: *Provided*, That grants made
10 pursuant to the authority in such section 302(a)
11 may also be used for the construction, maintenance,
12 and operation of post consumer materials manage-
13 ment or recycling facilities: *Provided further*, That
14 notwithstanding such section 302(a), the Adminis-
15 trator may also provide grants pursuant to such au-
16 thority to intertribal consortia consistent with the
17 requirements in 40 CFR 35.504(a), to former In-
18 dian reservations in Oklahoma (as determined by the
19 Secretary of the Interior), and Alaska Native Vil-
20 lages as defined in Public Law 92–203).

21 WATER INFRASTRUCTURE FINANCE AND INNOVATION

22 PROGRAM ACCOUNT

23 For the cost of direct loans and for the cost of guar-
24 anteed loans, as authorized by the Water Infrastructure
25 Finance and Innovation Act of 2014, \$72,108,000, to re-

1 main available until expended: *Provided*, That such costs,
2 including the cost of modifying such loans, shall be as de-
3 fined in section 502 of the Congressional Budget Act of
4 1974: *Provided further*, That these funds are available to
5 subsidize gross obligations for the principal amount of di-
6 rect loans, including capitalized interest, and total loan
7 principal, including capitalized interest, any part of which
8 is to be guaranteed, not to exceed \$12,500,000,000: *Pro-*
9 *vided further*, That of the funds made available under this
10 heading, \$5,000,000 shall be used solely for the cost of
11 direct loans and for the cost of guaranteed loans for
12 projects described in section 5026(9) of the Water Infra-
13 structure Finance and Innovation Act of 2014 to State
14 infrastructure financing authorities, as authorized by sec-
15 tion 5033(e) of such Act: *Provided further*, That the use
16 of direct loans or loan guarantee authority under this
17 heading for direct loans or commitments to guarantee
18 loans for any project shall be in accordance with the cri-
19 teria published in the Federal Register on June 30, 2020
20 (85 FR 39189) pursuant to the fourth proviso under the
21 heading “Water Infrastructure Finance and Innovation
22 Program Account” in division D of the Further Consoli-
23 dated Appropriations Act, 2020 (Public Law 116–94):
24 *Provided further*, That none of the direct loans or loan
25 guarantee authority made available under this heading

1 shall be available for any project unless the Administrator
2 and the Director of the Office of Management and Budget
3 have certified in advance in writing that the direct loan
4 or loan guarantee, as applicable, and the project comply
5 with the criteria referenced in the preceding proviso: *Pro-*
6 *vided further*, That, for the purposes of carrying out the
7 Congressional Budget Act of 1974, the Director of the
8 Congressional Budget Office may request, and the Admin-
9 istrator shall promptly provide, documentation and infor-
10 mation relating to a project identified in a Letter of Inter-
11 est submitted to the Administrator pursuant to a Notice
12 of Funding Availability for applications for credit assist-
13 ance under the Water Infrastructure Finance and Innova-
14 tion Act Program, including with respect to a project that
15 was initiated or completed before the date of enactment
16 of this Act.

17 In addition, fees authorized to be collected pursuant
18 to sections 5029 and 5030 of the Water Infrastructure
19 Finance and Innovation Act of 2014 shall be deposited
20 in this account, to remain available until expended.

21 In addition, for administrative expenses to carry out
22 the direct and guaranteed loan programs, notwithstanding
23 section 5033 of the Water Infrastructure Finance and In-
24 novation Act of 2014, \$8,236,000, to remain available
25 until September 30, 2024.

1 ADMINISTRATIVE PROVISIONS—ENVIRONMENTAL
2 PROTECTION AGENCY
3 (INCLUDING TRANSFERS OF FUNDS)

4 For fiscal year 2023, notwithstanding 31 U.S.C.
5 6303(1) and 6305(1), the Administrator of the Environ-
6 mental Protection Agency, in carrying out the Agency's
7 function to implement directly Federal environmental pro-
8 grams required or authorized by law in the absence of an
9 acceptable tribal program, may award cooperative agree-
10 ments to federally recognized Indian tribes or Intertribal
11 consortia, if authorized by their member tribes, to assist
12 the Administrator in implementing Federal environmental
13 programs for Indian tribes required or authorized by law,
14 except that no such cooperative agreements may be award-
15 ed from funds designated for State financial assistance
16 agreements.

17 The Administrator of the Environmental Protection
18 Agency is authorized to collect and obligate pesticide reg-
19 istration service fees in accordance with section 33 of the
20 Federal Insecticide, Fungicide, and Rodenticide Act (7
21 U.S.C. 136w-8), to remain available until expended.

22 Notwithstanding section 33(d)(2) of the Federal In-
23 secticide, Fungicide, and Rodenticide Act (FIFRA) (7
24 U.S.C. 136w-8(d)(2)), the Administrator of the Environ-

1 mental Protection Agency may assess fees under section
2 33 of FIFRA (7 U.S.C. 136w-8) for fiscal year 2023.

3 The Administrator is authorized to transfer up to
4 \$368,000,000 of the funds appropriated for the Great
5 Lakes Restoration Initiative under the heading “Environ-
6 mental Programs and Management” to the head of any
7 Federal department or agency, with the concurrence of
8 such head, to carry out activities that would support the
9 Great Lakes Restoration Initiative and Great Lakes
10 Water Quality Agreement programs, projects, or activities;
11 to enter into an interagency agreement with the head of
12 such Federal department or agency to carry out these ac-
13 tivities; and to make grants to governmental entities, non-
14 profit organizations, institutions, and individuals for plan-
15 ning, research, monitoring, outreach, and implementation
16 in furtherance of the Great Lakes Restoration Initiative
17 and the Great Lakes Water Quality Agreement.

18 The Science and Technology, Environmental Pro-
19 grams and Management, Office of Inspector General, Haz-
20 ardous Substance Superfund, and Leaking Underground
21 Storage Tank Trust Fund Program Accounts, are avail-
22 able for the construction, alteration, repair, rehabilitation,
23 and renovation of facilities, provided that the cost does
24 not exceed \$350,000 per project.

1 The Administrator of the Environmental Protection
2 Agency is authorized to collect and obligate fees in accord-
3 ance with section 3024 of the Solid Waste Disposal Act
4 (42 U.S.C. 6939g) for fiscal year 2023, to remain avail-
5 able until expended.

6 The Administrator of the Environmental Protection
7 Agency is authorized to collect and obligate fees in accord-
8 ance with section 26(b) of the Toxic Substances Control
9 Act (15 U.S.C. 2625(b)) for fiscal year 2023, to remain
10 available until expended.

11 For fiscal year 2023, and notwithstanding section
12 518(f) of the Federal Water Pollution Control Act (33
13 U.S.C. 1377(f)), the Administrator is authorized to use
14 the amounts appropriated for any fiscal year under section
15 319 of the Act to make grants to Indian tribes pursuant
16 to sections 319(h) and 518(e) of that Act.

17 The Administrator is authorized to use the amounts
18 appropriated under the heading “Environmental Pro-
19 grams and Management” for fiscal year 2023 to provide
20 grants to implement the Southeastern New England Wa-
21 tershed Restoration Program.

22 Notwithstanding the limitations on amounts in sec-
23 tion 320(i)(2)(B) of the Federal Water Pollution Control
24 Act, not less than \$4,000,000 of the funds made available
25 under this title for the National Estuary Program shall

1 be for making competitive awards described in section
2 320(g)(4).

3 Section 122(b)(3) of the Comprehensive Environ-
4 mental Response, Compensation, and Liability Act of
5 1980 (42 U.S.C. 9622(b)(3)), shall be applied by inserting
6 before the period: “, including for the hire, maintenance,
7 and operation of aircraft.”.

8 For fiscal years 2023 through 2027, the Office of
9 Chemical Safety and Pollution Prevention and the Office
10 of Water may, using funds appropriated under the head-
11 ings “Environmental Programs and Management” and
12 “Science and Technology”, contract directly with individ-
13 uals or indirectly with institutions or nonprofit organiza-
14 tions, without regard to 41 U.S.C. 5, for the temporary
15 or intermittent personal services of students or recent
16 graduates, who shall be considered employees for the pur-
17 poses of chapters 57 and 81 of title 5, United States Code,
18 relating to compensation for travel and work injuries, and
19 chapter 171 of title 28, United States Code, relating to
20 tort claims, but shall not be considered to be Federal em-
21 ployees for any other purpose: *Provided*, That amounts
22 used for this purpose by the Office of Chemical Safety and
23 Pollution Prevention and the Office of Water collectively
24 may not exceed \$2,000,000.

1 TITLE III
2 RELATED AGENCIES
3 DEPARTMENT OF AGRICULTURE
4 OFFICE OF THE UNDER SECRETARY FOR NATURAL
5 RESOURCES AND ENVIRONMENT

6 For necessary expenses of the Office of the Under
7 Secretary for Natural Resources and Environment,
8 \$1,429,000: *Provided*, That funds made available by this
9 Act to any agency in the Natural Resources and Environ-
10 ment mission area for salaries and expenses are available
11 to fund up to one administrative support staff for the of-
12 fice.

13 FOREST SERVICE
14 FOREST SERVICE OPERATIONS
15 (INCLUDING TRANSFERS OF FUNDS)

16 For necessary expenses of the Forest Service, not
17 otherwise provided for, \$1,112,652,000, to remain avail-
18 able through September 30, 2026: *Provided*, That a por-
19 tion of the funds made available under this heading shall
20 be for the base salary and expenses of employees in the
21 Chief's Office, the Work Environment and Performance
22 Office, the Business Operations Deputy Area, and the
23 Chief Financial Officer's Office to carry out administra-
24 tive and general management support functions: *Provided*
25 *further*, That funds provided under this heading shall be

1 available for the costs of facility maintenance, repairs, and
2 leases for buildings and sites where these administrative,
3 general management and other Forest Service support
4 functions take place; the costs of all utility and tele-
5 communication expenses of the Forest Service, as well as
6 business services; and, for information technology, includ-
7 ing cyber security requirements: *Provided further*, That
8 funds provided under this heading may be used for nec-
9 essary expenses to carry out administrative and general
10 management support functions of the Forest Service not
11 otherwise provided for and necessary for its operation.

12 FOREST AND RANGELAND RESEARCH

13 For necessary expenses of forest and rangeland re-
14 search as authorized by law, \$360,370,000, to remain
15 available through September 30, 2026: *Provided*, That of
16 the funds provided, \$37,700,000 is for the forest inventory
17 and analysis program: *Provided further*, That all authori-
18 ties for the use of funds, including the use of contracts,
19 grants, and cooperative agreements, available to execute
20 the Forest and Rangeland Research appropriation, are
21 also available in the utilization of these funds for Fire
22 Science Research.

23 STATE AND PRIVATE FORESTRY

24 For necessary expenses of cooperating with and pro-
25 viding technical and financial assistance to States, terri-

1 tories, possessions, and others, and for forest health man-
2 agement, including for invasive plants, and conducting an
3 international program and trade compliance activities as
4 authorized, \$332,626,000, to remain available through
5 September 30, 2026, as authorized by law, of which
6 \$9,482,000 shall be for projects specified for Forest Re-
7 source Information and Analysis in the table titled “Inte-
8 rior and Environment Incorporation of Community
9 Project Funding Items” included in the report accom-
10 panying this Act.

11 NATIONAL FOREST SYSTEM

12 (INCLUDING TRANSFER OF FUNDS)

13 For necessary expenses of the Forest Service, not
14 otherwise provided for, for management, protection, im-
15 provement, and utilization of the National Forest System,
16 and for hazardous fuels management on or adjacent to
17 such lands, \$1,997,650,000, to remain available through
18 September 30, 2026: *Provided*, That of the funds pro-
19 vided, \$60,000,000 shall be deposited in the Collaborative
20 Forest Landscape Restoration Fund for ecological restora-
21 tion treatments as authorized by 16 U.S.C. 7303(f): *Pro-*
22 *vided further*, That of the funds provided, \$38,000,000
23 shall be for forest products: *Provided further*, That of the
24 amounts made available for hazardous fuels management
25 under this heading in prior Acts, any unobligated amounts

1 may be transferred to “Forest Service—Wildland Fire
2 Management” to be used for the purposes provided there-
3 in: *Provided further*, That funds made available to imple-
4 ment the Community Forest Restoration Act, Public Law
5 106–393, title VI, shall be available for use on non-Fed-
6 eral lands in accordance with authorities made available
7 to the Forest Service under the “State and Private For-
8 estry” appropriation: *Provided further*, That notwith-
9 standing section 33 of the Bankhead Jones Farm Tenant
10 Act (7 U.S.C. 1012), the Secretary of Agriculture, in cal-
11 culating a fee for grazing on a National Grassland, may
12 provide a credit of up to 50 percent of the calculated fee
13 to a Grazing Association or direct permittee for a con-
14 servation practice approved by the Secretary in advance
15 of the fiscal year in which the cost of the conservation
16 practice is incurred, and that the amount credited shall
17 remain available to the Grazing Association or the direct
18 permittee, as appropriate, in the fiscal year in which the
19 credit is made and each fiscal year thereafter for use on
20 the project for conservation practices approved by the Sec-
21 retary: *Provided further*, That funds appropriated to this
22 account shall be available for the base salary and expenses
23 of employees that carry out the functions funded by the
24 “Capital Improvement and Maintenance” account, the
25 “Range Betterment Fund” account, and the “Manage-

1 ment of National Forest Lands for Subsistence Uses” ac-
2 count.

3 CAPITAL IMPROVEMENT AND MAINTENANCE

4 (INCLUDING TRANSFER OF FUNDS)

5 For necessary expenses of the Forest Service, not
6 otherwise provided for, \$162,182,000, to remain available
7 through September 30, 2026, for construction, capital im-
8 provement, maintenance, and acquisition of buildings and
9 other facilities and infrastructure; and for construction,
10 reconstruction, and decommissioning of roads that are no
11 longer needed, including unauthorized roads that are not
12 part of the transportation system; and for maintenance
13 of forest roads and trails by the Forest Service as author-
14 ized by 16 U.S.C. 532–538 and 23 U.S.C. 101 and 205:
15 *Provided*, That \$15,000,000 shall be for activities author-
16 ized by 16 U.S.C. 538(a): *Provided further*, That funds
17 becoming available in fiscal year 2023 under the Act of
18 March 4, 1913 (16 U.S.C. 501) shall be transferred to
19 the General Fund of the Treasury and shall not be avail-
20 able for transfer or obligation for any other purpose unless
21 the funds are appropriated.

22 ACQUISITION OF LANDS FOR NATIONAL FORESTS SPECIAL

23 ACTS

24 For acquisition of lands within the exterior bound-
25 aries of the Cache, Uinta, and Wasatch National Forests,

1 Utah; the Toiyabe National Forest, Nevada; and the An-
2 geles, San Bernardino, Sequoia, and Cleveland National
3 Forests, California; and the Ozark-St. Francis and
4 Ouachita National Forests, Arkansas; as authorized by
5 law, \$664,000, to be derived from forest receipts.

6 ACQUISITION OF LANDS TO COMPLETE LAND EXCHANGES

7 For acquisition of lands, such sums, to be derived
8 from funds deposited by State, county, or municipal gov-
9 ernments, public school districts, or other public school au-
10 thorities, and for authorized expenditures from funds de-
11 posited by non-Federal parties pursuant to Land Sale and
12 Exchange Acts, pursuant to the Act of December 4, 1967
13 (16 U.S.C. 484a), to remain available through September
14 30, 2026, (16 U.S.C. 516–617a, 555a; Public Law 96–
15 586; Public Law 76–589, Public Law 76–591; and Public
16 Law 78–310).

17 RANGE BETTERMENT FUND

18 For necessary expenses of range rehabilitation, pro-
19 tection, and improvement, 50 percent of all moneys re-
20 ceived during the prior fiscal year, as fees for grazing do-
21 mestic livestock on lands in National Forests in the 16
22 Western States, pursuant to section 401(b)(1) of Public
23 Law 94–579, to remain available through September 30,
24 2026, of which not to exceed 6 percent shall be available

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

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

5 For expenses authorized by 16 U.S.C. 1643(b),
6 \$45,000, to remain available through September 30, 2026,
7 to be derived from the fund established pursuant to the
8 above Act.

9 MANAGEMENT OF NATIONAL FOREST LANDS FOR
10 SUBSISTENCE USES

11 For necessary expenses of the Forest Service to man-
12 age Federal lands in Alaska for subsistence uses under
13 title VIII of the Alaska National Interest Lands Conserva-
14 tion Act (16 U.S.C. 3111 et seq.), \$1,099,000, to remain
15 available through September 30, 2026.

16 WILDLAND FIRE MANAGEMENT
17 (INCLUDING TRANSFERS OF FUNDS)

18 For necessary expenses for forest fire presuppression
19 activities on National Forest System lands, for emergency
20 wildland fire suppression on or adjacent to such lands or
21 other lands under fire protection agreement, and for emer-
22 gency rehabilitation of burned-over National Forest Sys-
23 tem lands and water, \$2,678,659,000, to remain available
24 until expended: *Provided*, That such funds including unob-
25 ligated balances under this heading, are available for re-

1 payment of advances from other appropriations accounts
2 previously transferred for such purposes: *Provided further*,
3 That any unobligated funds appropriated in a previous fis-
4 cal year for hazardous fuels management may be trans-
5 ferred to the “National Forest System” account: *Provided*
6 *further*, That such funds shall be available to reimburse
7 State and other cooperating entities for services provided
8 in response to wildfire and other emergencies or disasters
9 to the extent such reimbursements by the Forest Service
10 for non-fire emergencies are fully repaid by the responsible
11 emergency management agency: *Provided further*, That
12 funds provided shall be available for support to Federal
13 emergency response: *Provided further*, That the costs of
14 implementing any cooperative agreement between the Fed-
15 eral Government and any non-Federal entity may be
16 shared, as mutually agreed on by the affected parties: *Pro-*
17 *vided further*, That of the funds provided, \$321,388,000
18 shall be for hazardous fuels management activities, of
19 which not to exceed \$15,000,000 may be used to make
20 grants, using any authorities available to the Forest Serv-
21 ice under the “State and Private Forestry” appropriation,
22 for the purpose of creating incentives for increased use
23 of biomass from National Forest System lands: *Provided*
24 *further*, That funds made available in the preceding pro-
25 viso to implement the Community Forest Restoration Act,

1 Public Law 106–393, title VI, shall be available for use
2 on non-Federal lands in accordance with authorities made
3 available to the Forest Service under the “State and Pri-
4 vate Forestry” appropriation: *Provided further*, That of
5 the funds provided under this heading, \$20,000,000 may
6 be used by the Secretary of Agriculture to enter into pro-
7 curement contracts or cooperative agreements; to issue
8 grants for hazardous fuels management activities; for
9 training or monitoring associated with such hazardous
10 fuels management activities on Federal land; or for train-
11 ing or monitoring associated with such hazardous fuels
12 management activities on non-Federal land if the Sec-
13 retary determines such activities benefit resources on Fed-
14 eral land: *Provided further*, That of the funds provided
15 under this heading, \$1,011,000,000 shall be available for
16 wildfire suppression operations, and is provided to meet
17 the terms of section 4004(b)(5)(B) of S. Con. Res. 14
18 (117th Congress), the concurrent resolution on the budget
19 for fiscal year 2022, and section 1(g)(2) of H. Res. 1151
20 (117th Congress), as engrossed in the House of Rep-
21 resentatives on June 8, 2022.

22 WILDFIRE SUPPRESSION OPERATIONS RESERVE FUND
23 (INCLUDING TRANSFERS OF FUNDS)

24 In addition to the amounts provided under the head-
25 ing “Department of Agriculture—Forest Service—

1 Wildland Fire Management” for wildfire suppression oper-
2 ations, \$2,210,000,000, to remain available until trans-
3 ferred, is additional new budget authority as specified for
4 purposes of section 4004(b)(5) of S. Con. Res. 14 (117th
5 Congress), the concurrent resolution on the budget for fis-
6 cal year 2022, and section 1(g) of H. Res. 1151 (117th
7 Congress), as engrossed in the House of Representatives
8 on June 8, 2022: *Provided*, That such amounts may be
9 transferred to and merged with amounts made available
10 under the headings “Department of the Interior—Depart-
11 ment-Wide Programs—Wildland Fire Management” and
12 “Department of Agriculture—Forest Service—Wildland
13 Fire Management” for wildfire suppression operations in
14 the fiscal year in which such amounts are transferred: *Pro-*
15 *vided further*, That amounts may be transferred to the
16 “Wildland Fire Management” accounts in the Department
17 of the Interior or the Department of Agriculture only upon
18 the notification of the House and Senate Committees on
19 Appropriations that all wildfire suppression operations
20 funds appropriated under that heading in this and prior
21 appropriations Acts to the agency to which the funds will
22 be transferred will be obligated within 30 days: *Provided*
23 *further*, That the transfer authority provided under this
24 heading is in addition to any other transfer authority pro-
25 vided by law: *Provided further*, That, in determining

1 whether all wildfire suppression operations funds appro-
2 priated under the heading “Wildland Fire Management”
3 in this and prior appropriations Acts to either the Depart-
4 ment of Agriculture or the Department of the Interior will
5 be obligated within 30 days pursuant to the preceding pro-
6 viso, any funds transferred or permitted to be transferred
7 pursuant to any other transfer authority provided by law
8 shall be excluded.

9 COMMUNICATIONS SITE ADMINISTRATION

10 (INCLUDING TRANSFER OF FUNDS)

11 Amounts collected in this fiscal year pursuant to sec-
12 tion 8705(f)(2) of the Agriculture Improvement Act of
13 2018 (Public Law 115–334), shall be deposited in the spe-
14 cial account established by section 8705(f)(1) of such Act,
15 shall be available to cover the costs described in subsection
16 (c)(3) of such section of such Act, and shall remain avail-
17 able until expended: *Provided*, That such amounts shall
18 be transferred to the “National Forest System” account.

19 ADMINISTRATIVE PROVISIONS—FOREST SERVICE

20 (INCLUDING TRANSFERS OF FUNDS)

21 Appropriations to the Forest Service for the current
22 fiscal year shall be available for: (1) purchase of passenger
23 motor vehicles; acquisition of passenger motor vehicles
24 from excess sources, and hire of such vehicles; purchase,
25 lease, operation, maintenance, and acquisition of aircraft

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

16 Funds made available to the Forest Service in this
17 Act may be transferred between accounts affected by the
18 Forest Service budget restructure outlined in section 435
19 of division D of the Further Consolidated Appropriations
20 Act, 2020 (Public Law 116–94): *Provided*, That any
21 transfer of funds pursuant to this paragraph shall not in-
22 crease or decrease the funds appropriated to any account
23 in this fiscal year by more than ten percent: *Provided fur-*
24 *ther*, That such transfer authority is in addition to any
25 other transfer authority provided by law.

1 Any appropriations or funds available to the Forest
2 Service may be transferred to the Wildland Fire Manage-
3 ment appropriation for forest firefighting, emergency re-
4 habilitation of burned-over or damaged lands or waters
5 under its jurisdiction, and fire preparedness due to severe
6 burning conditions upon the Secretary of Agriculture's no-
7 tification of the House and Senate Committees on Appro-
8 priations that all fire suppression funds appropriated
9 under the heading "Wildland Fire Management" will be
10 obligated within 30 days: *Provided*, That all funds used
11 pursuant to this paragraph must be replenished by a sup-
12 plemental appropriation which must be requested as
13 promptly as possible.

14 Not more than \$50,000,000 of funds appropriated to
15 the Forest Service shall be available for expenditure or
16 transfer to the Department of the Interior for wildland
17 fire management, hazardous fuels management, and State
18 fire assistance when such transfers would facilitate and
19 expedite wildland fire management programs and projects.

20 Notwithstanding any other provision of this Act, the
21 Forest Service may transfer unobligated balances of dis-
22 cretionary funds appropriated to the Forest Service by
23 this Act to or within the National Forest System Account,
24 or reprogram funds to be used for the purposes of haz-
25 ardous fuels management and urgent rehabilitation of

1 burned-over National Forest System lands and water: *Pro-*
2 *vided*, That such transferred funds shall remain available
3 through September 30, 2026: *Provided further*, That none
4 of the funds transferred pursuant to this paragraph shall
5 be available for obligation without written notification to
6 and the prior approval of the Committees on Appropria-
7 tions of both Houses of Congress.

8 Funds appropriated to the Forest Service shall be
9 available for assistance to or through the Agency for Inter-
10 national Development in connection with forest and range-
11 land research, technical information, and assistance in for-
12 eign countries, and shall be available to support forestry
13 and related natural resource activities outside the United
14 States and its territories and possessions, including tech-
15 nical assistance, education and training, and cooperation
16 with United States government, private sector, and inter-
17 national organizations. The Forest Service, acting for the
18 International Program, may sign direct funding agree-
19 ments with foreign governments and institutions as well
20 as other domestic agencies (including the U.S. Agency for
21 International Development, the Department of State, and
22 the Millennium Challenge Corporation), United States pri-
23 vate sector firms, institutions and organizations to provide
24 technical assistance and training programs on forestry and
25 rangeland management: *Provided*, That to maximize effec-

1 tiveness of domestic and international research and co-
2 operation, the International Program may utilize all au-
3 thorities related to forestry, research, and cooperative as-
4 sistance regardless of program designations.

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

12 None of the funds made available to the Forest Serv-
13 ice in this Act or any other Act with respect to any fiscal
14 year shall be subject to transfer under the provisions of
15 section 702(b) of the Department of Agriculture Organic
16 Act of 1944 (7 U.S.C. 2257), section 442 of Public Law
17 106–224 (7 U.S.C. 7772), or section 10417(b) of Public
18 Law 107–171 (7 U.S.C. 8316(b)).

19 Not more than \$82,000,000 of funds available to the
20 Forest Service shall be transferred to the Working Capital
21 Fund of the Department of Agriculture and not more than
22 \$14,500,000 of funds available to the Forest Service shall
23 be transferred to the Department of Agriculture for De-
24 partment Reimbursable Programs, commonly referred to
25 as Greenbook charges. Nothing in this paragraph shall

1 prohibit or limit the use of reimbursable agreements re-
2 quested by the Forest Service in order to obtain informa-
3 tion technology services, including telecommunications and
4 system modifications or enhancements, from the Working
5 Capital Fund of the Department of Agriculture.

6 Of the funds available to the Forest Service, up to
7 \$5,000,000 shall be available for priority projects within
8 the scope of the approved budget, which shall be carried
9 out by the Youth Conservation Corps and shall be carried
10 out under the authority of the Public Lands Corps Act
11 of 1993 (16 U.S.C. 1721 et seq.).

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

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

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

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

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

1 Funds appropriated to the Forest Service shall be
2 available for payments to counties within the Columbia
3 River Gorge National Scenic Area, pursuant to section
4 14(c)(1) and (2), and section 16(a)(2) of Public Law 99–
5 663.

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

10 The Forest Service shall not assess funds for the pur-
11 pose of performing fire, administrative, and other facilities
12 maintenance and decommissioning.

13 Notwithstanding any other provision of law, of any
14 appropriations or funds available to the Forest Service,
15 not to exceed \$500,000 may be used to reimburse the Of-
16 fice of the General Counsel (OGC), Department of Agri-
17 culture, for travel and related expenses incurred as a re-
18 sult of OGC assistance or participation requested by the
19 Forest Service at meetings, training sessions, management
20 reviews, land purchase negotiations, and similar matters
21 unrelated to civil litigation. Future budget justifications
22 for both the Forest Service and the Department of Agri-
23 culture should clearly display the sums previously trans-
24 ferred and the sums requested for transfer.

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

6 Funds appropriated to the Forest Service shall be
7 available to pay, from a single account, the base salary
8 and expenses of employees who carry out functions funded
9 by other accounts for Enterprise Program, Geospatial
10 Technology and Applications Center, remnant Natural Re-
11 source Manager, Job Corps, and National Technology and
12 Development Program.

13 DEPARTMENT OF HEALTH AND HUMAN

14 SERVICES

15 INDIAN HEALTH SERVICE

16 INDIAN HEALTH SERVICES

17 For expenses necessary to carry out the Act of Au-
18 gust 5, 1954 (68 Stat. 674), the Indian Self-Determina-
19 tion and Education Assistance Act, the Indian Health
20 Care Improvement Act, and titles II and III of the Public
21 Health Service Act with respect to the Indian Health Serv-
22 ice, \$5,734,044,000, to remain available until September
23 30, 2024, except as otherwise provided herein, together
24 with payments received during the fiscal year pursuant to
25 sections 231(b) and 233 of the Public Health Service Act

1 (42 U.S.C. 238(b)and 238b), for services furnished by the
2 Indian Health Service: *Provided*, That funds made avail-
3 able to tribes and tribal organizations through contracts,
4 grant agreements, or any other agreements or compacts
5 authorized by the Indian Self-Determination and Edu-
6 cation Assistance Act of 1975 (25 U.S.C. 450), shall be
7 deemed to be obligated at the time of the grant or contract
8 award and thereafter shall remain available to the tribe
9 or tribal organization without fiscal year limitation: *Pro-*
10 *vided further*, That \$2,500,000 shall be available for
11 grants or contracts with public or private institutions to
12 provide alcohol or drug treatment services to Indians, in-
13 cluding alcohol detoxification services: *Provided further*,
14 That \$1,097,255,000 for Purchased/Referred Care, in-
15 cluding \$54,000,000 for the Indian Catastrophic Health
16 Emergency Fund, shall remain available until expended:
17 *Provided further*, That of the funds provided, up to
18 \$66,000,000 shall remain available until expended for im-
19 plementation of the loan repayment program under section
20 108 of the Indian Health Care Improvement Act: *Provided*
21 *further*, That of the funds provided, \$58,000,000 shall be
22 for costs related to or resulting from accreditation emer-
23 gencies, including supplementing activities funded under
24 the heading “Indian Health Facilities,” of which up to
25 \$4,000,000 may be used to supplement amounts otherwise

1 available for Purchased/Referred Care: *Provided further,*
2 That the amounts collected by the Federal Government
3 as authorized by sections 104 and 108 of the Indian
4 Health Care Improvement Act (25 U.S.C. 1613a and
5 1616a) during the preceding fiscal year for breach of con-
6 tracts shall be deposited in the Fund authorized by section
7 108A of that Act (25 U.S.C. 1616a–1) and shall remain
8 available until expended and, notwithstanding section
9 108A(c) of that Act (25 U.S.C. 1616a–1(c)), funds shall
10 be available to make new awards under the loan repay-
11 ment and scholarship programs under sections 104 and
12 108 of that Act (25 U.S.C. 1613a and 1616a): *Provided*
13 *further,* That the amounts made available within this ac-
14 count for the substance use and suicide prevention pro-
15 gram, for Opioid Prevention, Treatment and Recovery
16 Services, for the Domestic Violence Prevention Program,
17 for the Zero Suicide Initiative, for the housing subsidy au-
18 thority for civilian employees, for Aftercare Pilot Pro-
19 grams at Youth Regional Treatment Centers, for trans-
20 formation and modernization costs of the Indian Health
21 Service Electronic Health Record system, for national
22 quality and oversight activities, to improve collections from
23 public and private insurance at Indian Health Service and
24 tribally operated facilities, for an initiative to treat or re-
25 duce the transmission of HIV and HCV, for a maternal

1 health initiative, for the Telebehaviorial Health Center of
2 Excellence, for Alzheimer's grants, for Village Built Clin-
3 ics, for a produce prescription pilot, and for accreditation
4 emergencies shall be allocated at the discretion of the Di-
5 rector of the Indian Health Service and shall remain avail-
6 able until expended: *Provided further*, That funds provided
7 in this Act may be used for annual contracts and grants
8 that fall within 2 fiscal years, provided the total obligation
9 is recorded in the year the funds are appropriated: *Pro-*
10 *vided further*, That the amounts collected by the Secretary
11 of Health and Human Services under the authority of title
12 IV of the Indian Health Care Improvement Act (25 U.S.C.
13 1613) shall remain available until expended for the pur-
14 pose of achieving compliance with the applicable condi-
15 tions and requirements of titles XVIII and XIX of the So-
16 cial Security Act, except for those related to the planning,
17 design, or construction of new facilities: *Provided further*,
18 That funding contained herein for scholarship programs
19 under the Indian Health Care Improvement Act (25
20 U.S.C. 1613) shall remain available until expended: *Pro-*
21 *vided further*, That amounts received by tribes and tribal
22 organizations under title IV of the Indian Health Care Im-
23 provement Act shall be reported and accounted for and
24 available to the receiving tribes and tribal organizations
25 until expended: *Provided further*, That the Bureau of In-

1 dian Affairs may collect from the Indian Health Service,
2 and from tribes and tribal organizations operating health
3 facilities pursuant to Public Law 93–638, such individ-
4 ually identifiable health information relating to disabled
5 children as may be necessary for the purpose of carrying
6 out its functions under the Individuals with Disabilities
7 Education Act (20 U.S.C. 1400 et seq.): *Provided further*,
8 That of the funds provided, \$232,138,000 is for the In-
9 dian Health Care Improvement Fund and may be used,
10 as needed, to carry out activities typically funded under
11 the Indian Health Facilities account: *Provided further*,
12 That none of the funds appropriated by this Act, or any
13 other Act, to the Indian Health Service for the Electronic
14 Health Record system shall be available for obligation or
15 expenditure for the selection or implementation of a new
16 Information Technology infrastructure system, unless the
17 Committees on Appropriations of the House of Represent-
18 atives and the Senate are consulted 90 days in advance
19 of such obligation.

20 CONTRACT SUPPORT COSTS

21 For payments to tribes and tribal organizations for
22 contract support costs associated with Indian Self-Deter-
23 mination and Education Assistance Act agreements with
24 the Indian Health Service for fiscal year 2023, such sums
25 as may be necessary: *Provided*, That notwithstanding any

1 by section 7 of the Act of August 5, 1954 (42 U.S.C.
2 2004a), the Indian Self-Determination Act, and the In-
3 dian Health Care Improvement Act, and for expenses nec-
4 essary to carry out such Acts and titles II and III of the
5 Public Health Service Act with respect to environmental
6 health and facilities support activities of the Indian Health
7 Service, \$1,306,979,000, to remain available until ex-
8 pended: *Provided*, That notwithstanding any other provi-
9 sion of law, funds appropriated for the planning, design,
10 construction, renovation, or expansion of health facilities
11 for the benefit of an Indian tribe or tribes may be used
12 to purchase land on which such facilities will be located:
13 *Provided further*, That not to exceed \$500,000 may be
14 used by the Indian Health Service to purchase TRANSAM
15 equipment from the Department of Defense for distribu-
16 tion to the Indian Health Service and tribal facilities: *Pro-*
17 *vided further*, That none of the funds appropriated to the
18 Indian Health Service may be used for sanitation facilities
19 construction for new homes funded with grants by the
20 housing programs of the United States Department of
21 Housing and Urban Development.

22 ADMINISTRATIVE PROVISIONS—INDIAN HEALTH SERVICE

23 Appropriations provided in this Act to the Indian
24 Health Service shall be available for services as authorized
25 by 5 U.S.C. 3109 at rates not to exceed the per diem rate

1 equivalent to the maximum rate payable for senior-level
2 positions under 5 U.S.C. 5376; hire of passenger motor
3 vehicles and aircraft; purchase of medical equipment; pur-
4 chase of reprints; purchase, renovation, and erection of
5 modular buildings and renovation of existing facilities;
6 payments for telephone service in private residences in the
7 field, when authorized under regulations approved by the
8 Secretary of Health and Human Services; uniforms, or al-
9 lowances therefor as authorized by 5 U.S.C. 5901–5902;
10 and for expenses of attendance at meetings that relate to
11 the functions or activities of the Indian Health Service:
12 *Provided*, That in accordance with the provisions of the
13 Indian Health Care Improvement Act, non-Indian patients
14 may be extended health care at all tribally administered
15 or Indian Health Service facilities, subject to charges, and
16 the proceeds along with funds recovered under the Federal
17 Medical Care Recovery Act (42 U.S.C. 2651–2653) shall
18 be credited to the account of the facility providing the
19 service and shall be available without fiscal year limitation:
20 *Provided further*, That notwithstanding any other law or
21 regulation, funds transferred from the Department of
22 Housing and Urban Development to the Indian Health
23 Service shall be administered under Public Law 86–121,
24 the Indian Sanitation Facilities Act and Public Law 93–
25 638: *Provided further*, That funds appropriated to the In-

1 dian Health Service in this Act, except those used for ad-
2 ministrative and program direction purposes, shall not be
3 subject to limitations directed at curtailing Federal travel
4 and transportation: *Provided further*, That none of the
5 funds made available to the Indian Health Service in this
6 Act shall be used for any assessments or charges by the
7 Department of Health and Human Services unless identi-
8 fied in the budget justification and provided in this Act,
9 or approved by the House and Senate Committees on Ap-
10 propriations through the reprogramming process: *Pro-*
11 *vided further*, That notwithstanding any other provision
12 of law, funds previously or herein made available to a tribe
13 or tribal organization through a contract, grant, or agree-
14 ment authorized by title I or title V of the Indian Self-
15 Determination and Education Assistance Act of 1975 (25
16 U.S.C. 450 et seq.), may be deobligated and reobligated
17 to a self-determination contract under title I, or a self-
18 governance agreement under title V of such Act and there-
19 after shall remain available to the tribe or tribal organiza-
20 tion without fiscal year limitation: *Provided further*, That
21 none of the funds made available to the Indian Health
22 Service in this Act shall be used to implement the final
23 rule published in the Federal Register on September 16,
24 1987, by the Department of Health and Human Services,
25 relating to the eligibility for the health care services of

1 the Indian Health Service until the Indian Health Service
2 has submitted a budget request reflecting the increased
3 costs associated with the proposed final rule, and such re-
4 quest has been included in an appropriations Act and en-
5 acted into law: *Provided further*, That with respect to func-
6 tions transferred by the Indian Health Service to tribes
7 or tribal organizations, the Indian Health Service is au-
8 thorized to provide goods and services to those entities on
9 a reimbursable basis, including payments in advance with
10 subsequent adjustment, and the reimbursements received
11 therefrom, along with the funds received from those enti-
12 ties pursuant to the Indian Self-Determination Act, may
13 be credited to the same or subsequent appropriation ac-
14 count from which the funds were originally derived, with
15 such amounts to remain available until expended: *Provided*
16 *further*, That reimbursements for training, technical as-
17 sistance, or services provided by the Indian Health Service
18 will contain total costs, including direct, administrative,
19 and overhead costs associated with the provision of goods,
20 services, or technical assistance: *Provided further*, That
21 the Indian Health Service may provide to civilian medical
22 personnel serving in hospitals operated by the Indian
23 Health Service housing allowances equivalent to those that
24 would be provided to members of the Commissioned Corps
25 of the United States Public Health Service serving in simi-

1 lar positions at such hospitals: *Provided further*, That the
2 appropriation structure for the Indian Health Service may
3 not be altered without advance notification to the House
4 and Senate Committees on Appropriations.

5 NATIONAL INSTITUTES OF HEALTH

6 NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH

7 SCIENCES

8 For necessary expenses for the National Institute of
9 Environmental Health Sciences in carrying out activities
10 set forth in section 311(a) of the Comprehensive Environ-
11 mental Response, Compensation, and Liability Act of
12 1980 (42 U.S.C. 9660(a)) and section 126(g) of the
13 Superfund Amendments and Reauthorization Act of 1986,
14 \$83,035,000.

15 AGENCY FOR TOXIC SUBSTANCES AND DISEASE

16 REGISTRY

17 TOXIC SUBSTANCES AND ENVIRONMENTAL PUBLIC

18 HEALTH

19 For necessary expenses for the Agency for Toxic Sub-
20 stances and Disease Registry (ATSDR) in carrying out
21 activities set forth in sections 104(i) and 111(c)(4) of the
22 Comprehensive Environmental Response, Compensation,
23 and Liability Act of 1980 (CERCLA) and section 3019
24 of the Solid Waste Disposal Act, \$85,020,000: *Provided*,
25 That notwithstanding any other provision of law, in lieu

1 of performing a health assessment under section 104(i)(6)
2 of CERCLA, the Administrator of ATSDR may conduct
3 other appropriate health studies, evaluations, or activities,
4 including, without limitation, biomedical testing, clinical
5 evaluations, medical monitoring, and referral to accredited
6 healthcare providers: *Provided further*, That in performing
7 any such health assessment or health study, evaluation,
8 or activity, the Administrator of ATSDR shall not be
9 bound by the deadlines in section 104(i)(6)(A) of
10 CERCLA: *Provided further*, That none of the funds appro-
11 priated under this heading shall be available for ATSDR
12 to issue in excess of 40 toxicological profiles pursuant to
13 section 104(i) of CERCLA during fiscal year 2023, and
14 existing profiles may be updated as necessary.

15 OTHER RELATED AGENCIES

16 EXECUTIVE OFFICE OF THE PRESIDENT

17 COUNCIL ON ENVIRONMENTAL QUALITY AND OFFICE OF

18 ENVIRONMENTAL QUALITY

19 For necessary expenses to continue functions as-
20 signed to the Council on Environmental Quality and Office
21 of Environmental Quality pursuant to the National Envi-
22 ronmental Policy Act of 1969, the Environmental Quality
23 Improvement Act of 1970, and Reorganization Plan No.
24 1 of 1977, and not to exceed \$750 for official reception
25 and representation expenses, \$4,676,000: *Provided*, That

1 notwithstanding section 202 of the National Environ-
2 mental Policy Act of 1970, the Council shall consist of
3 one member, appointed by the President, by and with the
4 advice and consent of the Senate, serving as chairman and
5 exercising all powers, functions, and duties of the Council.

6 CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD

7 SALARIES AND EXPENSES

8 For necessary expenses in carrying out activities pur-
9 suant to section 112(r)(6) of the Clean Air Act, including
10 hire of passenger vehicles, uniforms or allowances there-
11 for, as authorized by 5 U.S.C. 5901–5902, and for serv-
12 ices authorized by 5 U.S.C. 3109 but at rates for individ-
13 uals not to exceed the per diem equivalent to the maximum
14 rate payable for senior level positions under 5 U.S.C.
15 5376, \$14,400,000: *Provided*, That the Chemical Safety
16 and Hazard Investigation Board (Board) shall have not
17 more than three career Senior Executive Service positions:
18 *Provided further*, That notwithstanding any other provi-
19 sion of law, the individual appointed to the position of In-
20 spector General of the Environmental Protection Agency
21 (EPA) shall, by virtue of such appointment, also hold the
22 position of Inspector General of the Board: *Provided fur-*
23 *ther*, That notwithstanding any other provision of law, the
24 Inspector General of the Board shall utilize personnel of
25 the Office of Inspector General of EPA in performing the

1 duties of the Inspector General of the Board, and shall
2 not appoint any individuals to positions within the Board.

3 OFFICE OF NAVAJO AND HOPI INDIAN RELOCATION

4 SALARIES AND EXPENSES

5 For necessary expenses of the Office of Navajo and
6 Hopi Indian Relocation as authorized by Public Law 93-
7 531, \$3,060,000, to remain available until expended,
8 which shall be derived from unobligated balances from
9 prior year appropriations available under this heading:
10 *Provided*, That funds provided in this or any other appro-
11 priations Act are to be used to relocate eligible individuals
12 and groups including evictees from District 6, Hopi-parti-
13 tioned lands residents, those in significantly substandard
14 housing, and all others certified as eligible and not in-
15 cluded in the preceding categories: *Provided further*, That
16 none of the funds contained in this or any other Act may
17 be used by the Office of Navajo and Hopi Indian Reloca-
18 tion to evict any single Navajo or Navajo family who, as
19 of November 30, 1985, was physically domiciled on the
20 lands partitioned to the Hopi Tribe unless a new or re-
21 placement home is provided for such household: *Provided*
22 *further*, That no relocatee will be provided with more than
23 one new or replacement home: *Provided further*, That the
24 Office shall relocate any certified eligible relocatees who
25 have selected and received an approved homesite on the

1 Navajo reservation or selected a replacement residence off
2 the Navajo reservation or on the land acquired pursuant
3 to section 11 of Public Law 93–531 (88 Stat. 1716).

4 INSTITUTE OF AMERICAN INDIAN AND ALASKA NATIVE
5 CULTURE AND ARTS DEVELOPMENT

6 PAYMENT TO THE INSTITUTE

7 For payment to the Institute of American Indian and
8 Alaska Native Culture and Arts Development, as author-
9 ized by part A of title XV of Public Law 99–498 (20
10 U.S.C. 4411 et seq.), \$13,274,000, which shall become
11 available on July 1, 2023, and shall remain available until
12 September 30, 2024.

13 SMITHSONIAN INSTITUTION

14 SALARIES AND EXPENSES

15 For necessary expenses of the Smithsonian Institu-
16 tion, as authorized by law, including research in the fields
17 of art, science, and history; development, preservation, and
18 documentation of the National Collections; presentation of
19 public exhibits and performances; collection, preparation,
20 dissemination, and exchange of information and publica-
21 tions; conduct of education, training, and museum assist-
22 ance programs; maintenance, alteration, operation, lease
23 agreements of no more than 30 years, and protection of
24 buildings, facilities, and approaches; not to exceed
25 \$100,000 for services as authorized by 5 U.S.C. 3109; and

1 purchase, rental, repair, and cleaning of uniforms for em-
2 ployees, \$909,500,000, to remain available until Sep-
3 tember 30, 2024, except as otherwise provided herein; of
4 which not to exceed \$26,974,000 for the instrumentation
5 program, collections acquisition, exhibition reinstallation,
6 Smithsonian American Women’s History Museum, Na-
7 tional Museum of the American Latino, and the repatri-
8 ation of skeletal remains program shall remain available
9 until expended; and including such funds as may be nec-
10 essary to support American overseas research centers:
11 *Provided*, That funds appropriated herein are available for
12 advance payments to independent contractors performing
13 research services or participating in official Smithsonian
14 presentations: *Provided further*, That the Smithsonian In-
15 stitution may expend Federal appropriations designated in
16 this Act for lease or rent payments, as rent payable to
17 the Smithsonian Institution, and such rent payments may
18 be deposited into the general trust funds of the Institution
19 to be available as trust funds for expenses associated with
20 the purchase of a portion of the building at 600 Maryland
21 Avenue, SW, Washington, DC, to the extent that federally
22 supported activities will be housed there: *Provided further*,
23 That the use of such amounts in the general trust funds
24 of the Institution for such purpose shall not be construed
25 as Federal debt service for, a Federal guarantee of, a

1 transfer of risk to, or an obligation of the Federal Govern-
2 ment: *Provided further*, That no appropriated funds may
3 be used directly to service debt which is incurred to fi-
4 nance the costs of acquiring a portion of the building at
5 600 Maryland Avenue, SW, Washington, DC, or of plan-
6 ning, designing, and constructing improvements to such
7 building: *Provided further*, That any agreement entered
8 into by the Smithsonian Institution for the sale of its own-
9 ership interest, or any portion thereof, in such building
10 so acquired may not take effect until the expiration of a
11 30 day period which begins on the date on which the Sec-
12 retary of the Smithsonian submits to the Committees on
13 Appropriations of the House of Representatives and Sen-
14 ate, the Committees on House Administration and Trans-
15 portation and Infrastructure of the House of Representa-
16 tives, and the Committee on Rules and Administration of
17 the Senate a report, as outlined in the explanatory state-
18 ment described in section 4 of the Further Consolidated
19 Appropriations Act, 2020 (Public Law 116–94; 133 Stat.
20 2536) on the intended sale.

21 FACILITIES CAPITAL

22 For necessary expenses of repair, revitalization, and
23 alteration of facilities owned or occupied by the Smithso-
24 nian Institution, by contract or otherwise, as authorized
25 by section 2 of the Act of August 22, 1949 (63 Stat. 623),

1 and for construction, including necessary personnel,
2 \$265,000,000, to remain available until expended, of
3 which not to exceed \$10,000 shall be for services as au-
4 thorized by 5 U.S.C. 3109.

5 NATIONAL GALLERY OF ART

6 SALARIES AND EXPENSES

7 For the upkeep and operations of the National Gal-
8 lery of Art, the protection and care of the works of art
9 therein, and administrative expenses incident thereto, as
10 authorized by the Act of March 24, 1937 (50 Stat. 51),
11 as amended by the public resolution of April 13, 1939
12 (Public Resolution 9, 76th Congress), including services
13 as authorized by 5 U.S.C. 3109; payment in advance when
14 authorized by the treasurer of the Gallery for membership
15 in library, museum, and art associations or societies whose
16 publications or services are available to members only, or
17 to members at a price lower than to the general public;
18 purchase, repair, and cleaning of uniforms for guards, and
19 uniforms, or allowances therefor, for other employees as
20 authorized by law (5 U.S.C. 5901–5902); purchase or
21 rental of devices and services for protecting buildings and
22 contents thereof, and maintenance, alteration, improve-
23 ment, and repair of buildings, approaches, and grounds;
24 and purchase of services for restoration and repair of
25 works of art for the National Gallery of Art by contracts

1 made, without advertising, with individuals, firms, or or-
2 ganizations at such rates or prices and under such terms
3 and conditions as the Gallery may deem proper,
4 \$170,240,000, to remain available until September 30,
5 2024, of which not to exceed \$3,875,000 for the special
6 exhibition program shall remain available until expended.

7 REPAIR, RESTORATION AND RENOVATION OF BUILDINGS

8 (INCLUDING TRANSFER OF FUNDS)

9 For necessary expenses of repair, restoration, and
10 renovation of buildings, grounds and facilities owned or
11 occupied by the National Gallery of Art, by contract or
12 otherwise, for operating lease agreements of no more than
13 10 years, that address space needs created by the ongoing
14 renovations in the Master Facilities Plan, as authorized,
15 \$39,000,000, to remain available until expended: *Pro-*
16 *vided*, That of this amount, \$27,208,000 shall be available
17 for design and construction of an off-site art storage facil-
18 ity in partnership with the Smithsonian Institution and
19 may be transferred to the Smithsonian Institution for such
20 purposes: *Provided further*, That contracts awarded for en-
21 vironmental systems, protection systems, and exterior re-
22 pair or renovation of buildings of the National Gallery of
23 Art may be negotiated with selected contractors and
24 awarded on the basis of contractor qualifications as well
25 as price.

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

4 For necessary expenses for the operation, mainte-
5 nance, and security of the John F. Kennedy Center for
6 the Performing Arts, \$27,640,000, to remain available
7 until September, 30, 2024.

8 CAPITAL REPAIR AND RESTORATION

9 For necessary expenses for capital repair and restora-
10 tion of the existing features of the building and site of
11 the John F. Kennedy Center for the Performing Arts,
12 \$17,740,000, to remain available until expended.

13 WOODROW WILSON INTERNATIONAL CENTER FOR
14 SCHOLARS

15 SALARIES AND EXPENSES

16 For expenses necessary in carrying out the provisions
17 of the Woodrow Wilson Memorial Act of 1968 (82 Stat.
18 1356) including hire of passenger vehicles and services as
19 authorized by 5 U.S.C. 3109, \$15,000,000, to remain
20 available until September 30, 2024.

1 NATIONAL FOUNDATION ON THE ARTS AND THE
2 HUMANITIES

3 NATIONAL ENDOWMENT FOR THE ARTS
4 GRANTS AND ADMINISTRATION

5 For necessary expenses to carry out the National
6 Foundation on the Arts and the Humanities Act of 1965,
7 \$207,000,000 shall be available to the National Endow-
8 ment for the Arts for the support of projects and produc-
9 tions in the arts, including arts education and public out-
10 reach activities, through assistance to organizations and
11 individuals pursuant to section 5 of the Act, for program
12 support, and for administering the functions of the Act,
13 to remain available until expended.

14 NATIONAL ENDOWMENT FOR THE HUMANITIES
15 GRANTS AND ADMINISTRATION

16 For necessary expenses to carry out the National
17 Foundation on the Arts and the Humanities Act of 1965,
18 \$207,000,000 to remain available until expended, of which
19 \$188,250,000 shall be available for support of activities
20 in the humanities, pursuant to section 7(c) of the Act and
21 for administering the functions of the Act; and
22 \$18,750,000 shall be available to carry out the matching
23 grants program pursuant to section 10(a)(2) of the Act,
24 including \$15,750,000 for the purposes of section 7(h):
25 *Provided*, That appropriations for carrying out section

1 10(a)(2) shall be available for obligation only in such
2 amounts as may be equal to the total amounts of gifts,
3 bequests, devises of money, and other property accepted
4 by the chairman or by grantees of the National Endow-
5 ment for the Humanities under the provisions of sections
6 11(a)(2)(B) and 11(a)(3)(B) during the current and pre-
7 ceding fiscal years for which equal amounts have not pre-
8 viously been appropriated.

9 ADMINISTRATIVE PROVISIONS

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

1 of an expressed and direct delegation of authority from
2 the National Council on the Arts to the Chairperson.

3 COMMISSION OF FINE ARTS

4 SALARIES AND EXPENSES

5 For expenses of the Commission of Fine Arts under
6 chapter 91 of title 40, United States Code, \$3,661,000:
7 *Provided*, That the Commission is authorized to charge
8 fees to cover the full costs of its publications, and such
9 fees shall be credited to this account as an offsetting col-
10 lection, to remain available until expended without further
11 appropriation: *Provided further*, That the Commission is
12 authorized to accept gifts, including objects, papers, art-
13 work, drawings and artifacts, that pertain to the history
14 and design of the Nation's Capital or the history and ac-
15 tivities of the Commission of Fine Arts, for the purpose
16 of artistic display, study, or education: *Provided further*,
17 That one-tenth of one percent of the funds provided under
18 this heading may be used for official reception and rep-
19 resentation expenses.

20 NATIONAL CAPITAL ARTS AND CULTURAL AFFAIRS

21 For necessary expenses as authorized by Public Law
22 99-190 (20 U.S.C. 956a), \$5,000,000: *Provided*, That the
23 item relating to "National Capital Arts and Cultural Af-
24 fairs" in the Department of the Interior and Related
25 Agencies Appropriations Act, 1986, as enacted into law

1 by section 101(d) of Public Law 99–190 (20 U.S.C.
2 956a), shall be applied in fiscal year 2023 in the second
3 paragraph by inserting “, calendar year 2020 excluded”
4 before the first period: *Provided further*, That in deter-
5 mining an eligible organization’s annual income for cal-
6 endar years 2021, 2022, and 2023 funds or grants re-
7 ceived by the eligible organization from any supplemental
8 appropriations Act related to coronavirus or any other law
9 providing appropriations for the purpose of preventing,
10 preparing for, or responding to coronavirus shall be count-
11 ed as part of the eligible organization’s annual income.

12 ADVISORY COUNCIL ON HISTORIC PRESERVATION

13 SALARIES AND EXPENSES

14 For necessary expenses of the Advisory Council on
15 Historic Preservation (Public Law 89–665), \$8,585,000.

16 NATIONAL CAPITAL PLANNING COMMISSION

17 SALARIES AND EXPENSES

18 For necessary expenses of the National Capital Plan-
19 ning Commission under chapter 87 of title 40, United
20 States Code, including services as authorized by 5 U.S.C.
21 3109, \$8,750,000: *Provided*, That one-quarter of 1 per-
22 cent of the funds provided under this heading may be used
23 for official reception and representational expenses associ-
24 ated with hosting international visitors engaged in the
25 planning and physical development of world capitals.

1 UNITED STATES HOLOCAUST MEMORIAL MUSEUM
2 HOLOCAUST MEMORIAL MUSEUM

3 For expenses of the Holocaust Memorial Museum, as
4 authorized by Public Law 106–292 (36 U.S.C. 2301–
5 2310), \$65,231,000, of which \$1,000,000 shall remain
6 available until September 30, 2025, for the Museum’s
7 equipment replacement program; and of which \$4,000,000
8 for the Museum’s repair and rehabilitation program and
9 \$1,264,000 for the Museum’s outreach initiatives program
10 shall remain available until expended.

11 PRESIDIO TRUST

12 The Presidio Trust is authorized to issue obligations
13 to the Secretary of the Treasury pursuant to section
14 104(d)(3) of the Omnibus Parks and Public Lands Man-
15 agement Act of 1996 (Public Law 104–333), in an
16 amount not to exceed \$90,000,000: *Provided*, That such
17 section is amended by striking “\$150,000,000” and in-
18 serting “\$250,000,000”.

19 WORLD WAR I CENTENNIAL COMMISSION
20 SALARIES AND EXPENSES

21 Notwithstanding section 9 of the World War I Cen-
22 tennial Commission Act, as authorized by the World War
23 I Centennial Commission Act (Public Law 112–272) and
24 the Carl Levin and Howard P. “Buck” McKeon National
25 Defense Authorization Act for Fiscal Year 2015 (Public

1 Law 113–291), for necessary expenses of the World War
2 I Centennial Commission, \$1,000,000, to remain available
3 until September 30, 2024: *Provided*, That in addition to
4 the authority provided by section 6(g) of such Act, the
5 World War I Commission may accept money, in-kind per-
6 sonnel services, contractual support, or any appropriate
7 support from any executive branch agency for activities
8 of the Commission.

9 UNITED STATES SEMIQUINCENTENNIAL COMMISSION

10 SALARIES AND EXPENSES

11 For necessary expenses of the United States
12 Semiquincentennial Commission to plan and coordinate
13 observances and activities associated with the 250th anni-
14 versary of the founding of the United States, as authorized
15 by Public Law 116–282, the technical amendments to
16 Public Law 114–196, \$15,000,000, to remain available
17 until September 30, 2024.

18 TITLE IV

19 GENERAL PROVISIONS

20 (INCLUDING TRANSFERS OF FUNDS)

21 RESTRICTION ON USE OF FUNDS

22 SEC. 401. No part of any appropriation contained in
23 this Act shall be available for any activity or the publica-
24 tion or distribution of literature that in any way tends to
25 promote public support or opposition to any legislative

1 proposal on which Congressional action is not complete
2 other than to communicate to Members of Congress as
3 described in 18 U.S.C. 1913.

4 OBLIGATION OF APPROPRIATIONS

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

8 DISCLOSURE OF ADMINISTRATIVE EXPENSES

9 SEC. 403. The amount and basis of estimated over-
10 head charges, deductions, reserves, or holdbacks, including
11 working capital fund charges, from programs, projects, ac-
12 tivities and subactivities to support government-wide, de-
13 partmental, agency, or bureau administrative functions or
14 headquarters, regional, or central operations shall be pre-
15 sented in annual budget justifications and subject to ap-
16 proval by the Committees on Appropriations of the House
17 of Representatives and the Senate. Changes to such esti-
18 mates shall be presented to the Committees on Appropria-
19 tions for approval.

20 MINING APPLICATIONS

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

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

12 (c) REPORT.—On September 30, 2024, the Secretary
13 of the Interior shall file with the House and Senate Com-
14 mittees on Appropriations and the Committee on Natural
15 Resources of the House and the Committee on Energy and
16 Natural Resources of the Senate a report on actions taken
17 by the Department under the plan submitted pursuant to
18 section 314(c) of the Department of the Interior and Re-
19 lated Agencies Appropriations Act, 1997 (Public Law
20 104–208).

21 (d) MINERAL EXAMINATIONS.—In order to process
22 patent applications in a timely and responsible manner,
23 upon the request of a patent applicant, the Secretary of
24 the Interior shall allow the applicant to fund a qualified
25 third-party contractor to be selected by the Director of the

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

9 CONTRACT SUPPORT COSTS, PRIOR YEAR LIMITATION

10 SEC. 405. Sections 405 and 406 of division F of the
11 Consolidated and Further Continuing Appropriations Act,
12 2015 (Public Law 113–235) shall continue in effect in fis-
13 cal year 2023.

14 CONTRACT SUPPORT COSTS, FISCAL YEAR 2023

15 LIMITATION

16 SEC. 406. Amounts provided by this Act for fiscal
17 year 2023 under the headings “Department of Health and
18 Human Services, Indian Health Service, Contract Support
19 Costs” and “Department of the Interior, Bureau of Indian
20 Affairs and Bureau of Indian Education, Contract Sup-
21 port Costs” are the only amounts available for contract
22 support costs arising out of self-determination or self-gov-
23 ernance contracts, grants, compacts, or annual funding
24 agreements for fiscal year 2023 with the Bureau of Indian
25 Affairs, Bureau of Indian Education, and the Indian

1 Health Service: *Provided*, That such amounts provided by
2 this Act are not available for payment of claims for con-
3 tract support costs for prior years, or for repayments of
4 payments for settlements or judgments awarding contract
5 support costs for prior years.

6 FOREST MANAGEMENT PLANS

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

22 PROHIBITION WITHIN NATIONAL MONUMENTS

23 SEC. 408. No funds provided in this Act may be ex-
24 pended to conduct preleasing, leasing and related activities
25 under either the Mineral Leasing Act (30 U.S.C. 181 et

1 seq.) or the Outer Continental Shelf Lands Act (43 U.S.C.
2 1331 et seq.) within the boundaries of a National Monu-
3 ment established pursuant to the Act of June 8, 1906 (16
4 U.S.C. 431 et seq.) as such boundary existed on January
5 20, 2001, except where such activities are allowed under
6 the Presidential proclamation establishing such monu-
7 ment.

8 LIMITATION ON TAKINGS

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

20 PROHIBITION ON NO-BID CONTRACTS

21 SEC. 410. None of the funds appropriated or other-
22 wise made available by this Act to executive branch agen-
23 cies may be used to enter into any Federal contract unless
24 such contract is entered into in accordance with the re-
25 quirements of Chapter 33 of title 41, United States Code,

1 or Chapter 137 of title 10, United States Code, and the
2 Federal Acquisition Regulation, unless—

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

7 (2) such contract is authorized by the Indian
8 Self-Determination and Education Assistance Act
9 (Public Law 93–638, 25 U.S.C. 450 et seq.) or by
10 any other Federal laws that specifically authorize a
11 contract within an Indian tribe as defined in section
12 4(e) of that Act (25 U.S.C. 450b(e)); or

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

15 POSTING OF REPORTS

16 SEC. 411. (a) Any agency receiving funds made avail-
17 able in this Act, shall, subject to subsections (b) and (c),
18 post on the public website of that agency any report re-
19 quired to be submitted by the Congress in this or any
20 other Act, upon the determination by the head of the agen-
21 cy that it shall serve the national interest.

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

23 (1) the public posting of the report com-
24 promises national security; or

25 (2) the report contains proprietary information.

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

5 NATIONAL ENDOWMENT FOR THE ARTS GRANT

6 GUIDELINES

7 SEC. 412. Of the funds provided to the National En-
8 dowment for the Arts—

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

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

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

1 NATIONAL ENDOWMENT FOR THE ARTS PROGRAM
2 PRIORITIES

3 SEC. 413. (a) In providing services or awarding fi-
4 nancial assistance under the National Foundation on the
5 Arts and the Humanities Act of 1965 from funds appro-
6 priated under this Act, the Chairperson of the National
7 Endowment for the Arts shall ensure that priority is given
8 to providing services or awarding financial assistance for
9 projects, productions, workshops, or programs that serve
10 underserved populations.

11 (b) In this section:

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

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

24 (c) In providing services and awarding financial as-
25 sistance under the National Foundation on the Arts and

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. 414. 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 within 60 days
9 of enactment of this Act.

10 EXTENSION OF GRAZING PERMITS

11 SEC. 415. The terms and conditions of section 325
12 of Public Law 108–108 (117 Stat. 1307), regarding graz-
13 ing permits issued by the Forest Service on any lands not
14 subject to administration under section 402 of the Federal
15 Lands Policy and Management Act (43 U.S.C. 1752),
16 shall remain in effect for fiscal year 2023.

17 FUNDING PROHIBITION

18 SEC. 416. (a) None of the funds made available in
19 this Act may be used to maintain or establish a computer
20 network unless such network is designed to block access
21 to pornography websites.

22 (b) Nothing in subsection (a) shall limit the use of
23 funds necessary for any Federal, State, tribal, or local law
24 enforcement agency or any other entity carrying out crimi-
25 nal investigations, prosecution, or adjudication activities.

1 HUMANE TRANSFER AND TREATMENT OF ANIMALS

2 SEC. 417. (a) Notwithstanding any other provision
3 of law, the Secretary of the Interior, with respect to land
4 administered by the Bureau of Land Management, or the
5 Secretary of Agriculture, with respect to land adminis-
6 tered by the Forest Service (referred to in this section as
7 the “Secretary concerned”), may transfer excess wild
8 horses and burros that have been removed from land ad-
9 ministered by the Secretary concerned to other Federal,
10 State, and local government agencies for use as work ani-
11 mals.

12 (b) The Secretary concerned may make a transfer
13 under subsection (a) immediately on the request of a Fed-
14 eral, State, or local government agency.

15 (c) An excess wild horse or burro transferred under
16 subsection (a) shall lose status as a wild free-roaming
17 horse or burro (as defined in section 2 of Public Law 92–
18 195 (commonly known as the “Wild Free-Roaming Horses
19 and Burros Act”) (16 U.S.C. 1332)).

20 (d) A Federal, State, or local government agency re-
21 ceiving an excess wild horse or burro pursuant to sub-
22 section (a) shall not—

23 (1) destroy the horse or burro in a manner that
24 results in the destruction of the horse or burro into
25 a commercial product;

1 (2) sell or otherwise transfer the horse or burro
2 in a manner that results in the destruction of the
3 horse or burro for processing into a commercial
4 product; or

5 (3) euthanize the horse or burro, except on the
6 recommendation of a licensed veterinarian in a case
7 of severe injury, illness, or advanced age.

8 (e) Amounts appropriated by this Act shall not be
9 available for—

10 (1) the destruction of any healthy, unadopted,
11 and wild horse or burro under the jurisdiction of the
12 Secretary concerned (including a contractor); or

13 (2) the sale of a wild horse or burro that results
14 in the destruction of the wild horse or burro for
15 processing into a commercial product.

16 FOREST SERVICE FACILITY REALIGNMENT AND
17 ENHANCEMENT AUTHORIZATION EXTENSION

18 SEC. 418. Section 503(f) of Public Law 109–54 (16
19 U.S.C. 580d note) shall be applied by substituting “Sep-
20 tember 30, 2023” for “September 30, 2019”.

21 USE OF AMERICAN IRON AND STEEL

22 SEC. 419. (a)(1) None of the funds made available
23 by a State water pollution control revolving fund as au-
24 thorized by section 1452 of the Safe Drinking Water Act
25 (42 U.S.C. 300j–12) shall be used for a project for the

1 construction, alteration, maintenance, or repair of a public
2 water system or treatment works unless all of the iron and
3 steel products used in the project are produced in the
4 United States.

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

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

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

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

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

23 (c) If the Administrator receives a request for a waiv-
24 er under this section, the Administrator shall make avail-
25 able to the public on an informal basis a copy of the re-

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

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

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

16 LOCAL COOPERATOR TRAINING AGREEMENTS AND TRANS-
17 FERS OF EXCESS EQUIPMENT AND SUPPLIES FOR
18 WILDFIRES

19 SEC. 420. The Secretary of the Interior is authorized
20 to enter into grants and cooperative agreements with vol-
21 unteer fire departments, rural fire departments, rangeland
22 fire protection associations, and similar organizations to
23 provide for wildland fire training and equipment, including
24 supplies and communication devices. Notwithstanding sec-
25 tion 121(c) of title 40, United States Code, or section 521

1 of title 40, United States Code, the Secretary is further
2 authorized to transfer title to excess Department of the
3 Interior firefighting equipment no longer needed to carry
4 out the functions of the Department's wildland fire man-
5 agement program to such organizations.

6 RECREATION FEES

7 SEC. 421. Section 810 of the Federal Lands Recre-
8 ation Enhancement Act (16 U.S.C. 6809) shall be applied
9 by substituting "October 1, 2024" for "September 30,
10 2019".

11 REPROGRAMMING GUIDELINES

12 SEC. 422. None of the funds made available in this
13 Act, in this and prior fiscal years, may be reprogrammed
14 without the advance approval of the House and Senate
15 Committees on Appropriations in accordance with the re-
16 programming procedures contained in the explanatory
17 statement described in section 4 (in the matter preceding
18 division A of this consolidated Act).

19 LOCAL CONTRACTORS

20 SEC. 423. Section 412 of division E of Public Law
21 112-74 shall be applied by substituting "fiscal year 2023"
22 for "fiscal year 2019".

1 SHASTA-TRINITY MARINA FEE AUTHORITY

2 AUTHORIZATION EXTENSION

3 SEC. 424. Section 422 of division F of Public Law
4 110–161 (121 Stat 1844), as amended, shall be applied
5 by substituting “fiscal year 2023” for “fiscal year 2019”.

6 INTERPRETIVE ASSOCIATION AUTHORIZATION EXTENSION

7 SEC. 425. Section 426 of division G of Public Law
8 113–76 (16 U.S.C. 565a–1 note) shall be applied by sub-
9 stituting “September 30, 2023” for “September 30,
10 2019”.

11 PUERTO RICO SCHOOLING AUTHORIZATION EXTENSION

12 SEC. 426. The authority provided by the 19th un-
13 numbered paragraph under heading “Administrative Pro-
14 visions, Forest Service” in title III of Public Law 109–
15 54, as amended, shall be applied by substituting “fiscal
16 year 2023” for “fiscal year 2019”.

17 FOREST BOTANICAL PRODUCTS FEE COLLECTION

18 AUTHORIZATION EXTENSION

19 SEC. 427. Section 339 of the Department of the Inte-
20 rior and Related Agencies Appropriations Act, 2000 (as
21 enacted into law by Public Law 106–113; 16 U.S.C. 528
22 note), as amended by section 335(6) of Public Law 108–
23 108 and section 432 of Public Law 113–76, shall be ap-
24 plied by substituting “fiscal year 2023” for “fiscal year
25 2019”.

1 CHACO CANYON

2 SEC. 428. None of the funds made available by this
3 Act may be used to accept a nomination for oil and gas
4 leasing under 43 CFR 3120.3 et seq., or to offer for oil
5 and gas leasing, any Federal lands within the withdrawal
6 area identified on the map of the Chaco Culture National
7 Historical Park prepared by the Bureau of Land Manage-
8 ment and dated April 2, 2019.

9 TRIBAL LEASES

10 SEC. 429. Notwithstanding any other provision of
11 law, in the case of any lease under section 105(l) of the
12 Indian Self-Determination and Education Assistance Act
13 (25 U.S.C. 5324(l)), the initial lease term shall commence
14 no earlier than the date of receipt of the lease proposal.

15 FOREST ECOSYSTEM HEALTH AND RECOVERY FUND

16 SEC. 430. The authority provided under the heading
17 “Forest Ecosystem Health and Recovery Fund” in title
18 I of Public Law 111–88, as amended by section 117 of
19 division F of Public Law 113–235, shall be applied by sub-
20 stituting “fiscal year 2023” for “fiscal year 2020” each
21 place it appears.

1 ALLOCATION OF PROJECTS, NATIONAL PARKS AND PUB-
2 LIC LAND LEGACY RESTORATION FUND AND LAND
3 AND WATER CONSERVATION FUND

4 SEC. 431. (a)(1) Within 45 days of enactment of this
5 Act, the Secretary of the Interior shall allocate amounts
6 made available from the National Parks and Public Land
7 Legacy Restoration Fund for fiscal year 2023 pursuant
8 to subsection (c) of section 200402 of title 54, United
9 States Code, and as provided in subsection (e) of such sec-
10 tion of such title, to the agencies of the Department of
11 the Interior and the Department of Agriculture specified,
12 in the amounts specified, for the stations and unit names
13 specified, and for the projects and activities specified in
14 the table titled “Allocation of Funds: National Parks and
15 Public Land Legacy Restoration Fund Fiscal Year 2023”
16 in the report accompanying this Act.

17 (2) Within 45 days of enactment of this Act, the Sec-
18 retary of the Interior and the Secretary of Agriculture,
19 as appropriate, shall allocate amounts made available for
20 expenditure from the Land and Water Conservation Fund
21 for fiscal year 2023 pursuant to subsection (a) of section
22 200303 of title 54, United States Code, to the agencies
23 and accounts specified, in the amounts specified, and for
24 the projects and activities specified in the table titled “Al-

1 location of Funds: Land and Water Conservation Fund
2 Fiscal Year 2023” in the report accompanying this Act.

3 (b) Except as otherwise provided by subsection (c)
4 of this section, neither the President nor his designee may
5 allocate any amounts that are made available for any fiscal
6 year under subsection (c) of section 200402 of title 54,
7 United States Code, or subsection (a) of section 200303
8 of title 54, United States Code, other than in amounts
9 and for projects and activities that are allocated by sub-
10 sections (a)(1) and (a)(2) of this section: *Provided*, That
11 in any fiscal year, the matter preceding this proviso shall
12 not apply to the allocation of amounts for continuing ad-
13 ministration of programs allocated funds from the Na-
14 tional Parks and Public Land Legacy Restoration Fund
15 or the Land and Water Conservation Fund, which may
16 be allocated only in amounts that are no more than the
17 allocation for such purposes in subsections (a)(1) and
18 (a)(2) of this section.

19 (c) The Secretary of the Interior and the Secretary
20 of Agriculture may reallocate amounts from each agency’s
21 “Contingency Fund” line in the table titled “Allocation
22 of Funds: National Parks and Public Land Legacy Res-
23 toration Fund Fiscal Year 2023” to any project funded
24 by the National Parks and Public Land Legacy Restora-
25 tion Fund within the same agency, from any fiscal year,

1 that experienced a funding deficiency due to unforeseen
2 cost overruns, in accordance with the following require-
3 ments:

4 (1) “Contingency Fund” amounts may only be
5 reallocated if there is a risk to project completion re-
6 sulting from unforeseen cost overruns;

7 (2) “Contingency Fund” amounts may only be
8 reallocated for cost of adjustments and changes
9 within the original scope of effort for projects fund-
10 ed by the National Parks and Public Land Legacy
11 Restoration Fund; and

12 (3) The Secretary of the Interior or the Sec-
13 retary of Agriculture must provide written notifica-
14 tion to the Committees on Appropriations 30 days
15 before taking any actions authorized by this sub-
16 section if the amount reallocated from the “Contin-
17 gency Fund” line for a project is projected to be 10
18 percent or greater than the following, as applicable:

19 (A) The amount allocated to that project
20 in the table titled “Allocation of Funds: Na-
21 tional Parks and Public Land Legacy Restora-
22 tion Fund Fiscal Year 2023” in the report ac-
23 companying this Act; or

24 (B) The initial estimate in the most recent
25 report submitted, prior to enactment of this

1 Act, to the Committees on Appropriations pur-
2 suant to section 434(e) of Division G of the
3 Consolidated Appropriations Act, 2021 (Public
4 Law 116–260).

5 (d)(1) Concurrent with the annual budget submission
6 of the President for fiscal year 2024, the Secretary of the
7 Interior and the Secretary of Agriculture shall each sub-
8 mit to the Committees on Appropriations of the House
9 of Representatives and the Senate project data sheets for
10 the projects in the “Submission of Annual List of Projects
11 to Congress” required by section 200402(h) of title 54,
12 United States Code: *Provided*, That the “Submission of
13 Annual List of Projects to Congress” must include a
14 “Contingency Fund” line for each agency within the allo-
15 cations defined in subsection (e) of section 200402 of title
16 54, United States Code: *Provided further*, That in the
17 event amounts allocated by this Act or any prior Act for
18 the National Parks and Public Land Legacy Restoration
19 Fund are no longer needed to complete a specified project,
20 such amounts may be reallocated in such submission to
21 that agency’s “Contingency Fund” line: *Provided further*,
22 That any proposals to change the scope of or terminate
23 a previously approved project must be clearly identified
24 in such submission.

1 (2)(A) Concurrent with the annual budget sub-
2 mission of the President for fiscal year 2024, the
3 Secretary of the Interior and the Secretary of Agri-
4 culture shall each submit to the Committees on Ap-
5 propriations of the House of Representatives and the
6 Senate a list of supplementary allocations for Fed-
7 eral land acquisition and Forest Legacy Projects at
8 the National Park Service, the U.S. Fish and Wild-
9 life Service, the Bureau of Land Management, and
10 the U.S. Forest Service that are in addition to the
11 “Submission of Cost Estimates” required by section
12 200303(c)(1) of title 54, United States Code, that
13 are prioritized and detailed by account, program,
14 and project, and that total no less than half the full
15 amount allocated to each account for that land man-
16 agement Agency under the allocations submitted
17 under section 200303(c)(1) of title 54, United
18 States Code: *Provided*, That in the event amounts
19 allocated by this Act or any prior Act pursuant to
20 subsection (a) of section 200303 of title 54, United
21 States Code are no longer needed because a project
22 has been completed or can no longer be executed,
23 such amounts must be clearly identified if proposed
24 for reallocation in the annual budget submission.

1 (B) The Federal land acquisition and Forest
2 Legacy projects in the “Submission of Cost Esti-
3 mates” required by section 200303(c)(1) of title 54,
4 United States Code, and on the list of supple-
5 mentary allocations required by subparagraph (A)
6 shall be comprised only of projects for which a will-
7 ing seller has been identified and for which an ap-
8 praisal or market research has been initiated.

9 (C) Concurrent with the annual budget submis-
10 sion of the President for fiscal year 2024, the Sec-
11 retary of the Interior and the Secretary of Agri-
12 culture shall each submit to the Committees on Ap-
13 propriations of the House of Representatives and the
14 Senate project data sheets in the same format and
15 containing the same level of detailed information
16 that is found on such sheets in the Budget Justifica-
17 tions annually submitted by the Department of the
18 Interior with the President’s Budget for the projects
19 in the “Submission of Cost Estimates” required by
20 section 200303(c)(1) of title 54, United States Code,
21 and in the same format and containing the same
22 level of detailed information that is found on such
23 sheets submitted to the Committees pursuant to sec-
24 tion 427 of division D of the Further Consolidated
25 Appropriations Act, 2020 (Public Law 116–94) for

1 the list of supplementary allocations required by
2 subparagraph (A).

3 (e) The Department of the Interior and the Depart-
4 ment of Agriculture shall provide the Committees on Ap-
5 propriations of the House of Representatives and Senate
6 quarterly reports on the status of balances of projects and
7 activities funded by the National Parks and Public Land
8 Legacy Restoration Fund for amounts allocated pursuant
9 to subsection (a)(1) of this section and the status of bal-
10 ances of projects and activities funded by the Land and
11 Water Conservation Fund for amounts allocated pursuant
12 to subsection (a)(2) of this section, including all uncom-
13 mitted, committed, and unobligated funds, and, for
14 amounts allocated pursuant to subsection (a)(1) of this
15 section, National Parks and Public Land Legacy Restora-
16 tion Fund amounts reallocated pursuant to subsection (c)
17 of this section.

18 POLICIES RELATING TO BIOMASS ENERGY

19 SEC. 432. To support the key role that forests in the
20 United States can play in addressing the energy needs of
21 the United States, the Secretary of Energy, the Secretary
22 of Agriculture, and the Administrator of the Environ-
23 mental Protection Agency shall, consistent with their mis-
24 sions, jointly—

1 (1) ensure that Federal policy relating to forest
2 bioenergy—

3 (A) is consistent across all Federal depart-
4 ments and agencies; and

5 (B) using the best available science, recog-
6 nizes the benefits of the use of forest biomass
7 for energy, conservation, and responsible forest
8 management; and

9 (2) establish clear and simple policies for the
10 use of forest biomass as an energy solution, includ-
11 ing policies that—

12 (A) reflect the carbon benefits of forest
13 bioenergy and recognize biomass as a renewable
14 energy source, provided the use of forest bio-
15 mass for energy production does not cause con-
16 version of forests to non-forest use;

17 (B) encourage private investment through-
18 out the forest biomass supply chain, including
19 in—

20 (i) working forests;

21 (ii) harvesting operations;

22 (iii) forest improvement operations;

23 (iv) forest bioenergy production;

24 (v) wood products manufacturing; or

25 (vi) paper manufacturing;

1 (C) encourage forest management to im-
2 prove forest health; and

3 (D) recognize State initiatives to produce
4 and use forest biomass.

5 TIMBER SALE REQUIREMENTS

6 SEC. 433. No timber sale in Alaska's Region 10 shall
7 be advertised if the indicated rate is deficit (defined as
8 the value of the timber is not sufficient to cover all logging
9 and stumpage costs and provide a normal profit and risk
10 allowance under the Forest Service's appraisal process)
11 when appraised using a residual value appraisal. The west-
12 ern red cedar timber from those sales which is surplus
13 to the needs of the domestic processors in Alaska, shall
14 be made available to domestic processors in the contiguous
15 48 United States at prevailing domestic prices. All addi-
16 tional western red cedar volume not sold to Alaska or con-
17 tiguous 48 United States domestic processors may be ex-
18 ported to foreign markets at the election of the timber sale
19 holder. All Alaska yellow cedar may be sold at prevailing
20 export prices at the election of the timber sale holder.

21 TRANSFER AUTHORITY TO FEDERAL HIGHWAY ADMINIS-
22 TRATION FOR THE NATIONAL PARKS AND PUBLIC
23 LAND LEGACY RESTORATION FUND

24 SEC. 434. Funds made available or allocated in this
25 Act to the Department of the Interior or the Department

1 of Agriculture that are subject to the allocations and limi-
2 tations in 54 U.S.C. 200402(e) and prohibitions in 54
3 U.S.C. 200402(f) may be further allocated or reallocated
4 to the Federal Highway Administration for transportation
5 projects of the covered agencies defined in 54 U.S.C.
6 200401(2).

7 ICE AGE NATIONAL SCENIC TRAIL

8 SEC. 435. Section 5(a)(10) of the National Trails
9 System Act (16 U.S.C. 1244(a)(10)) is amended by strik-
10 ing the third and fourth sentences and inserting “The trail
11 shall be administered by the Secretary of the Interior as
12 a unit of the National Park System.”.

13 FACILITIES RENOVATION FOR URBAN INDIAN ORGANIZA-
14 TIONS TO THE EXTENT AUTHORIZED FOR OTHER
15 GOVERNMENT CONTRACTORS

16 SEC. 436. The Secretary of Health and Human Serv-
17 ices may authorize an urban Indian organization (as de-
18 fined in section 4 of the Indian Health Care Improvement
19 Act (25 U.S.C. 1603) that is awarded a grant or contract
20 under title V of that Act (25 U.S.C. 1651 et seq.)) to
21 use funds provided in such grant or contract for minor
22 renovations to facilities or construction or expansion of fa-
23 cilities, including leased facilities, to assist the urban In-
24 dian organization in meeting or maintaining standards

1 issued by Federal or State governments or by accredita-
2 tion organizations.

3 TONGASS NATIONAL FOREST

4 SEC. 437. None of the funds made available by this
5 Act may be used to plan, design, study, or construct, for
6 the purpose of harvesting timber by private entities or in-
7 dividuals, a forest development road in the Tongass Na-
8 tional Forest.

9 ROAD CONSTRUCTION

10 SEC. 438. Section 8206(a)(4)(B)(i) of the Agricul-
11 tural Act of 2014 (16 U.S.C. 2113a(a)(4)(B)(i)) is
12 amended by inserting “or Bureau of Land Management
13 managed” after “National Forest System”.

14 PERMIT PROHIBITION

15 SEC. 439. None of the funds made available by this
16 Act may be used to issue a permit for the import of a
17 sport-hunted trophy of an elephant or lion taken in Tan-
18 zania, Zimbabwe, or Zambia. The limitation described in
19 this section shall not apply in the case of the administra-
20 tion of a tax or tariff.

21 This division may be cited as the “Department of the
22 Interior, Environment, and Related Agencies Appropria-
23 tions Act, 2023”.

Union Calendar No. 308

117TH CONGRESS
2^D SESSION

H. R. 8262

[Report No. 117-400]

A BILL

Making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2023, and for other purposes.

JULY 1, 2022

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