Mr. BINGAMAN. Mr. President, I would announce for the information of the Senate and the public that the Committee has scheduled a hearing to consider the nomination of Dan R. Brouillette to be an Assistant Secretary of Energy (Congressional and Intergovernmental Affairs).

The hearing will take place on Wednesday, July 18, at 9 a.m. in room 306 of the Dirksen Senate Office Building.

Those wishing to submit written statements on the nominations should address them to the Committee on Energy and Natural Resources, United States Senate, Washington, DC 20510. For further information, please contact Sam Fowler at 202-224-7571.

AUTHORITY FOR COMMITTEES TO MEET

SUBCOMMITTEE ON SCIENCE, TECHNOLOGY AND SPACE

Mr. REID. Mr. President, I ask unanimous consent that the Subcommittee on Science, Technology and Space of the Committee on Commerce, Science, and Transportation be authorized to meet on "Holes in the Net: Security Risks and the Consumer," on Monday, July 16, 2001, at 1 p.m.

The PRESIDING OFFICER. Without objection, it is so ordered.

PRIVILEGE OF THE FLOOR

Mr. REID. Mr. President, I ask unanimous consent that Roger Cockrell and James Crum, Appropriations Committee staff, be granted privileges of the floor for the duration of the consideration of the bill now before the Senate.

The PRESIDING OFFICER. Without objection, it is so ordered.

DEPARTMENT OF THE INTERIOR AND RELATED AGENCIES APPROPRIATIONS ACT, 2002

On July 12, 2001, the Senate amended and passed H.R. 2217, as follows:

Resolved, that the bill from the House of Representatives (H.R. 2217) entitled "An Act making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2002, and for other purposes", do pass with the following amendment:

Strike out all after the enacting clause and insert:

That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Department of the Interior consolidated agencies for the fiscal year ending September 30, 2002, and for other purposes, namely:

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For further information, please contact Forino Cirillo at 202-224-7571.
CONGRESSIONAL RECORD—SENATE  July 16, 2001

Firefighting Fund" may be transferred and merged with any other Fund. Persons hired pursuant to 42 U.S.C. 1609 may be furnished subsistence and lodging without cost from funds available from this appropriation and any other Fund. That notwithstanding 42 U.S.C. 1609 et seq., $9,978,000, to remain available until expended without further appropriation: Provided further, That such sums recovered from or paid by any party are not limited to monetary pay- ments and may include stocks, bonds or other personal or real property, which may be retained, liquidated, or otherwise disposed of by the Secretary and which shall be credited to this account.

CONSTRUCTION

For construction of buildings, recreation fa- cilities, roads, trails, and appurtenant facilities, $12,976,000, to remain available until expended.

PAYROLL TAXES

For expenses necessary to implement the Act of October 20, 1976, as amended (31 U.S.C. 6901– 6907), $220,000,000, of which not to exceed $400,000 shall be available for administrative expenses and of which $50,000,000 is for the con- servation activities defined in section 250(c)(4)(E)(xiii) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, for the purposes of such Act: Pro- vided, That no payment shall be made to other- wise eligible units of local government if the computed amount of the payment is less than $100.

LAND ACQUISITION

For expenses necessary to carry out sections 205, 206, and 207 of the Public Law 94–579, in- cluding administrative expenses and acquisition of lands or waters, or interests therein, $45,686,000, to be derived from the Land and Water Conservation Fund: Provided, That no payment shall be made for acquisition of any lands or interests therein under this section for which funds were expended to provide that the land will be used on the exact lands damaged which led to the action: Provided further, That any such moneys that are in excess of amounts needed to repair damage to the exact land for which funds were collected may be used to repair other dam- aged public lands.

MISCELLANEOUS TRUST FUNDS

In addition to amounts authorized to be ex- pended to carry out the oxygen enrichment pro- gram authorized under section 107(f)(4) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, provided further, that the costs of implementing any cooperative agreement between the Federal government and any non- Federal entity may be shared, as mutually agreed on by the affected parties: Provided further, That in entering into such grants or coop- erative agreements, the Secretary may consider the end and extent of small and busing employment opportunities for rural communities, and that in entering into procurement contracts under this section on a best value basis, the Secre- tary may take into account the ability of the entity to enhance local and small business em- ployment opportunities in rural communities, and that the Secretary may award procurement contracts as a cooperative agreement under this section to entities that include local non-profit entities, Youth Conservation Corps or related partnerships, or small or disadvantaged businesses in the area. That funds ap- propriated under this head may be used to re- burse the United States Fish and Wildlife Serv- ice and the National Marine Fisheries Service for the costs of carrying out their responsibilities under the Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.) to consult and conference, as required by section 7 of such Act in connection with the carrying out of such responsibilities.

For an additional amount to cover necessary expenses for burned areas rehabilitation and fire suppression by the Department of the Inter- rior. Such sums, when available, to remain un- expended, of which $50,000,000 is for wildfire sup- pression and $20,000,000 is for burned areas re- habilitation: Provided, That the entire amount appropriated in this paragraph is designated by the Congress as an emergency requirement pur- suant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: Provided further, That these funds shall be available only to the extent an official budget request for a specific dollar amount, that includes designation of the entire amount of the request as an emergency require- ment as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress.

CENTRAL HAZARDOUS MATERIALS FUND

For necessary expenses of the Department of the Interior and any of its component offices and bureaus for the detection and appraisal of associated activities, of hazardous waste sub- stances, pollutants, or contaminants pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act, as amended (42 U.S.C. 9001 et seq.), $9,978,000, to remain available until expended: Provided, That notwithstanding 42 U.S.C. 3002, sums recovered from civil actions, condemnation, or lien and surcharge proceedings and reimbursement for remedial action or response ac- tivities conducted by the Department pursuant to section 107 or 113(f) of such Act, shall be credited to the appropriation until expended without further appropriation: Provided further, That such sums recovered from or paid by any party are not limited to monetary pay- ments and may include stocks, bonds or other personal or real property, which may be re- tained, liquidated, or otherwise disposed of by the Secretary and which shall be credited to this account.

FOREST ECOSYSTEMS HEALTH AND RECOVERY FUND

In addition to the purposes authorized in Public Law 102–381, funds made available in the Forest Ecosystem Health and Recovery Fund may be used for the purpose of planning, pre- paring, and monitoring salvage timber sales and forest ecosystem health and recovery activities such as release from competing vegetation and density and intensity control treatments. The Federal share of receipts (defined as the portion of salvage timber receipts not paid to the counties under 43 U.S.C. 1151 and 43 U.S.C. 1756, as amended), and Public Law 102–66) derived from treatments funded by this account shall be deposited into the Forest Ecosystem Health and Recovery Fund.

RANGE IMPROVEMENTS

For rehabilitation, range improvement, and acquisition of lands and interests therein, and improvement of Federal rangelands pursuant to section 401 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1710) and other Act, sums equal to 50 percent of all mon- eys received during the prior fiscal year under sections 13 and 15 of the Taylor Grazing Act (43 U.S.C. 215 and 217) and any provision to the contrary of section 250(a) of Public Law 94–579 (43 U.S.C. 1735(a)), any moneys that have been or will be received pursu- ant to section 107 or 113(f) of such Act, shall be available and may be expended under the authority of this Act by the Secretary to improve, protect, or rehabilitate any public lands administered through the Bureau of Land Management which have been damaged by the action of a re- source developer, purchaser, permissive, or any unauthorized person, without regard to whether all moneys collected from each such action are applied on the exact lands which led to the action: Provided further, That any such moneys that are in excess of amounts needed to repair damage to the exact land for which funds were collected may be used to repair other dam- aged public lands.

ADMINISTRATIVE PROVISIONS

Appropriations for the Bureau of Land Man- agement shall be available for purchase, erec- tion, and dismantlement of temporary struc- tures, and alteration and maintenance of nec- essary buildings and appurtenant facilities to which the United States has title; up to $100,000 for payments, at the discretion of the Secretary, for information or evidence concerning viola- tions of laws administered by the Bureau; mis- cellaneous and emergency expenses of enforce- ment activities authorized or approved by the Secretary and to be accounted for solely on her certificate, not to exceed $10,000: Provided, That notwithstanding 44 U.S.C. 501, the Bureau may, under cooperative cost-sharing and partnership arrangements or agreements authorized by Public Law 96–517, accept the free services and printing services from cooperators in connection with jointly produced publications for which the co-operators share the cost of printing either in whole or in part, and the Secretary determines the cooperator is capable of meeting accepted quality standards: Provided further, That section 28(f)(a) of title 30, United States Code, is amended by striking the first sent- ence and inserting, “The holder of each
For expenses necessary to carry out the Land and Water Conservation Fund Act of 1965, as amended (16 U.S.C. 4601–4604), including administrative expenses, and for private conservation efforts to be carried out on private lands, $50,000,000, to be derived from the Land and Water Conservation Fund, to remain available until expended, and to be for conservation spending category activities pursuant to section 251(c) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, for the purposes of such Act: Provided, That the amount provided herein is for a Landowner Incentive Program established by the Secretary that provides matching, competitive incentives for land conservation efforts that benefit federal lands and interests therein; $55,526,000, to remain available until expended.

For expenses necessary to carry out the Land and Water Conservation Fund Act of 1965, as amended (16 U.S.C. 4601–4604), including administrative expenses, and for private conservation efforts to be carried out on private lands, $10,000,000, to be derived from the Land and Water Conservation Fund, to remain available until expended, and to be for conservation spending category activities pursuant to section 251(c) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, for the purposes of such Act: Provided, That the amount provided herein is for a Landowner Incentive Program established by the Secretary that provides matching, competitive incentives for land conservation efforts that benefit federal lands and interests therein; $55,526,000, to remain available until expended.

For expenses necessary to carry out the Endangered Species Act of 1973 (16 U.S.C. 1531–1543), as amended, $91,000,000, to be derived from the Cooperative Endangered Species Conservation Fund, to remain available until expended, and to be for the conservation activities defined in section 250(c)(4)(E)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, for the purposes of such Act.

For expenses necessary to carry out the provisions of the North American Wetlands Conservation Act, Public Law 102–451, as amended, title II of the Federal Land and Water Conservation Fund Act of 1965, as amended, for the purposes of discretionary spending limits: Provided, That the amounts apportioned under this paragraph shall be adjusted equitably so that no State shall be apportioned a sum which is less than 1 percent of the full amount apportioned under this Act for any fiscal year for purposes described in this paragraph for any fiscal year or more than 5 percent of such amount: Provided further, That...
The Federal share of planning grants shall not exceed 75 percent of the total costs of such projects and the Federal share of implementation grants shall not exceed 50 percent of the total costs of such projects: Provided further, That the non-Federal share of such projects may not be derived from Federal grant programs: Provided further, That no State, territory, or other jurisdiction shall receive a grant unless it agrees in writing with the Secretary of the Interior to make such contributions towards participation in the projects as are necessary to assure the continued availability of such grants; Provided further, That the Secretary of the Interior, with appropriate priority placed on those species with the greatest conservation need and taking into consideration the amount and effectiveness of any other funding available for the conservation of those species: Provided further, That any amount apportioned in 2002 to any State, territory, or other jurisdiction that remains unobligated as of September 30, 2003, shall be reappropriated, together with funds appropriated in 2004, in the manner provided herein.

ADDITIONAL PROVISIONS

Appropriations and funds available to the United States Fish and Wildlife Service shall be available for purchase from Federal grantees of approximately 74 passenger motor vehicles, of which 69 are for replacement only (including 32 for police-type use); repair or damage to public roads within and adjacent to reservation areas caused by operations of the Service; options for the purchase of land at not to exceed $1 for each option; facilities incident to such public recreational uses on conservation areas as are consistent with their primary purpose; and the maintenance and improvement of aquaria, buildings, and other facilities under the jurisdiction of the Service and to which the United States has title, and which are used pursuant to law in connection with management and investigation of fish and wildlife resources: Provided, That notwithstanding sections 16 U.S.C. 510, 511, 517, 680, 688, 1120, and 1121, the Secretary of the Interior is authorized to acquire, by agreement, such lands and waters within the boundaries of the National Wildlife Refuge System as are consistent with the requirements of law and order incidents pursuant to established arrangements authorized by law, and such amounts as hereafter may be necessary: Provided, That hereafter the appropriations for the Service shall be apportioned among the Services in the manner provided in section 104 of the Everglades National Park Protection and Restoration Act of 1981, as amended, for the purposes of such Act.

LAND AND WATER CONSERVATION FUND

For expenses necessary to carry out the provisions of the Urban Park and Recreation Recovery Act of 1978 (16 U.S.C. 2591 et seq.), $20,000,000, to remain available until expended and to be for the conservation activities defined in section 250(c)(4)(E)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, for the purposes of such Act.

HISTORIC PRESERVATION FUND

For expenses necessary in carrying out the Historic Preservation Act of 1966, as amended (16 U.S.C. 470), and the Omnibus Parks and Public Land Management Act (Public Law 104-331), $74,000,000, to be derived from the Historic Preservation Fund, to remain available until September 30, 2003, and to be for the conservation activities defined in section 250(c)(4)(E)(xi) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, for the purposes of such Act.

For expenses necessary in carrying out the Historic Preservation Act of 1966, as amended (16 U.S.C. 470), and the Omnibus Parks and Public Land Management Act (Public Law 104-331), $74,000,000, to be derived from the Historic Preservation Fund, to remain available until September 30, 2003, and to be for the conservation activities defined in section 250(c)(4)(E)(xi) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, for the purposes of such Act.

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For expenses necessary in carrying out the Historic Preservation Act of 1966, as amended (16 U.S.C. 470), and the Omnibus Parks and Public Land Management Act (Public Law 104-331), $74,000,000, to be derived from the Historic Preservation Fund, to remain available until September 30, 2003, and to be for the conservation activities defined in section 250(c)(4)(E)(xi) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, for the purposes of such Act.
subject to an agreement that the lands to be acquired be used for perpetuity in perpetuity in perpetuity for the conservation or the conservation of the Everglades: Provided further, That none of the funds provided for the State Assistance program may be used to establish a contiguous

ADMINISTRATIVE PROVISIONS

Appropriations for the National Park Service shall be available for the purchase of not to exceed 315 passenger motor vehicles, of which 256 shall be for replacement only, including not to exceed 237 for police-type use, 11 buses, and 8 ambulances: Provided, That none of the funds appropriated to the National Park Service may be used to process any grant or contract documents which do not include the text of 18 U.S.C. 193: Provided further, That none of the funds appropriated to the National Park Service may be used to implement an agreement for the redevelopment of the southern end of Ellis Island until such agreement has been submitted to the Congress and shall not be implemented prior to the expiration of 30 calendar days (not including any day in which either House of Congress is not in session because of adjournment of more than 30 days or adjournment to a day certain) from the receipt by the Speaker of the House of Representatives and the President of the Senate of a full and comprehensive report on the development of the southern end of Ellis Island and replacing the facts and circumstances relied upon in support of the proposed project.

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

The National Park Service may distribute to operating units based on the safety record of each unit the costs of programs designed to improve workplace and employee safety, and to encourage increased worker compensation benefits pursuant to chapter 81 of title 5, United States Code, to return to appropriate positions for which they are medically able.

UNITED STATES GEOLOGICAL SURVEY
SURVEYS, INVESTIGATIONS, AND RESEARCH

For expenses necessary for the United States Geological Survey to perform surveys, investigations, geological mapping, mineral and water resources investigations of the United States, its territaries and possessions, and other areas as authorized by law, for preparing and printing maps and other topographic mapping or water resources data, and for the furnishing of topographic maps and other specialized surveys when it is administratively determined that such procedures are in the public interest; construction and maintenance of necessary buildings and appurtenant facilities; acquisition of lands for gauging stations and observation wells; expenses of the United States National Committee on Geographical Compensation and expenses of persons on the rolls of the Survey duly appointed to represent the United States in the negotiation and administration of international boundary treaties; and of which $54,000,000 shall be available until expended in support of the making of geophysical or other specialized surveys as the Secretary of the Interior may authorize, and for the making of the geophysical or other specialized surveys when it is administratively determined that such procedures are in the public interest; for engineering supervision to power permittees in connection with the development of the southern end of Ellis Island and other areas as authorized by law; for the furnishing of topographic maps and other maps applicable to oil, gas, and other minerals leases, permits, licenses and operating contracts; and for matching grants for cooperation agreements including the purchase of not to exceed eight passenger motor vehicles for replacement only, $151,933,000, of which $84,021,000 shall be available for royalty management activities; and of which $16,400,000 shall remain available until expended for conducting investigations in cooperation with States and municipalities.

ADMINISTRATIVE PROVISIONS

The amount appropriated for the United States Geological Survey shall be available for the purchase of not to exceed 315 passenger motor vehicles, of which 48 are for replacement only; reimbursement to the General Services Administration for security guard services; contracting for the furnishing of topographic maps and other special services and maps relative to the foregoing activities funded by appropriations herein made may be accomplished through the use of contracts, grants, or cooperative agreements as defined in 31 U.S.C. 6302.

MINERALS MANAGEMENT SERVICE
ROYALTY AND OFFSHORE MINERALS MANAGEMENT

For expenses necessary for minerals leasing and environmental studies, regulation of industry operations, and collection of royalties, as authorized by law; fines, penalties, and regulations applicable to oil, gas, and other minerals leases, permits, licenses and operating contracts; and for matching grants or cooperative agreements including the purchase of not to exceed eight passenger motor vehicles for replacement only, $151,933,000, of which $84,021,000 shall be available for royalty management activities; and of which $16,400,000 shall remain available until expended for conducting investigations in connection with the expected return in addition to the royalties received shall be divided among States and municipalities.

For expenses necessary for minerals leasing and environmental studies, regulation of industry operations, and collection of royalties, as authorized by law; for enforcement of regulations applicable to oil, gas, and other minerals leases, permits, licenses and operating contracts; and for matching grants or cooperative agreements including the purchase of not to exceed eight passenger motor vehicles for replacement only, $151,933,000, of which $84,021,000 shall be available for royalty management activities; and of which $16,400,000 shall remain available until expended for conducting investigations in connection with the expected return in addition to the royalties received shall be divided among States and municipalities.

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The amount appropriated for the United States Geological Survey shall be available for the purchase of not to exceed 315 passenger motor vehicles, of which 48 are for replacement only; reimbursement to the General Services Administration for security guard services; contracting for the furnishing of topographic maps and other special services and maps relative to the foregoing activities funded by appropriations herein made may be accomplished through the use of contracts, grants, or cooperative agreements as defined in 31 U.S.C. 6302.

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For construction, repair, improvement, and
maintenance of irrigation and power systems,
buildings, utilities, and other facilities, includ-
ing architect-engineer fees by contract;
acquisition of lands, and interests in
lands; and preparation of lands for farming,
and for construction of the Navajo Indian Irriga-
tion Project pursuant to Public Law 87–543,
$360,132,000, to remain available until expended:
Provided, That such amounts as may be avail-
able for Indian
Irrigation Project may be transferred to the Bu-
reau of Reclamation: Provided further, That not
to exceed 6 percent of contract authority avail-
able to the Bureau of Indian Affairs from the
Federal Highway Trust Fund may be used to
cover the road program management costs of the
Bureau: Provided further, That any funds pro-
vided for the Safety of Dams program pursuant
to 25 U.S.C. 13 shall be made available on a
nonreimbursable basis: Provided further,
That for fiscal year 2002, in implementing new con-
struction or rehabilitation, or repair and repair
project grants in excess of $100,000 that are pro-
vided to tribally controlled grant schools under
Public Law 106–297, as amended, the Secretary
shall consider whether the Indian tribe or tribal
organization would be more-
efficient in assuring that the construction projects
conform to applicable building standards and
codes and Federal, tribal, or State health and
safety standards as required by 25 U.S.C.
2005(a), with respect to organizational and fi-
nancial management capabilities: Provided fur-
ther, That if the Secretary declines an applica-
tion, the Secretary shall follow the requirements
contained in 25 U.S.C. 2505(h): Provided further,
That in consideration of applica-
tions, the Secretary shall consider whether the
Indian tribe or tribal organization would be more-
efficient in assuring that the construction projects
conform to applicable building standards and
codes and Federal, tribal, or State health and
safety standards as required by 25 U.S.C.
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codes and Federal, tribal, or State health and
safety standards as required by 25 U.S.C.
2005(a), with respect to organizational and fi-
nancial management capabilities: Provided fur-
ther, That if the Secretary declines an applica-
tion, the Secretary shall follow the requirements
contained in 25 U.S.C. 2505(h): Provided further,
That in consideration of applica-
tions, the Secretary shall consider whether the
Indian tribe or tribal organization would be more-
efficient in assuring that the construction projects
conform to applicable building standards and
codes and Federal, tribal, or State health and
safety standards as required by 25 U.S.C.
2005(a), with respect to organizational and fi-
nancial management capabilities: Provided fur-
ther, That if the Secretary declines an applica-
tion, the Secretary shall follow the requirements
contained in 25 U.S.C. 2505(h): Provided further,
That in consideration of applica-
tions, the Secretary shall consider whether the
Indian tribe or tribal organization would be more-
efficient in assuring that the construction projects
conform to applicable building standards and
codes and Federal, tribal, or State health and
safety standards as required by 25 U.S.C.
2005(a), with respect to organizational and fi-
nancial management capabilities: Provided fur-
ther, That if the Secretary declines an applica-
tion, the Secretary shall follow the requirements
contained in 25 U.S.C. 2505(h): Provided further,
That in consideration of applica-
tions, the Secretary shall consider whether the
Indian tribe or tribal organization would be more-
efficient in assuring that the construction projects
conform to applicable building standards and
codes and Federal, tribal, or State health and
safety standards as required by 25 U.S.C.
2005(a), with respect to organizational and fi-
nancial management capabilities: Provided fur-
ther, That if the Secretary declines an applica-
tion, the Secretary shall follow the requirements
contained in 25 U.S.C. 2505(h): Provided further,
7:192,000 shall be available until expended for technical and institutional management for disaster, mitigation, and maintenance, grant management, administration, and monitoring. Under the authority of law (42 U.S.C. 5170c); grants to the Government of American Samoa, in addition to current local revenues, for construction and support of government functions; grants to the Government of the Marshall Islands, and the Federated States of Micronesia to carry out the Compact of Free Association Act of 1978, as amended by law; grants to the Government of Guam, as authorized by law; and permits of the Northern Mariana Islands as authorized by law; (Public Law 94–241; 96 Stat. 272); and (2) $4,528,000 shall be available for salaries and expenses of the Office of Insular Affairs: Provided, That funds may be made available for a grant to and local governments herein provided for, including such transactions of all agencies or instrumentalities hereunder used by such government, or by the Department of the Interior, $537,000, of which $200,000 shall be made available for transfer to the Department of the Interior for the purpose of covering the repayment obligation of the Government of the Virgin Islands on Community Disaster Loan 844, as required by section 304 of the Congressional Budget Act of 1974, as amended (2 U.S.C. 661c): Provided further, That the amounts provided for technical assistance, sufficient funds shall be made available for the Close Up Foundation: Provided further, That the funds for the program of operations and maintenance, and institutional management are appropriated to the Departmental Management, and for capital improvements of capital infrastructure in American Samoa, Guam, the Virgin Islands, the Commonwealth of the Northern Mariana Islands, the Republic of Palau, the Republic of the Marshall Islands, and the Federated States of Micronesia through assessments of long-range operations maintenance needs, improved capability utilizing private institutions and agencies (including management and vocational education training), and project-specific maintenance (with territorial participation by the Secretary based on the individual territory’s commitment to timely maintenance of its capital assets). Provided further, That any Appropriations Acts or other legislation providing for Federal matching funds for the purpose of hazard mitigation grants provided pursuant to section 104 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170c).

COMPACT OF FREE ASSOCIATION

For economic assistance and necessary expenses for the Federated States of Micronesia and the Republic of the Marshall Islands as provided for in sections 122, 221, 223, 222, and 223 of the Compact of Free Association, and necessary economic assistance and necessary expenses for the Republic of Palau as provided for in sections 122, 221, 223, 222, and 223 of the Compact of Free Association, and necessary economic assistance and necessary expenses for the Republic of American Samoa for operations and maintenance, disaster assistance, insular management controls, and coral reef initiative activities, and brown tree snake control and research; grants to the judiciary in American Samoa for compensation for injuries or deaths arising out of official actions; and disaster assistance under this heading for不可用的文本。
shall be made available under this authority until the amounts that fund a program for "wildland fire operations shall be exhausted within thirty days: Provided further, That all funds used pursuant to this section are hereby designated by the Secretary to be the "Wildland Fire Operations Reserve Account'' pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, and must be replenished by a supplemental appropriation which must be requested as promptly as possible: Provided further, That such replenishment funds shall be used to reimburse, on a pro rata basis, accounts from which such funds were transferred.

SEC. 102. Appropriations made in this title shall be available for operation of warehouses, garages, shops, and similar facilities, wherever consolidation of activities will contribute to efficiency or economy, and said appropriations shall be reimbursed for services rendered to any other activity in the same manner as authorized by sections 1553 and 1556 of title 31, United States Code: Provided, That reimbursements for costs and supplies, materials, equipment, and for services rendered may be credited to the appropriate appropriation at the time such reimbursements are received.

SEC. 104. Appropriations made to the Department of the Interior in this title shall be available for obligation only as authorized by law (5 U.S.C. 301) after being reviewed and approved by the Secretary, in total amount not to exceed $500,000; hire, maintenance, and operation of aircraft; hire of passenger motor vehicles; purchase of required permits for telephone service in private residences in the field, when authorized under regulations approved by the Secretary; and the payment of dues, when authorized by the Secretary, for library membership in societies or associations which issue publications to members only or at a price to members lower than to subscribers who are not members.

SEC. 105. Appropriations available to the Department of the Interior for salaries and expenses shall be available for uniforms or allowances therefor, as authorized by law (5 U.S.C. 5901–5902 and D.C. Code 4–204).

SEC. 106. Annual appropriations made in this title shall be available for obligation in connection with authorized services or rentals for periods not in excess of 12 months beginning at any time during the fiscal year.

SEC. 107. No funds provided in this title may be expended for the conduct of offshore leasing, leasing and related activities placed under restriction in the President's moratorium statement of June 12, 1998, in the areas of northern, central, and southern California; the North Atlantic; Washington and Oregon; and the eastern Gulf of Mexico south of 26 degrees north latitude and east of 86 degrees west longitude.

SEC. 108. No funds provided in this title may be expended by the Department of the Interior for the conduct of offshore oil and natural gas leasing, leasing and related activities on lands within the North Auklet Basin planning area.

SEC. 109. No funds provided in this title may be expended by the Department of the Interior to conduct offshore oil and natural gas leasing, leasing and related activities in the eastern Gulf of Mexico planning area for any lands within the Outer Continental Shelf off the final Outer Continental Shelf 5-Year Oil and Gas Leasing Program, 1997–2002.

SEC. 110. No funds provided in this title may be expended by the Department of the Interior to conduct oil and natural gas leasing, leasing and related activities in the Mid-Atlantic and South Atlantic planning areas.

SEC. 111. Appropriations made under this title to Indian tribes, tribal organizations, and tribal consortia pursuant to the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450f et seq.) or the Tribally Controlled Schools Act of 1968 (25 U.S.C. 2501 et seq.) may be invested by the Indian tribe, tribal organization, or consortium before such funds are expended for the purpose of implementing any agreement, compact or annual funding agreement so long as such funds are—

(1) invested by the Indian tribe, tribal organization, or consortium in the lands of the United States, or in obligations or securities that are guaranteed or insured by the United States, or mutual (or other) funds registered with the Federal Deposit Insurance Corporation which only invest in obligations of the United States or securities that are guaranteed or insured by the United States;

(2) deposited only into accounts that are insured by an agency or instrumentality of the United States, or are fully collateralized to ensure protection of the funds, even in the event of a bank failure.

SEC. 112. Appropriations made in this Act under the headings Bureau of Indian Affairs and Office of American Indians and any available unobligated balances from prior appropriations Acts made under the same heading for preleasing, expenditure or transfer for Indian trust management activities pursuant to the Trust Management Improvement Project High Level Implementation Plan.

SEC. 113. A grazing permit or lease that expires (or is transferred) during fiscal year 2002 shall be renewed under section 402 of the Federal Land Policy and Management Act of 1976, as amended (43 U.S.C. 1752) or if applicable, section 510 of the California Desert Protection Act (16 U.S.C. 418aa–90). The terms and conditions contained in the permit or lease shall continue in effect under the new permit or lease until such time as the Secretary of the Interior completes processing of such permit or lease in compliance with all applicable laws and regulations, at which time such permit or lease may be canceled, suspended or modified, in whole or in part, to meet the requirements of such applicable laws and regulations. Nothing in this section shall be deemed to alter the Secretary's statutory authority.

SEC. 114. Notwithstanding any other provision of law, for the purpose of reducing the backlog of Indian probate cases in the Department of the Interior, the hearing requirements of chapter 510 of title 25, United States Code, are deemed satisfied by a proceeding conducted by an Indian probate judge, appointed by the Secretary without regard to the provisions of title 5, United States Code, governing the appointments in the competitive service, for such period of time as the Secretary determines necessary: Provided, That the basic pay of an Indian probate judge so appointed may be fixed by the Secretary without regard to the provisions of chapter 510 of title 25, United States Code, governing the pay of General Schedule employees, except that no such Indian probate judge may be paid at a level which exceeds the maximum rate of basic pay of an Attorney in the competitive service.

SEC. 115. Notwithstanding any other provision of law, the Secretary of the Interior is authorized to redistribute any Tribal Priority Allocation funds, including tribal base funds, to alleviate tribal funding inequities by transferring funds to address identified, unmet needs, dual enrollment, overlapping service areas or inaccuracy in tribal enrollment methodologies, the 10 percent limitation does not apply.

SEC. 116. Funds appropriated for the Bureau of Indian Affairs for programs for fiscal year 2002 shall be allocated among the schools proportionate to the unmet need of the schools as determined by the Postsecondary Education and Training Program as adopted by the Office of Indian Education Programs.

SEC. 117. (a) The Secretary of the Interior shall take such action as may be necessary to ensure that funds made available for the construction of the Huron Cemetery in Kansas City, Kansas (as described in section 123 of Public Law 106–291) are used only in accordance with this section.

(b) The Lands of the Huron Cemetery shall be used only (1) for religious and cultural uses that are compatible with the use of the lands as a cemetery, and (2) as a burial ground.

SEC. 118. Notwithstanding any other provision of law, in conveying the Twin Cities Research Center under the authority provided by Public Law 104–134, as amended by Public Law 104–298, the Secretary may accept and retain land and other forms of reimbursement: Provided, That the Secretary may retain and use any such reimbursement until expended and without further authorization: Provided further, That the National Wildlife Refuge System within the State of Minnesota; and (2) for all activities authorized by Public Law 100–530, as amended by Public Law 100–607.

SEC. 119. Section 412(b) of the National Parks Omnibus Management Act of 1998, as amended (16 U.S.C. 5961) is amended by striking "2001" and inserting "2002".

SEC. 120. Notwithstanding other provisions of law, the National Park Service may authorize, through cooperative agreement, the Golden Gate National Parks Association to provide fee-based education, interpretive and visitor service functions within the Crissy Field and Fort Point areas of the Presidio.

SEC. 121. Notwithstanding 31 U.S.C. 3320b(b), sums received by the Bureau of Land Management for the sale of seeds or seedlings including those collected in fiscal year 2001, may be credited to the appropriation from which funds were expended to acquire or grow the seeds or seedlings and are available without fiscal year limitation.

SEC. 122. TRIBAL SCHOOL CONSTRUCTION DEMONSTRATION PROGRAM. (a) Definitions.—In this section:

(1) CONSTRUCTION.—The term "construction'', with respect to a tribally controlled school, includes the construction or renovation of that school.

(2) INDIAN TRIBE.—The term "Indian tribe'' means the Secretary of the Interior.

(3) TRIBALLY CONTROLLED SCHOOL.—The term "tribally controlled school'' has the meaning given that term in section 5212 of the Tribally Controlled Schools Act of 1988 (25 U.S.C. 2511).

(4) DEPARTMENT.—The term "Department'' means the Department of the Interior.

(5) DEMONSTRATION PROGRAM.—The term "demonstration program'' means the Tribal School Construction Demonstration Program.

(b) Program.—The Secretary shall carry out a demonstration program to provide grants to Indian tribes for the construction of tribally controlled schools.

(1) IN GENERAL.—Subject to the availability of appropriations, in carrying out the demonstration program under subsection (b), the Secretary shall award a grant to each Indian tribe that submits an application that is approved by the Secretary under paragraph (2). The Secretary shall ensure that an eligible Indian tribe currently on the Department's priority list for construction of replacement educational facilities receives the highest priority for a grant under this section.

(2) SECRETARY.—The term "Secretary'' means the Secretary of the Interior.
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SEC. 124. The Secretary of the Interior may use any of the proceeds described in subsection (b) to make grants to States, local governments, or Indian tribes to: (A) acquire or construct parks, recreational facilities, or other facilities to serve as historical or cultural centers, or as parks for the benefit and enjoyment of the public, under the authority of any law; (B) provide for the establishment and maintenance of historic, archaeological, and traditional gathering sites of significance to the Puebloan Band of the Lumbee Indians; or (C) conduct studies and surveys of cultural sites, and shall make such grants at such rates as it determines to be appropriate.

SEC. 125. Under the provisions of subsection (b) of section 902 of the Act of September 8, 1959 (73 Stat. 470; 18 U.S.C. 47(a)), grants made under section 124(a) shall not be applicable to such use. Such use shall be in accordance with humane procedures prescribed by the Secretary.

SEC. 126. Upon application of the Governor of the State, the Secretary of the Interior shall (1) transfer not to exceed 25 percent of the State’s formula allocation under the heading “National Park Service, Land Acquisition and State Assistance” to increase the State’s allocation under the heading “United States Fish and Wildlife Service, State Wildlife Grants” or (2) transfer not to exceed 25 percent of the State’s formula allocation under the heading “United States Fish and Wildlife Service, State Wildlife Grants” to increase the State’s formula allocation under the heading “National Park Service, Land Acquisition and State Assistance”.

SEC. 127. The Administrator of General Services shall sell all right, title, and interest of the United States in and to the improvements and equipment described in subsection (b) that are situated on the land described in subsection (c) to the highest and best bidder for cash at public sale. The Administrator shall sell to the individual or group of individuals that submits the highest and best offer for the improvements and equipment described in subsection (b) that are situated on the land described in subsection (c). The Administrator shall give the Secretary of the Interior notice of the sale and shall make such improvements and equipment available for public sale at the sale.

SEC. 128. PRIOR AUTHORIZATION OF LEASING, LEASING, AND RELATED ACTIVITIES.—None of the funds made available by this Act shall be used to conduct any preleasing, leasing, or related activity under the Mineral Leasing Act (30 U.S.C. 182 et seq.) or the Outer Continental Shelf Land Act (43 U.S.C. 1321 et seq.) within the boundaries (in effect as of January 20, 2001) of a national monument established under the Act of June 8, 1916 (16 U.S.C. 431 et seq.) by the Secretary of the Interior.

SEC. 129. The National Park Service shall make the results of these evaluations no later than January 15, 2002, to the Committees on Appropriations of the Senate and the House of Representatives, the Committee on Energy and Natural Resources of the Senate, and the Committee on Resources of the House of Representatives.

SEC. 130. From within funds available the National Park Service shall conduct an Environmental Impact Statement on vessel entries into such parks taking into account possible impacts on whale populations: Provided, That none of the funds made available under this Act shall be used to decrease or increase the number of permits and vessel entries into the park or to decrease the levels established by the National Park Service effective for the 2001 season until the Environmental Impact Statement required by law is completed.

SEC. 131. The National Park Service shall provide the results of these evaluations no later than January 15, 2002, to the Committees on Appropriations of the Senate and the House of Representatives, the Committee on Energy and Natural Resources of the Senate, and the Committee on Resources of the House of Representatives.

SEC. 132. The Secretary of the Interior may use any of the proceeds described in subsection (b) to make grants to States, local governments, or Indian tribes to: (A) acquire or construct parks, recreational facilities, or other facilities to serve as historical or cultural centers, or as parks for the benefit and enjoyment of the public, under the authority of any law; (B) provide for the establishment and maintenance of historic, archaeological, and traditional gathering sites of significance to the Puebloan Band of the Lumbee Indians; or (C) conduct studies and surveys of cultural sites, and shall make such grants at such rates as it determines to be appropriate.

SEC. 133. The Congress finds that—

(1) the United States continues to rely on fossil fuels (including crude oil and natural gas) as a source of most of the energy consumed in the country;

(2) this reliance is likely to continue for the foreseeable future;

(3) about 65 percent of the energy needs of the United States are supplied by oil and natural gas;

(4) the United States is becoming increasingly reliant on clean-burning natural gas for electricity generation, home heating and air conditioning, agricultural needs, and essential chemical feedstock for industry;

(5) a large portion of the remaining crude oil and natural gas resources of the country are on Federal land located in the western United States, in Alaska, and off the coastline of the United States;

(6) the Gulf of Mexico has proven to be a significant new source of oil and natural gas and is predicted to remain a significant source in the immediate future;

(7) many States and counties oppose the development of Federal coastal oil and natural gas resources within or near the coastline, which opposition results in congressional, Executive, State, or local policies to prevent the development of those resources;

(8) actions that prevent the development of certain Federal crude oil and natural gas resources do not lessen the energy needs of the United States or of those States and counties that object to exploration and development for fossil fuels;

(9) actions to prevent the development of certain Federal crude oil and natural gas resources focus development pressure on the remaining areas of Federal coastal oil and natural gas resources, such as onshore areas in the western United States, and the central Gulf of Mexico off the coasts of Alabama, Alaska, Louisiana, Mississippi, and Texas;

(10) the development of Federal coastal crude oil and natural gas resources is accompanied by adverse effects on the infrastructure services, public services, and the environmental health of States, local communities, and local communities that host the development of those Federal resources;

(11) States, counties, and local communities do not have the power to tax adequately the development of Federal coastal crude oil and natural gas resources, particularly when those development...
activities occur off the coastline of States that have offshore oil and gas resources, such as Louisiana, Mississippi, and Texas; (2) the Mineral Leasing Act (30 U.S.C. 1331 et seq.), which governs the development of Federal crude oil and natural gas resources located offshore, provides, outside the budget and appropriations processes of the Federal Government, payments to States and local governments for the net proceeds from leases on Federal offshore crude oil and natural gas resources located in the amount of 50 percent of the annual revenues generated from Federal offshore crude oil and natural gas resources with adjacent coastal States that—

(a) serve as the platform for that development; and
(b) suffer adverse effects on the environment and infrastructure of the States.

(b) SENSE OF CONGRESS.—It is the sense of Congress that Congress should provide a significant portion of the Federal offshore oil and gas proceeds to coastal States that permit the development of Federal mineral resources off the coastline, including the States of Alabama, Louisiana, and Texas.

TITLE II—RELATED AGENCIES
DEPARTMENT OF AGRICULTURE
FOREST SERVICE
FOREST AND RANGELAND RESEARCH
For necessary expenses of forest and range land research as authorized by law, $242,822,000, to remain available until expended.

STATE AND PRIVATE FORESTRY
For necessary expenses of cooperating with and providing technical and financial assistance to States, territories, possessions, and others, and for forest health management, cooperative forestry, and education and land conservation activities and conducting an international program as authorized, $357,331,000, to remain available until expended; however, all balances remaining in the Fund for Forestry Research, which $101,000,000 is for Forest Legacy and the Mineral Leasing Act (Public Law 106–283).

For the acquisition of lands or interests in lands available until expended, as authorized by law, $500,000 shall be for the purchase of a conservation easement on the Conoecticut Lakes Tract, located in northern New Hampshire and owned by International Paper Co., and of which $500,000 shall be for the purchase of a conservation easement on the Range Creek Headwaters tract in Utah: Provided, That none of the funds provided under this heading for the acquisition of lands or interests in lands shall be available until the House Committee on Appropriations and the Senate Committee on Appropriations are notified of the amount of funds available, a list of specific acquisitions to be undertaken with such funds: Provided further, That notwithstanding any other provision of law, of which $338,000 is for ongoing activities on Mt. Rainier: Provided further, That of the funds provided for the acquisition of lands or interests in lands under the Forest Service Appropriation, up to $5,000,000 shall be allocated to the State of Alaska, in addition to its normal allocation for the purposes of preparing additional timber for sale, to establish a 3-year timber supply and such funds may be transferred to other appropriations accounts as necessary to maximize accomplishment: Provided further, That of the funds provided for Wildlife and Fish Habitat Management, $900,000 shall be provided to the State of Alaska for wildlife monitoring activities.

WILDFIRE MANAGEMENT
For necessary expenses for forest fire suppression, for Forest Legacy, and for the Forest Health Management, Vegetation and Management, and Reforestation of National Forest System lands, for emergency fire suppression on or adjacent to such lands or other lands under fire protection agreement, and for emergency rehabilitation and restoration, of which $338,000 is for ongoing activities on Mt. Rainier: Provided further, That the amounts provided for shall be available until expended: Provided further, That such funds including unobligated balances under this heading, available for repayments of advances from other appropriations accounts previously transferred for such purposes: Provided further, That not less than 30 percent of any unobligated balances (exclusive of amounts for hazardous fuels reduction) at the end of fiscal year 2001 shall be transferred as repayment for past advances that have not been repaid, to the fund established pursuant to section 3 of Public Law 71–319 (16 U.S.C. 576 et seq.): Provided further, That notwithstanding any other provision of law, $4,000,000 of funds appropriated for the Forest and Rangeland Research appropriation shall be used for Fire Science Research in support of the Joint Fire Science Program: Provided further, That of the amounts for the purchase of lands or interests in lands for the acquisition of lands or interests in lands under the Forest Service Appropriation, up to $15,000,000 may be available for the purchase of lands or interests in lands for the purposes of protecting communities when hazard reductions have been conducted on forest lands that have the potential to place such communities at risk: Provided further, That the Forest Service shall analyze the impact of restrictions on mechanical fuel treatments and forest access in the upcoming Chugach National Forest Plan: Provided further, That this analysis shall be completed before the release of the Chugach Forest Plan and shall be in line with the plan applicable to Federal lands that include Federal lands in accordance with authorities available to the Forest Service under the State and Private Forestry Appropriation: Provided further, That the amounts provided under this heading $2,838,000 is for the Ecological Restoration Institute, of which $338,000 is for hazardous fuels reduction activities on Mt. Trumbull: Provided further, That—

(1) In expending the funds provided with respect to this Act for hazardous fuels reduction, the Secretary of Agriculture may conduct fuel reduction treatments on Federal lands using all contracting and hiring authorities available to the Secretary applicable to hazardous fuels reduction activities under the wildland fire management accounts. Notwithstanding Federal government procurement and contracting laws, the Secretary may conduct fuel reduction treatments on Federal lands using grants and cooperative agreements. Notwithstanding Federal government procurement and contracting laws, in order to provide employees opportunities to people in rural communities, the Secretaries may award contracts, including contracts for monitoring activities, to—

(A) local private, nonprofit, or cooperative entities; (B) Youth Conservation Corpscrees or related organizations with State, local and non-profit youth groups; (C) small or micro-businesses; or

(D) other entities that will hire or train a significant percentage of individuals or complete such contracts. The authorities described above relating to contracts, grants, and cooperative agreements are available until all funds provided under this heading are expended: Provided further, That of the funds provided for the Forest Service under the State and Private Forestry Appropriation, up to $5,000,000 may be available for the purchase of lands or interests in lands for the purposes of protecting communities when hazard reductions have been conducted on forest lands that have the potential to place such communities at risk: Provided further, That the Forest Service shall analyze the impact of restrictions on mechanical fuel treatments and forest access in the upcoming Chugach National Forest Plan: Provided further, That this analysis shall be completed before the release of the Chugach Forest Plan and shall be in line with the plan applicable to Federal lands that include Federal lands in accordance with authorities available to the Forest Service under the State and Private Forestry Appropriation: Provided further, That the amounts provided under this heading $2,838,000 is for the Ecological Restoration Institute, of which $338,000 is for hazardous fuels reduction activities on Mt. Trumbull: Provided further, That— (A) local private, nonprofit, or cooperative entities; (B) Youth Conservation Corpscrees or related organizations with State, local and non-profit youth groups; (C) small or micro-businesses; or (D) other entities that will hire or train a significant percentage of individuals or complete such contracts. The authorities described above relating to contracts, grants, and cooperative agreements are available until all funds provided under this heading are expended: Provided further, That of the funds provided for the Forest Service under the State and Private Forestry Appropriation, up to $5,000,000 may be available for the purchase of lands or interests in lands for the purposes of protecting communities when hazard reductions have been conducted on forest lands that have the potential to place such communities at risk: Provided further, That the Forest Service shall analyze the impact of restrictions on mechanical fuel treatments and forest access in the upcoming Chugach National Forest Plan: Provided further, That this analysis shall be completed before the release of the Chugach Forest Plan and shall be in line with the plan applicable to Federal lands that include Federal lands in accordance with authorities available to the Forest Service under the State and Private Forestry Appropriation: Provided further, That the amounts provided under this heading $2,838,000 is for the Ecological Restoration Institute, of which $338,000 is for hazardous fuels reduction activities on Mt. Trumbull: Provided further, That—

(1) In expending the funds provided with respect to this Act for hazardous fuels reduction, the Secretary of Agriculture may conduct fuel reduction treatments on Federal lands using all contracting and hiring authorities available to the Secretary applicable to hazardous fuels reduction activities under the wildland fire management accounts. Notwithstanding Federal government procurement and contracting laws, the Secretary may conduct fuel reduction treatments on Federal lands using grants and cooperative agreements. Notwithstanding Federal government procurement and contracting laws, in order to provide employees opportunities to people in rural communities, the Secretaries may award contracts, including contracts for monitoring activities, to—

(A) local private, nonprofit, or cooperative entities; (B) Youth Conservation Corpscrees or related organizations with State, local and non-profit youth groups; (C) small or micro-businesses; or (D) other entities that will hire or train a significant percentage of individuals or complete such contracts. The authorities described above relating to contracts, grants, and cooperative agreements are available until all funds provided under this heading are expended: Provided further, That of the funds provided for the Forest Service under the State and Private Forestry Appropriation, up to $5,000,000 may be available for the purchase of lands or interests in lands for the purposes of protecting communities when hazard reductions have been conducted on forest lands that have the potential to place such communities at risk: Provided further, That the Forest Service shall analyze the impact of restrictions on mechanical fuel treatments and forest access in the upcoming Chugach National Forest Plan: Provided further, That this analysis shall be completed before the release of the Chugach Forest Plan and shall be in line with the plan applicable to Federal lands that include Federal lands in accordance with authorities available to the Forest Service under the State and Private Forestry Appropriation: Provided further, That the amounts provided under this heading $2,838,000 is for the Ecological Restoration Institute, of which $338,000 is for hazardous fuels reduction activities on Mt. Trumbull: Provided further, That—
(2)(A) The Secretary of Agriculture may transfer or reallocate funds to the United States Fund and Wildlife Service of the Department of the Interior, or the National Marine Fisheries Service of the Department of Commerce, for the costs of carrying out their responsibilities under the Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.) to consult and conference as required by section 7 of such Act in connection with wildlife and fish management activities in fiscal years 2001 and 2002.

(b) Only those funds appropriated for fiscal years 2001 and 2002 to Forest Service (USDA) for wildfire suppression are available to the Secretary of Agriculture for such transfer or reimbursement.

(c) The amount of the transfer or reimbursement shall be as mutually agreed by the Secretary of Agriculture and the Secretary of the Interior or Secretary of Commerce, as applicable, or their designees. The amount shall in no case exceed the actual costs of consultation and conferencing in connection with wildland fire management activities affecting National Forest System.

For an additional amount to cover necessary expenses for emergency rehabilitation, wildfire suppression, and other fire operations of the Forest Service, to remain available until expended, of which $100,000,000 is for emergency rehabilitation and wildfire suppression, and $65,000,000 is for other fire operations: Provided further, That none of the funds appropriated in this paragraph is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended; Provided further, That these funds shall be available only to the extent an amount to be derived from the protest and to be available until expended, of which not to exceed 6 percent shall be available for administrative expenses associated with on-the-ground range rehabilitation, protection, and improvements.

ACQUISITION OF LANDS AND TO COMPLETE LAND ACQUISITION

For acquisition of lands within the exterior boundaries of the Cache, Uinta, and Wasatch National Forests, Utah; the Toiyabe National Forest, Nevada; and the Angeles, San Bernardino, and Cleveland National Forests, California, as authorized by law, for, to be derived from forest receipts.

ACQUISITION OF LANDS TO COMPLETE LAND ACQUISITION

For acquisition of lands, such sums, to be derived from funds deposited by State, county, or municipal governments, public school districts, or other public school authorities pursuant to the Act of December 4, 1967, as amended (16 U.S.C. 484a), to remain available until expended.

RANGE BETTERMENT FUND

For necessary expenses of range rehabilitation, protection, and improvement, 50 percent of all moneys received during the prior fiscal year, as fees for grazing domestic livestock on lands in National Forests in the 16 Western States, pursuant to section 401(b)(1) of Public Law 94–379, as amended, to remain available until expended, of which not to exceed 6 percent shall be available for administrative expenses associated with on-the-ground range rehabilitation, protection, and improvements.

GIFTS, DONATIONS AND REQUESTS FOR FOREST AND RANGELAND RESEARCH

For expenses authorized by 16 U.S.C. 164(h), $92,000, to be derived from the fund established pursuant to the above Act.

MANAGEMENT OF NATIONAL FOREST LANDS FOR SUBSISTENCE USES

For necessary expenses of the Forest Service to manage federal lands in Alaska for subsistence uses authorized by title VIII of the Alaska National Interest Lands Conservation Act (Public Law 96–487), $5,488,000, to remain available until expended.

ADMINISTRATIVE PROVISIONS, FOREST SERVICE

Appropriations to the Forest Service for the current fiscal year shall be available for: (1) purchase of not to exceed 132 passenger motor vehicles of which eight will be used primarily for law enforcement purposes and of which 130 shall be for replacement or acquisition of 25 passenger motor vehicles from excess sources, and hire of such vehicles; operation and maintenance of aircraft, the purchase of not to exceed seven for replacement only, and acquisition of sufficient aircraft from excess sources to maintain the operable fleet at 195 aircraft for use in Forest Service wildland fire programs and other forest management programs; (2) provisions of law, existing aircraft being replaced may be sold, with proceeds derived or trade-in value used to offset the purchase price; and (3) expenses pursuant to 7 U.S.C. 2225, and to not exceed $100,000 for employment under 5 U.S.C. 3109; (4) purchase, erection, and alteration of buildings and improvements to the extent necessary for planning and construction of a hardwood tree improvement and generation facility.

LAND ACQUISITION

For expenses necessary to carry out the provisions of the Land and Water Conservation Fund Act of 1965, as amended, and the Act of 1969, as amended through 11), including administrative expenses, and for acquisition of land or waters, or interest therein, in accordance with statutory authorities applicable to the Forest Service, $128,877,000 to be derived from the Land and Water Conservation Fund, to remain available until expended, and for the conservation activities defined in section 259(c)(4)(E) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, for the purposes of such Act.

ACQUISITION OF LANDS FOR NATIONAL FORESTS SPECIAL AGENCIES

For acquisition of lands within the exterior boundaries of the Cache, Uinta, and Wasatch National Forests, Utah; the Toiyabe National Forest, Nevada; and the Angeles, San Bernardino, and Cleveland National Forests, California, as authorized by law, to be derived from forest receipts.

ACQUISITION OF LANDS TO COMPLETE LAND ACQUISITION

For acquisition of lands, such sums, to be derived from funds deposited by State, county, or municipal governments, public school districts, or other public school authorities pursuant to the Act of December 4, 1967, as amended (16 U.S.C. 484a), to remain available until expended.

RANGE BETTERMENT FUND

For necessary expenses of range rehabilitation, protection, and improvement, 50 percent of all moneys received during the prior fiscal year, as fees for grazing domestic livestock on lands in National Forests in the 16 Western States, pursuant to section 401(b)(1) of Public Law 94–379, as amended, to remain available until expended, of which not to exceed 6 percent shall be available for administrative expenses associated with on-the-ground range rehabilitation, protection, and improvements.

GIFTS, DONATIONS AND REQUESTS FOR FOREST AND RANGELAND RESEARCH

For expenses authorized by 16 U.S.C. 164(h), $92,000, to be derived from the fund established pursuant to the above Act.

MANAGEMENT OF NATIONAL FOREST LANDS FOR SUBSISTENCE USES

For necessary expenses of the Forest Service to manage federal lands in Alaska for subsistence uses under title VIII of the Alaska National Interest Lands Conservation Act (Public Law 96–487), $5,488,000, to remain available until expended.

ADMINISTRATIVE PROVISIONS, FOREST SERVICE

Appropriations to the Forest Service for the current fiscal year shall be available for: (1) purchase of not to exceed 132 passenger motor vehicles of which eight will be used primarily for law enforcement purposes and of which 130 shall be for replacement or acquisition of 25 passenger motor vehicles from excess sources, and hire of such vehicles; operation and maintenance of aircraft, the purchase of not to exceed seven for replacement only, and acquisition of sufficient aircraft from excess sources to maintain the operable fleet at 195 aircraft for use in Forest Service wildland fire programs and other forest management programs; (2) provisions of law, existing aircraft being replaced may be sold, with proceeds derived or trade-in value used to offset the purchase price; and (3) expenses pursuant to 7 U.S.C. 2225, and to not exceed $100,000 for employment under 5 U.S.C. 3109; (4) purchase, erection, and alteration of buildings and improvements to the extent necessary for planning and construction of a hardwood tree improvement and generation facility.

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administrative expenses: Provided further, That the Forest Service shall be available for payments to counties within the period of Federal financial assistance, private contributions to match on at least one-for-one basis funds made available by the Forest Service: Provided further, That the Secretary of Agriculture may authorize the transfer of funds to a non-Federal recipient for a project at the same rate that the recipient has obtained the non-Federal matching funds: Provided further, That hereafter, the National Forest Foundation may hold Federal funds made available but not immediately disbursed and may use any interest or other investment earnings on, or any surplus accumulated from, the date of the enactment of this Act on Federal funds to carry out the purposes of Public Law 101–593: Provided further, That such investments may be made only in interest-bearing obligations of the United States or in obligations guaranteed as to both principal and interest by the United States.

Pursuant to sections 2(b)(2) of Public Law 98–244, up to $2,650,000 of the funds available to the Forest Service shall be available for matching funds to the National Fish and Wildlife Foundation for the protection and enhancement of fish and wildlife in the State of Washington and may be advanced in a lump sum as Federal financial assistance, without regard to when expenses are incurred, for projects on or benefiting National Forest lands under the authority of the Secretary of Agriculture: Provided, That the Foundation shall obtain, by the end of the period of Federal financial assistance, private contributions to match on at least one-for-one basis funds advanced by the Forest Service: Provided further, That the Foundation may transfer Federal funds to a non-Federal recipient for a project at the same rate that the recipient has obtained the non-Federal matching funds.

Funds appropriated to the Forest Service shall be available for interactions with and providing technical assistance to rural communities for sustainable rural development purposes.

Notwithstanding any other provision of law, 80 percent of the funds appropriated to the Forest Service in the “National Forest System” and “Capital Improvement and Maintenance” accounts and planned to be allocated to activities under the “Jobs in the Woods” program for projects located in the State of Washington may be granted directly to the Washington State Department of Fish and Wildlife for accomplishment of planned projects. Twenty percent of the funds shall be available to the Forest Service for planning and administering projects. Project selection and prioritization shall be accomplished by the Forest Service with such consultation with the State of Washington as the Forest Service deems appropriate.

Funds appropriated to the Forest Service shall be available for payments to counties within the Columbia River Gorge National Scenic Area, pursuant to sections 14(c)(1) and (2), and section 16(a)(2) of Public Law 99–683.

The Secretary of Agriculture is authorized to enter into grants, contracts, and cooperative agreements as appropriate with the Pinchot Institute for Conservation, as well as with public and other private agencies, organizations, institutions, and individuals, to provide for the development, administration, maintenance, or restoration of land, facilities, or Forest Service programs located at the Elk Hills School Lands National Historic Landmark: Provided, That, subject to such terms and conditions as the Secretary of Agriculture may prescribe, any such public or private organization, institution, or individual may solicit, accept, and administer private gifts of money and real or personal property for the benefit of, or in connection with, the activities at the Elk Hills School Lands National Historic Landmark: Provided further, That such gifts may be accepted notwithstanding the fact that a donor conducts business with the Department of Agriculture in any capacity.

Funds appropriated to the Forest Service shall be available, as determined by the Secretary, for expenses in fulfilling installment payments under the Settlement Agreement entered into by the United States and the State of California on October 11, 1996, as authorized by 30 U.S.C. 3, 1602, and 1603, $604,090,000, to remain available until expended, of which $11,000,000 is to be used for construction, renovation, acquisition of furnishings, and demolition or removal of buildings at National Energy Technology Laboratory facilities in Morgantown, West Virginia and Pittsburgh, Pennsylvania, and of which $33,700,000 shall be derived by transfer from funds appropriated in prior years under the heading “Clean Coal Technology” and of which $150,000,000 is to be made available, after coordination with the private sector, for a request for proposals for a Clean Coal Power Initiative providing for competitively-awarded demonstrations of commercial scale technologies to reduce the barriers to continued and expanded deployment of these technologies: Provided further, That such request for proposals shall be issued no later than one hundred and twenty days following enactment of this Act, proposals shall be submitted no later than ninety days after the issuance of the request for proposals, and the Department of Energy shall make project selections no later than one hundred and sixty days after the receipt of proposals: Provided further, That if the monies are expended in accordance with the provisions governing the use of funds contained under the heading “Clean Coal Technology” in prior appropriations: Provided further, That the Department may include provisions for repayment of Government contributions to individual projects in an amount up to the Government contribution under the conditions that are acceptable to the Department including repayments from sale and licensing of technologies from both domestic and foreign transactions: Provided further, That such repayments shall be retained by the Department for future coal-related research, development and demonstration projects: Provided further, That any technology selected under this program shall be considered a Clean Coal Technology, and any project selected under this program shall be considered a Clean Coal Technology, for purposes of 42 U.S.C. §§7651n, and Chapters 51, 52, and 60 of title 40 of the Code of Federal Regulations: Provided further, That no part of the sum herein made available shall be used for the field testing of new technologies in the recovery of oil and gas: Provided further, That up to 4 percent of program direction funds available to the National Energy Technology Laboratory may be used to support Department of Energy activities not included in this account.

ALTERNATIVE FUELS PRODUCTION

Of the unobligated balances under this heading, $2,000,000 are rescinded.

NAVAL PETROLEUM AND OIL SHALE RESERVES

For expenses necessary to carry out naval petroleum and oil shale reserve activities, $33,700,000: Provided further, That notwithstanding any other provision of law, unobligated funds remaining from prior years shall be available for all naval petroleum and oil shale reserve activities.

ELK HILLS SCHOOL LANDS FUND

For necessary expenses in fulfilling installment payments under the Settlement Agreement entered into by the United States and the State of California on October 11, 1996, as authorized by section 3415 of Public Law 104–106, $36,000,000, to become available on October 1, 2001.
July 16, 2001

2002 for payment to the State of California for the State Teachers' Retirement Fund from the Elk Hills School Lands Fund.

ENERGY CONSERVATION

For necessary expenses in carrying out energy conservation activities, $470,800,000, to remain available until expended.

INDIAN HEALTH SERVICE

For expenses necessary to carry out the Act of August 5, 1954 (68 Stat. 674), the Indian Self-Determination Act, and the Indian Health Care Improvement Act, and titles II and III of the Public Health Service Act with respect to the Indian Health Service, $2,388,814,000, together with such sums as may be available for the performance of work for the Government for the performance of work for the benefit of an Indian tribe or tribes may be used to purchase TRANSAM equipment from the Department of Defense for distribution to the Indian Health Service.

ENERGY INFORMATION ADMINISTRATION

For necessary expenses in carrying out the activities of the Office of Hearings and Appeals, $1,996,000, to remain available until expended.

INDIAN HEALTH SERVICES

For necessary expenses for Strategic Petroleum Reserve, Federal, State, private or foreign: Provided, That the Indian Self-Determination and Education Assistance Act and the Indian Health Services Act with respect to the Indian Health Service shall remain available until expended: Provided, That, of such sums as may be available for the performance of work for the benefit of an Indian tribe or tribes may be used to purchase TRANSAM equipment from the Department of Defense for distribution to the Indian Health Service.

ENERGY INFORMATION ADMINISTRATION

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

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Appropriations under this Act shall be available for payments received during the fiscal year pursuant to 42 U.S.C. 238(b) for services furnished by the Indian Health Service: Provided, That such sums shall be deemed to be obligated at the time of the grant or contract award and thereafter shall remain available to the tribe or tribal organization without fiscal year limitation: Provided further, That $15,000,000 shall remain available until expended, for the Indian Catastrophic Health Emergency Fund: Provided further, That $5,000,000 shall remain available until expended, for the Indian Self-Determination and Education Assistance Act and the Indian Health Services Act with respect to the Indian Health Service: Provided further, That funds provided in this Act for the current fiscal year shall be available until expended, for the Indian Self-Determination and Education Assistance Act and the Indian Health Services Act with respect to the Indian Health Service: Provided further, That such sums shall be available for the performance of work for the benefit of an Indian tribe or tribes may be used to purchase TRANSAM equipment from the Department of Defense for distribution to the Indian Health Service.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Appropriations under this Act shall be available for payments received during the fiscal year pursuant to 42 U.S.C. 238(b) for services furnished by the Indian Health Service: Provided, That such sums shall be deemed to be obligated at the time of the grant or contract award and thereafter shall remain available to the tribe or tribal organization without fiscal year limitation: Provided further, That $15,000,000 shall remain available until expended, for the Indian Catastrophic Health Emergency Fund: Provided further, That $5,000,000 shall remain available until expended, for the Indian Self-Determination and Education Assistance Act and the Indian Health Services Act with respect to the Indian Health Service: Provided further, That funds provided in this Act for the current fiscal year shall be available until expended, for the Indian Self-Determination and Education Assistance Act and the Indian Health Services Act with respect to the Indian Health Service: Provided further, That such sums shall be available for the performance of work for the benefit of an Indian tribe or tribes may be used to purchase TRANSAM equipment from the Department of Defense for distribution to the Indian Health Service.