

***In the Senate of the United States,***

*September 23 (legislative day, September 22), 1999.*

*Resolved*, That the bill from the House of Representatives (H.R. 2466) entitled “An Act making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2000, and for other purposes.”, do pass with the following

**AMENDMENT:**

Strike out all after the enacting clause and insert:

1 *That the following sums are appropriated, out of any*  
2 *money in the Treasury not otherwise appropriated, for the*  
3 *Department of the Interior and related agencies for the fis-*  
4 *cal year ending September 30, 2000, and for other purposes,*  
5 *namely:*

6 *TITLE I—DEPARTMENT OF THE INTERIOR*

7 *BUREAU OF LAND MANAGEMENT*

8 *MANAGEMENT OF LANDS AND RESOURCES*

9 *For expenses necessary for protection, use, improve-*  
10 *ment, development, disposal, cadastral surveying, classifica-*

1 tion, acquisition of easements and other interests in lands,  
2 and performance of other functions, including maintenance  
3 of facilities, as authorized by law, in the management of  
4 lands and their resources under the jurisdiction of the Bu-  
5 reau of Land Management, including the general adminis-  
6 tration of the Bureau, and assessment of mineral potential  
7 of public lands pursuant to Public Law 96-487 (16 U.S.C.  
8 3150(a)), \$634,321,000, to remain available until expended,  
9 of which \$2,147,000 shall be available for assessment of the  
10 mineral potential of public lands in Alaska pursuant to sec-  
11 tion 1010 of Public Law 96-487 (16 U.S.C. 3150); and of  
12 which not to exceed \$1,000,000 shall be derived from the  
13 special receipt account established by the Land and Water  
14 Conservation Act of 1965, as amended (16 U.S.C. 460l-  
15 6a(i)); and of which \$1,500,000 shall be available in fiscal  
16 year 2000 subject to a match by at least an equal amount  
17 by the National Fish and Wildlife Foundation, to such  
18 Foundation for cost-shared projects supporting conservation  
19 of Bureau lands; in addition, \$33,529,000 for Mining Law  
20 Administration program operations, including the cost of  
21 administering the mining claim fee program; to remain  
22 available until expended, to be reduced by amounts collected  
23 by the Bureau and credited to this appropriation from an-  
24 nual mining claim fees so as to result in a final appropria-  
25 tion estimated at not more than \$634,321,000, and

1 \$2,000,000, to remain available until expended, from com-  
 2 munication site rental fees established by the Bureau for  
 3 the cost of administering communication site activities:  
 4 *Provided, That appropriations herein made shall not be*  
 5 *available for the destruction of healthy, unadopted, wild*  
 6 *horses and burros in the care of the Bureau or its contrac-*  
 7 *tors.*

8 WILDLAND FIRE MANAGEMENT

9 *For necessary expenses for fire preparedness, suppres-*  
 10 *sion operations, emergency rehabilitation and hazardous*  
 11 *fuels reduction by the Department of the Interior,*  
 12 *\$283,805,000, to remain available until expended, of which*  
 13 *not to exceed \$5,025,000 shall be for the renovation or con-*  
 14 *struction of fire facilities: Provided, That such funds are*  
 15 *also available for repayment of advances to other appro-*  
 16 *priation accounts from which funds were previously trans-*  
 17 *ferred for such purposes: Provided further, That unobligated*  
 18 *balances of amounts previously appropriated to the "Fire*  
 19 *Protection" and "Emergency Department of the Interior*  
 20 *Firefighting Fund" may be transferred and merged with*  
 21 *this appropriation: Provided further, That persons hired*  
 22 *pursuant to 43 U.S.C. 1469 may be furnished subsistence*  
 23 *and lodging without cost from funds available from this ap-*  
 24 *propriation: Provided further, That notwithstanding 42*  
 25 *U.S.C. 1856d, sums received by a bureau or office of the*  
 26 *Department of the Interior for fire protection rendered pur-*

1 *suant to 42 U.S.C. 1856 et seq., Protection of United States*  
2 *Property, may be credited to the appropriation from which*  
3 *funds were expended to provide that protection, and are*  
4 *available without fiscal year limitation.*

5 *CENTRAL HAZARDOUS MATERIALS FUND*

6 *For necessary expenses of the Department of the Inte-*  
7 *rior and any of its component offices and bureaus for the*  
8 *remedial action, including associated activities, of haz-*  
9 *ardous waste substances, pollutants, or contaminants pur-*  
10 *suant to the Comprehensive Environmental Response, Com-*  
11 *pensation, and Liability Act, as amended (42 U.S.C. 9601*  
12 *et seq.), \$10,000,000, to remain available until expended:*  
13 *Provided, That notwithstanding 31 U.S.C. 3302, sums re-*  
14 *covered from or paid by a party in advance of or as reim-*  
15 *bursement for remedial action or response activities con-*  
16 *ducted by the Department pursuant to section 107 or 113(f)*  
17 *of such Act, shall be credited to this account to be available*  
18 *until expended without further appropriation: Provided*  
19 *further, That such sums recovered from or paid by any*  
20 *party are not limited to monetary payments and may in-*  
21 *clude stocks, bonds or other personal or real property, which*  
22 *may be retained, liquidated, or otherwise disposed of by the*  
23 *Secretary and which shall be credited to this account.*

## PAYMENTS IN LIEU OF TAXES

## LAND ACQUISITION

OREGON AND CALIFORNIA GRANT LANDS

**HR 2466 EAS**

1 *cent rights-of-way; and acquisition of lands or interests*  
 2 *therein including existing connecting roads on or adjacent*  
 3 *to such grant lands; \$99,225,000, to remain available until*  
 4 *expended: Provided, That 25 percent of the aggregate of all*  
 5 *receipts during the current fiscal year from the revested Or-*  
 6 *egon and California Railroad grant lands is hereby made*  
 7 *a charge against the Oregon and California land-grant*  
 8 *fund and shall be transferred to the General Fund in the*  
 9 *Treasury in accordance with the second paragraph of sub-*  
 10 *section (b) of title II of the Act of August 28, 1937 (50 Stat.*  
 11 *876).*

12 *FOREST ECOSYSTEMS HEALTH AND RECOVERY FUND*  
 13 *(REVOLVING FUND, SPECIAL ACCOUNT)*

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

## RANGE IMPROVEMENTS

1  
2       *For rehabilitation, protection, and acquisition of lands*  
3 *and interests therein, and improvement of Federal range-*  
4 *lands pursuant to section 401 of the Federal Land Policy*  
5 *and Management Act of 1976 (43 U.S.C. 1701), notwith-*  
6 *standing any other Act, sums equal to 50 percent of all*  
7 *moneys received during the prior fiscal year under sections*  
8 *3 and 15 of the Taylor Grazing Act (43 U.S.C. 315 et seq.)*  
9 *and the amount designated for range improvements from*  
10 *grazing fees and mineral leasing receipts from Bankhead-*  
11 *Jones lands transferred to the Department of the Interior*  
12 *pursuant to law, but not less than \$10,000,000, to remain*  
13 *available until expended: Provided, That not to exceed*  
14 *\$600,000 shall be available for administrative expenses.*

## SERVICE CHARGES, DEPOSITS, AND FORFEITURES

15  
16       *For administrative expenses and other costs related to*  
17 *processing application documents and other authorizations*  
18 *for use and disposal of public lands and resources, for costs*  
19 *of providing copies of official public land documents, for*  
20 *monitoring construction, operation, and termination of fa-*  
21 *cilities in conjunction with use authorizations, and for re-*  
22 *habilitation of damaged property, such amounts as may be*  
23 *collected under Public Law 94–579, as amended, and Public*  
24 *Law 93–153, to remain available until expended: Provided,*  
25 *That notwithstanding any provision to the contrary of sec-*  
26 *tion 305(a) of Public Law 94–579 (43 U.S.C. 1735(a)), any*

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

16 MISCELLANEOUS TRUST FUNDS

17 In addition to amounts authorized to be expended  
18 under existing laws, there is hereby appropriated such  
19 amounts as may be contributed under section 307 of the  
20 Act of October 21, 1976 (43 U.S.C. 1701), and such  
21 amounts as may be advanced for administrative costs, sur-  
22 veys, appraisals, and costs of making conveyances of omit-  
23 ted lands under section 211(b) of that Act, to remain avail-  
24 able until expended.



## ADMINISTRATIVE PROVISIONS

1  
2       *Appropriations for the Bureau of Land Management*  
3 *shall be available for purchase, erection, and dismantlement*  
4 *of temporary structures, and alteration and maintenance*  
5 *of necessary buildings and appurtenant facilities to which*  
6 *the United States has title; up to \$100,000 for payments,*  
7 *at the discretion of the Secretary, for information or evi-*  
8 *dence concerning violations of laws administered by the Bu-*  
9 *reau; miscellaneous and emergency expenses of enforcement*  
10 *activities authorized or approved by the Secretary and to*  
11 *be accounted for solely on his certificate, not to exceed*  
12 *\$10,000: Provided, That notwithstanding 44 U.S.C. 501,*  
13 *the Bureau may, under cooperative cost-sharing and part-*  
14 *nership arrangements authorized by law, procure printing*  
15 *services from cooperators in connection with jointly pro-*  
16 *duced publications for which the cooperators share the cost*  
17 *of printing either in cash or in services, and the Bureau*  
18 *determines the cooperator is capable of meeting accepted*  
19 *quality standards.*

## UNITED STATES FISH AND WILDLIFE SERVICE

## RESOURCE MANAGEMENT

22       *For necessary expenses of the United States Fish and*  
23 *Wildlife Service, for scientific and economic studies, con-*  
24 *servation, management, investigations, protection, and uti-*  
25 *lization of fishery and wildlife resources, except whales,*

1 seals, and sea lions, maintenance of the herd of long-horned  
2 cattle on the Wichita Mountains Wildlife Refuge, general  
3 administration, and for the performance of other authorized  
4 functions related to such resources by direct expenditure,  
5 contracts, grants, cooperative agreements and reimbursable  
6 agreements with public and private entities, \$684,569,000,  
7 to remain available until September 30, 2001, except as oth-  
8 erwise provided herein, of which \$400,000 shall be available  
9 for grants under the Great Lakes Fish and Wildlife Restora-  
10 tion Program, and of which \$300,000 shall be available for  
11 spartina grass research being conducted by the University  
12 of Washington, and of which \$500,000 of the amount avail-  
13 able for consultation shall be available for development of  
14 a voluntary-enrollment habitat conservation plan for cold  
15 water fish in cooperation with the States of Idaho and Mon-  
16 tana (of which \$250,000 shall be made available to each  
17 of the States of Idaho and Montana), and of which \$150,000  
18 shall be available to Michigan State University toward cre-  
19 ation of a community development database, and of which  
20 \$11,701,000 shall remain available until expended for oper-  
21 ation and maintenance of fishery mitigation facilities con-  
22 structed by the Corps of Engineers under the Lower Snake  
23 River Compensation Plan, authorized by the Water Re-  
24 sources Development Act of 1976, to compensate for loss of  
25 fishery resources from water development projects on the

1 *Lower Snake River, and of which not less than \$400,000*  
2 *shall be available to the United States Fish and Wildlife*  
3 *Service for use in reviewing applications from the State of*  
4 *Colorado under section 7 of the Endangered Species Act of*  
5 *1973 (16 U.S.C. 1536), and in assisting the State of Colo-*  
6 *rado by providing resources to develop and administer com-*  
7 *ponents of State habitat conservation plans relating to the*  
8 *Preble's meadow jumping mouse: Provided, That not less*  
9 *than \$1,000,000 for high priority projects which shall be*  
10 *carried out by the Youth Conservation Corps as authorized*  
11 *by the Act of August 13, 1970, as amended: Provided fur-*  
12 *ther, That not to exceed \$5,932,000 shall be used for imple-*  
13 *menting subsections (a), (b), (c), and (e) of section 4 of the*  
14 *Endangered Species Act, as amended, for species that are*  
15 *indigenous to the United States (except for processing peti-*  
16 *tions, developing and issuing proposed and final regula-*  
17 *tions, and taking any other steps to implement actions de-*  
18 *scribed in subsections (c)(2)(A), (c)(2)(B)(i), or*  
19 *(c)(2)(B)(ii)): Provided further, That of the amount avail-*  
20 *able for law enforcement, up to \$400,000 to remain avail-*  
21 *able until expended, may at the discretion of the Secretary,*  
22 *be used for payment for information, rewards, or evidence*  
23 *concerning violations of laws administered by the Service,*  
24 *and miscellaneous and emergency expenses of enforcement*  
25 *activity, authorized or approved by the Secretary and to*

1 *be accounted for solely on his certificate: Provided further,*  
2 *That of the amount provided for environmental contami-*  
3 *nants, up to \$1,000,000 may remain available until ex-*  
4 *pended for contaminant sample analyses: Provided further,*  
5 *That all fines collected by the U.S. Fish and Wildlife Serv-*  
6 *ice for violations of the Marine Mammal Protection Act (16*  
7 *U.S.C. 1362–1407) and implementing regulations shall be*  
8 *available to the Secretary, without further appropriation,*  
9 *to be used for the expenses of the U.S. Fish and Wildlife*  
10 *Service in administering activities for the protection and*  
11 *recovery of manatees, polar bears, sea otters, and walruses,*  
12 *and shall remain available until expended: Provided fur-*  
13 *ther, That, heretofore and hereafter, in carrying out work*  
14 *under reimbursable agreements with any state, local, or*  
15 *tribal government, the U.S. Fish and Wildlife Service may,*  
16 *without regard to 31 U.S.C. 1341 and notwithstanding any*  
17 *other provision of law or regulation, record obligations*  
18 *against accounts receivable from such entities, and shall*  
19 *credit amounts received from such entities to this appro-*  
20 *priation, such credit to occur within 90 days of the date*  
21 *of the original request by the Service for payment: Provided*  
22 *further, That all funds received by the United States Fish*  
23 *and Wildlife Service from responsible parties, heretofore*  
24 *and through fiscal year 2000, for site-specific damages to*  
25 *National Wildlife Refuge System lands resulting from the*

1 *exercise of privately-owned oil and gas rights associated*  
 2 *with such lands in the States of Louisiana and Texas (other*  
 3 *than damages recoverable under the Comprehensive Envi-*  
 4 *ronmental Response, Compensation and Liability Act (26*  
 5 *U.S.C. 4611 et seq.), the Oil Pollution Act (33 U.S.C. 1301*  
 6 *et seq.), or section 311 of the Clean Water Act (33 U.S.C.*  
 7 *1321 et seq.)), shall be available to the Secretary, without*  
 8 *further appropriation and until expended to (1) complete*  
 9 *damage assessments of the impacted site by the Secretary;*  
 10 *(2) mitigate or restore the damaged resources; and (3) mon-*  
 11 *itor and study the recovery of such damaged resources.*

#### 12 CONSTRUCTION

13 *For construction and acquisition of buildings and*  
 14 *other facilities required in the conservation, management,*  
 15 *investigation, protection, and utilization of fishery and*  
 16 *wildlife resources, and the acquisition of lands and interests*  
 17 *therein; \$40,434,000, to remain available until expended:*  
 18 *Provided, That notwithstanding any other provision of law,*  
 19 *a single procurement for the construction of facilities at the*  
 20 *Alaska Maritime National Wildlife Refuge may be issued*  
 21 *which includes the full scope of the project: Provided further,*  
 22 *That the solicitation and the contract shall contain the*  
 23 *clauses “availability of funds” found at 48 C.F.R.*  
 24 *52.232.18.*

1 *LAND ACQUISITION*

2 *For expenses necessary to carry out the Land and*  
3 *Water Conservation Fund Act of 1965, as amended (16*  
4 *U.S.C. 460l–4 through 11), including administrative ex-*  
5 *penses, and for acquisition of land or waters, or interest*  
6 *therein, in accordance with statutory authority applicable*  
7 *to the United States Fish and Wildlife Service, \$56,444,000,*  
8 *to be derived from the Land and Water Conservation Fund*  
9 *and to remain available until expended, of which not to*  
10 *exceed \$1,000,000 shall be available to the Boyer Chute Na-*  
11 *tional Wildlife Refuge for land acquisition.*

12 *COOPERATIVE ENDANGERED SPECIES CONSERVATION FUND*

13 *For expenses necessary to carry out the provisions of*  
14 *the Endangered Species Act of 1973 (16 U.S.C. 1531–1543),*  
15 *as amended, \$21,480,000, to be derived from the Coopera-*  
16 *tive Endangered Species Conservation Fund, and to remain*  
17 *available until expended.*

18 *NATIONAL WILDLIFE REFUGE FUND*

19 *For expenses necessary to implement the Act of October*  
20 *17, 1978 (16 U.S.C. 715s), \$10,000,000.*

21 *MULTINATIONAL SPECIES CONSERVATION FUND*

22 *For expenses necessary to carry out the African Ele-*  
23 *phant Conservation Act (16 U.S.C. 4201–4203, 4211–4213,*  
24 *4221–4225, 4241–4245, and 1538), the Asian Elephant*  
25 *Conservation Act of 1997 (16 U.S.C. 4261–4266), and the*  
26 *Rhinoceros and Tiger Conservation Act of 1994 (16 U.S.C.*

1 5301–5306), \$2,400,000, to remain available until ex-  
2 pended: Provided, That funds made available under this  
3 Act, Public Law 105–277, and Public Law 105–83 for rhi-  
4 noceros, tiger, and Asian elephant conservation programs  
5 are exempt from any sanctions imposed against any coun-  
6 try under section 102 of the Arms Export Control Act (22  
7 U.S.C. 2799aa–1).

8 NORTH AMERICAN WETLANDS CONSERVATION FUND

9 For expenses necessary to carry out the provisions of  
10 the North American Wetlands Conservation Act, Public  
11 Law 101–233, as amended, \$15,000,000, to remain avail-  
12 able until expended.

13 WILDLIFE CONSERVATION AND APPRECIATION FUND

14 For necessary expenses of the Wildlife Conservation  
15 and Appreciation Fund, \$800,000, to remain available  
16 until expended.

17 ADMINISTRATIVE PROVISIONS

18 Appropriations and funds available to the United  
19 States Fish and Wildlife Service shall be available for pur-  
20 chase of not to exceed 70 passenger motor vehicles, of which  
21 61 are for replacement only (including 36 for police-type  
22 use); repair of damage to public roads within and adjacent  
23 to reservation areas caused by operations of the Service; op-  
24 tions for the purchase of land at not to exceed \$1 for each  
25 option; facilities incident to such public recreational uses  
26 on conservation areas as are consistent with their primary

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



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

3            *For expenses necessary for the management, operation,*  
4 *and maintenance of areas and facilities administered by*  
5 *the National Park Service (including special road mainte-*  
6 *nance service to trucking permittees on a reimbursable*  
7 *basis), and for the general administration of the National*  
8 *Park Service, including not less than \$1,000,000 for high*  
9 *priority projects within the scope of the approved budget*  
10 *which shall be carried out by the Youth Conservation Corps*  
11 *as authorized by 16 U.S.C. 1706, \$1,355,176,000, of which*  
12 *\$8,800,000 is for research, planning and interagency co-*  
13 *ordination in support of land acquisition for Everglades*  
14 *restoration shall remain available until expended, and of*  
15 *which not to exceed \$8,000,000, to remain available until*  
16 *expended, is to be derived from the special fee account estab-*  
17 *lished pursuant to title V, section 5201 of Public Law 100–*  
18 *203.*

19                    *NATIONAL RECREATION AND PRESERVATION*

20            *For expenses necessary to carry out recreation pro-*  
21 *grams, natural programs, cultural programs, heritage part-*  
22 *nership programs, environmental compliance and review,*  
23 *international park affairs, statutory or contractual aid for*  
24 *other activities, and grant administration, not otherwise*  
25 *provided for, \$51,451,000, of which not less than \$1,500,000*  
26 *shall be available to carry out the Urban Park and Recre-*

1 *ation Recovery Act of 1978 (16 U.S.C. 2501 et seq.): Pro-*  
 2 *vided, That notwithstanding any other provision of law, the*  
 3 *National Park Service may hereafter recover all fees derived*  
 4 *from providing necessary review services associated with*  
 5 *historic preservation tax certification, and such funds shall*  
 6 *be available until expended without further appropriation*  
 7 *for the costs of such review services.*

8 *HISTORIC PRESERVATION FUND*

9 *For expenses necessary in carrying out the Historic*  
 10 *Preservation Act of 1966, as amended (16 U.S.C. 470), and*  
 11 *the Omnibus Parks and Public Lands Management Act of*  
 12 *1996 (Public Law 104–333), \$42,412,000, to be derived*  
 13 *from the Historic Preservation Fund, to remain available*  
 14 *until September 30, 2001, of which \$8,422,000 pursuant to*  
 15 *section 507 of Public Law 104–333 shall remain available*  
 16 *until expended.*

17 *CONSTRUCTION*

18 *For construction, improvements, repair or replacement*  
 19 *of physical facilities, including the modifications authorized*  
 20 *by section 104 of the Everglades National Park Protection*  
 21 *and Expansion Act of 1989, \$223,153,000, to remain avail-*  
 22 *able until expended, of which \$1,100,000 shall be for re-*  
 23 *alignment of the Denali National Park entrance road, of*  
 24 *which not less than \$3,500,000 shall be available for modi-*  
 25 *fications to the Franklin Delano Roosevelt Memorial, and*  
 26 *of which \$90,000 shall be available for planning and devel-*

1 opment of interpretive sites for the quadricentennial com-  
 2 memoration of the Saint Croix Island International His-  
 3 toric Site, Maine, including possible interpretive sites in  
 4 Calais, Maine, and of which not less than \$1,000,000 shall  
 5 be available, subject to an Act of authorization, to conduct  
 6 a feasibility study on the preservation of certain Civil War  
 7 battlefields along the Vicksburg Campaign Trail, and of  
 8 which \$500,000 shall be available for the Wilson's Creek Na-  
 9 tional Battlefield: Provided, That \$5,000,000 for the Wheel-  
 10 ing National Heritage Area and \$1,000,000 for Montpelier  
 11 shall be derived from the Historic Preservation Fund pursu-  
 12 ant to 16 U.S.C. 470a: Provided further, That \$1,000,000  
 13 shall be made available for Isle Royale National Park to  
 14 address visitor facility and infrastructure deterioration:  
 15 Provided further, That notwithstanding any other provision  
 16 of law, a single procurement for the construction of visitor  
 17 facilities at Brooks Camp at Katmai National Park and  
 18 Preserve may be issued which includes the full scope of the  
 19 project: Provided further, That the solicitation and the con-  
 20 tract shall contain the clause "availability of funds" found  
 21 at 48 CFR 52.232.18.

22 LAND AND WATER CONSERVATION FUND

23 (RESCISSION)

24 The contract authority provided for fiscal year 2000  
 25 by 16 U.S.C. 460l–10a is rescinded.

1            *LAND ACQUISITION AND STATE ASSISTANCE*

2            *For expenses necessary to carry out the Land and*  
3 *Water Conservation Fund Act of 1965, as amended (16*  
4 *U.S.C. 460l-4 through 11), including administrative ex-*  
5 *penses, and for acquisition of lands or waters, or interest*  
6 *therein, in accordance with statutory authority applicable*  
7 *to the National Park Service, \$87,725,000, to be derived*  
8 *from the Land and Water Conservation Fund, to remain*  
9 *available until expended, of which \$500,000 is to admin-*  
10 *ister the State assistance program, and in addition*  
11 *\$20,000,000 shall be available to provide financial assist-*  
12 *ance to States and shall be derived from the Land and*  
13 *Water Conservation Fund, and of which not less than*  
14 *\$2,000,000 shall be used to acquire the Weir Farm National*  
15 *Historic Site in Connecticut, and of which not less than*  
16 *\$3,000,000 shall be available for the Fredericksburg and*  
17 *Spotsylvania National Military Park, and of which not less*  
18 *than \$1,700,000 shall be available for the acquisition of*  
19 *properties in Keweenaw National Historical Park, Michi-*  
20 *gan, and of which \$200,000 shall be available for the acqui-*  
21 *sition of lands at Fort Sumter National Monument.*

22            *ADMINISTRATIVE PROVISIONS*

23            *Appropriations for the National Park Service shall be*  
24 *available for the purchase of not to exceed 384 passenger*  
25 *motor vehicles, of which 298 shall be for replacement only,*  
26 *including not to exceed 312 for police-type use, 12 buses,*

1 *and 6 ambulances: Provided, That none of the funds appro-*  
2 *priated to the National Park Service may be used to process*  
3 *any grant or contract documents which do not include the*  
4 *text of 18 U.S.C. 1913: Provided further, That none of the*  
5 *funds appropriated to the National Park Service may be*  
6 *used to implement an agreement for the redevelopment of*  
7 *the southern end of Ellis Island until such agreement has*  
8 *been submitted to the Congress and shall not be imple-*  
9 *mented prior to the expiration of 30 calendar days (not*  
10 *including any day in which either House of Congress is*  
11 *not in session because of adjournment of more than three*  
12 *calendar days to a day certain) from the receipt by the*  
13 *Speaker of the House of Representatives and the President*  
14 *of the Senate of a full and comprehensive report on the de-*  
15 *velopment of the southern end of Ellis Island, including the*  
16 *facts and circumstances relied upon in support of the pro-*  
17 *posed project.*

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

21 *The National Park Service may distribute to operating*  
22 *units based on the safety record of each unit the costs of*  
23 *programs designed to improve workplace and employee safe-*  
24 *ty, and to encourage employees receiving workers' com-*  
25 *pensation benefits pursuant to chapter 81 of title 5, United*

1 *States Code, to return to appropriate positions for which*  
2 *they are medically able.*

3 *UNITED STATES GEOLOGICAL SURVEY*

4 *SURVEYS, INVESTIGATIONS, AND RESEARCH*

5 *For expenses necessary for the United States Geological*  
6 *Survey to perform surveys, investigations, and research cov-*  
7 *ering topography, geology, hydrology, biology, and the min-*  
8 *eral and water resources of the United States, its territories*  
9 *and possessions, and other areas as authorized by 43 U.S.C.*  
10 *31, 1332, and 1340; classify lands as to their mineral and*  
11 *water resources; give engineering supervision to power per-*  
12 *mittees and Federal Energy Regulatory Commission licens-*  
13 *ees; administer the minerals exploration program (30*  
14 *U.S.C. 641); and publish and disseminate data relative to*  
15 *the foregoing activities; and to conduct inquiries into the*  
16 *economic conditions affecting mining and materials proc-*  
17 *essing industries (30 U.S.C. 3, 21a, and 1603; 50 U.S.C.*  
18 *98g(1)) and related purposes as authorized by law and to*  
19 *publish and disseminate data; \$813,093,000, of which*  
20 *\$72,314,000 shall be available only for cooperation with*  
21 *States or municipalities for water resources investigations;*  
22 *and of which \$16,400,000 shall remain available until ex-*  
23 *pended for conducting inquiries into the economic condi-*  
24 *tions affecting mining and materials processing industries;*  
25 *and of which \$2,000,000 shall remain available until ex-*

1 *pended for ongoing development of a mineral and geologic*  
 2 *data base; and of which \$160,248,000 shall be available*  
 3 *until September 30, 2001 for the biological research activity*  
 4 *and the operation of the Cooperative Research Units: Pro-*  
 5 *vided, That of the funds available for the biological research*  
 6 *activity, \$1,000,000 shall be made available by grant to the*  
 7 *University of Alaska for conduct of, directly or through sub-*  
 8 *grants, basic marine research activities in the North Pacific*  
 9 *Ocean pursuant to a plan approved by the Department of*  
 10 *Commerce, the Department of the Interior, and the State*  
 11 *of Alaska: Provided further, That none of these funds pro-*  
 12 *vided for the biological research activity shall be used to*  
 13 *conduct new surveys on private property, unless specifically*  
 14 *authorized in writing by the property owner: Provided fur-*  
 15 *ther, That no part of this appropriation shall be used to*  
 16 *pay more than one-half the cost of topographic mapping*  
 17 *or water resources data collection and investigations carried*  
 18 *on in cooperation with States and municipalities.*

#### ADMINISTRATIVE PROVISIONS

20 *The amount appropriated for the United States Geo-*  
 21 *logical Survey shall be available for the purchase of not to*  
 22 *exceed 53 passenger motor vehicles, of which 48 are for re-*  
 23 *placement only; reimbursement to the General Services Ad-*  
 24 *ministration for security guard services; contracting for the*  
 25 *furnishing of topographic maps and for the making of geo-*  
 26 *physical or other specialized surveys when it is administra-*

1 *tively determined that such procedures are in the public in-*  
 2 *terest; construction and maintenance of necessary buildings*  
 3 *and appurtenant facilities; acquisition of lands for gauging*  
 4 *stations and observation wells; expenses of the United States*  
 5 *National Committee on Geology; and payment of compensa-*  
 6 *tion and expenses of persons on the rolls of the Survey duly*  
 7 *appointed to represent the United States in the negotiation*  
 8 *and administration of interstate compacts: Provided, That*  
 9 *activities funded by appropriations herein made may be ac-*  
 10 *complished through the use of contracts, grants, or coopera-*  
 11 *tive agreements as defined in 31 U.S.C. 6302 et seq.: Pro-*  
 12 *vided further, That the United States Geological Survey*  
 13 *may contract directly with individuals or indirectly with*  
 14 *institutions or nonprofit organizations, without regard to*  
 15 *41 U.S.C. 5, for the temporary or intermittent services of*  
 16 *students or recent graduates, who shall be considered em-*  
 17 *ployees for the purposes of chapters 57 and 81 of title 5,*  
 18 *United States Code, relating to compensation for travel and*  
 19 *work injuries, and chapter 171 of title 28, United States*  
 20 *Code, relating to tort claims, but shall not be considered*  
 21 *to be Federal employees for any other purposes.*

## 22 *MINERALS MANAGEMENT SERVICE*

### 23 *ROYALTY AND OFFSHORE MINERALS MANAGEMENT*

24 *For expenses necessary for minerals leasing and envi-*  
 25 *ronmental studies, regulation of industry operations, and*



1 collection of royalties, as authorized by law; for enforcing  
2 laws and regulations applicable to oil, gas, and other min-  
3 erals leases, permits, licenses and operating contracts; and  
4 for matching grants or cooperative agreements; including  
5 the purchase of not to exceed eight passenger motor vehicles  
6 for replacement only; \$110,682,000, of which \$84,569,000  
7 shall be available for royalty management activities; and  
8 an amount not to exceed \$124,000,000, to be credited to this  
9 appropriation and to remain available until expended,  
10 from additions to receipts resulting from increases to rates  
11 in effect on August 5, 1993, from rate increases to fee collec-  
12 tions for Outer Continental Shelf administrative activities  
13 performed by the Minerals Management Service over and  
14 above the rates in effect on September 30, 1993, and from  
15 additional fees for Outer Continental Shelf administrative  
16 activities established after September 30, 1993: Provided,  
17 That \$3,000,000 for computer acquisitions shall remain  
18 available until September 30, 2001: Provided further, That  
19 funds appropriated under this Act shall be available for the  
20 payment of interest in accordance with 30 U.S.C. 1721(b)  
21 and (d): Provided further, That not to exceed \$3,000 shall  
22 be available for reasonable expenses related to promoting  
23 volunteer beach and marine cleanup activities: Provided  
24 further, That notwithstanding any other provision of law,  
25 \$15,000 under this heading shall be available for refunds

1 of overpayments in connection with certain Indian leases  
 2 in which the Director of the Minerals Management Service  
 3 concurred with the claimed refund due, to pay amounts  
 4 owed to Indian allottees or Tribes, or to correct prior unre-  
 5 coverable erroneous payments: Provided further, That not  
 6 to exceed \$198,000 shall be available to carry out the re-  
 7 quirements of section 215(b)(2) of the Water Resources De-  
 8 velopment Act of 1999.

9 *OIL SPILL RESEARCH*

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

15 *OFFICE OF SURFACE MINING RECLAMATION AND*

16 *ENFORCEMENT*

17 *REGULATION AND TECHNOLOGY*

18 For necessary expenses to carry out the provisions of  
 19 the Surface Mining Control and Reclamation Act of 1977,  
 20 Public Law 95–87, as amended, including the purchase of  
 21 not to exceed 10 passenger motor vehicles, for replacement  
 22 only; \$95,891,000: Provided, That the Secretary of the Inte-  
 23 rior, pursuant to regulations, may use directly or through  
 24 grants to States, moneys collected in fiscal year 2000 for  
 25 civil penalties assessed under section 518 of the Surface  
 26 Mining Control and Reclamation Act of 1977 (30 U.S.C.

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

8 *ABANDONED MINE RECLAMATION FUND*

9 *For necessary expenses to carry out title IV of the Sur-*  
 10 *face Mining Control and Reclamation Act of 1977, Public*  
 11 *Law 95–87, as amended, including the purchase of not more*  
 12 *than 10 passenger motor vehicles for replacement only,*  
 13 *\$185,658,000, to be derived from receipts of the Abandoned*  
 14 *Mine Reclamation Fund and to remain available until ex-*  
 15 *pended; of which up to \$7,000,000, to be derived from the*  
 16 *Federal Expenses Share of the Fund, shall be for supple-*  
 17 *mental grants to States for the reclamation of abandoned*  
 18 *sites with acid mine rock drainage from coal mines, and*  
 19 *for associated activities, through the Appalachian Clean*  
 20 *Streams Initiative: Provided, That grants to minimum pro-*  
 21 *gram States will be \$1,500,000 per State in fiscal year*  
 22 *2000: Provided further, That of the funds herein provided*  
 23 *up to \$18,000,000 may be used for the emergency program*  
 24 *authorized by section 410 of Public Law 95–87, as amend-*  
 25 *ed, of which no more than 25 percent shall be used for emer-*  
 26 *gency reclamation projects in any one State and funds for*

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

1 *amount (together with all interest earned on the amount)*  
 2 *is expended by the State to undertake acid mine drainage*  
 3 *abatement and treatment projects, except that before any*  
 4 *amounts greater than 10 percent of its title IV grants are*  
 5 *deposited in an acid mine drainage abatement and treat-*  
 6 *ment fund, the State of Maryland must first complete all*  
 7 *Surface Mining Control and Reclamation Act priority one*  
 8 *projects.*

9 *BUREAU OF INDIAN AFFAIRS*

10 *OPERATION OF INDIAN PROGRAMS*

11 *For expenses necessary for the operation of Indian pro-*  
 12 *grams, as authorized by law, including the Snyder Act of*  
 13 *November 2, 1921 (25 U.S.C. 13), the Indian Self-Deter-*  
 14 *mination and Education Assistance Act of 1975 (25 U.S.C.*  
 15 *450 et seq.), as amended, the Education Amendments of*  
 16 *1978 (25 U.S.C. 2001–2019), and the Tribally Controlled*  
 17 *Schools Act of 1988 (25 U.S.C. 2501 et seq.), as amended,*  
 18 *\$1,633,296,000, to remain available until September 30,*  
 19 *2001 except as otherwise provided herein, of which not to*  
 20 *exceed \$93,684,000 shall be for welfare assistance payments*  
 21 *and notwithstanding any other provision of law, including*  
 22 *but not limited to the Indian Self-Determination Act of*  
 23 *1975, as amended, not to exceed \$115,229,000 shall be*  
 24 *available for payments to tribes and tribal organizations*  
 25 *for contract support costs associated with ongoing contracts,*

1 grants, compacts, or annual funding agreements entered  
2 into with the Bureau prior to or during fiscal year 2000,  
3 as authorized by such Act, except that tribes and tribal or-  
4 ganizations may use their tribal priority allocations for  
5 unmet indirect costs of ongoing contracts, grants, or com-  
6 pacts, or annual funding agreements and for unmet welfare  
7 assistance costs; and of which not to exceed \$402,010,000  
8 for school operations costs of Bureau-funded schools and  
9 other education programs shall become available on July  
10 1, 2000, and shall remain available until September 30,  
11 2001; and of which not to exceed \$51,991,000 shall remain  
12 available until expended for housing improvement, road  
13 maintenance, attorney fees, litigation support, self-govern-  
14 ance grants, the Indian Self-Determination Fund, land  
15 records improvement, and the Navajo-Hopi Settlement Pro-  
16 gram: Provided, That notwithstanding any other provision  
17 of law, including but not limited to the Indian Self-Deter-  
18 mination Act of 1975, as amended, and 25 U.S.C. 2008,  
19 not to exceed \$44,160,000 within and only from such  
20 amounts made available for school operations shall be avail-  
21 able to tribes and tribal organizations for administrative  
22 cost grants associated with the operation of Bureau-funded  
23 schools: Provided further, That any forestry funds allocated  
24 to a tribe which remain unobligated as of September 30,  
25 2001, may be transferred during fiscal year 2002 to an In-

1 *dian forest land assistance account established for the ben-*  
 2 *efit of such tribe within the tribe's trust fund account: Pro-*  
 3 *vided further, That any such unobligated balances not so*  
 4 *transferred shall expire on September 30, 2002: Provided*  
 5 *further, That from amounts appropriated under this head-*  
 6 *ing \$5,422,000 shall be made available to the Southwestern*  
 7 *Indian Polytechnic Institute and that from amounts appro-*  
 8 *priated under this heading \$8,611,000 shall be made avail-*  
 9 *able to Haskell Indian Nations University.*

#### 10 CONSTRUCTION

11 *For construction, repair, improvement, and mainte-*  
 12 *nance of irrigation and power systems, buildings, utilities,*  
 13 *and other facilities, including architectural and engineering*  
 14 *services by contract; acquisition of lands, and interests in*  
 15 *lands; and preparation of lands for farming, and for con-*  
 16 *struction of the Navajo Indian Irrigation Project pursuant*  
 17 *to Public Law 87-483, \$146,884,000, to remain available*  
 18 *until expended: Provided, That such amounts as may be*  
 19 *available for the construction of the Navajo Indian Irriga-*  
 20 *tion Project may be transferred to the Bureau of Reclama-*  
 21 *tion: Provided further, That not to exceed 6 percent of con-*  
 22 *tract authority available to the Bureau of Indian Affairs*  
 23 *from the Federal Highway Trust Fund may be used to cover*  
 24 *the road program management costs of the Bureau: Pro-*  
 25 *vided further, That any funds provided for the Safety of*  
 26 *Dams program pursuant to 25 U.S.C. 13 shall be made*

1 available on a nonreimbursable basis: Provided further,  
2 That for fiscal year 2000, in implementing new construc-  
3 tion or facilities improvement and repair project grants in  
4 excess of \$100,000 that are provided to tribally controlled  
5 grant schools under Public Law 100–297, as amended, the  
6 Secretary of the Interior shall use the Administrative and  
7 Audit Requirements and Cost Principles for Assistance Pro-  
8 grams contained in 43 CFR part 12 as the regulatory re-  
9 quirements: Provided further, That such grants shall not  
10 be subject to section 12.61 of 43 CFR; the Secretary and  
11 the grantee shall negotiate and determine a schedule of pay-  
12 ments for the work to be performed: Provided further, That  
13 in considering applications, the Secretary shall consider  
14 whether the Indian tribe or tribal organization would be  
15 deficient in assuring that the construction projects conform  
16 to applicable building standards and codes and Federal,  
17 tribal, or State health and safety standards as required by  
18 25 U.S.C. 2005(a), with respect to organizational and fi-  
19 nancial management capabilities: Provided further, That if  
20 the Secretary declines an application, the Secretary shall  
21 follow the requirements contained in 25 U.S.C. 2505(f):  
22 Provided further, That any disputes between the Secretary  
23 and any grantee concerning a grant shall be subject to the  
24 disputes provision in 25 U.S.C. 2508(e): Provided further,  
25 That notwithstanding any other provision of law, collec-



1 tions from the settlements between the United States and  
 2 the Puyallup tribe concerning Chief Leschi school are made  
 3 available for school construction in fiscal year 2000 and  
 4 hereafter: Provided further, That in return for a quit claim  
 5 deed to a school building on the Lac Courte Oreilles Ojibwe  
 6 Indian Reservation, the Secretary shall pay to U.K. Devel-  
 7 opment, LLC the amount of \$375,000 from the funds made  
 8 available under this heading.

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

11 For miscellaneous payments to Indian tribes and indi-  
 12 viduals and for necessary administrative expenses,  
 13 \$27,131,000, to remain available until expended; of which  
 14 \$25,260,000 shall be available for implementation of en-  
 15 acted Indian land and water claim settlements pursuant  
 16 to Public Laws 101–618 and 102–575, and for implementa-  
 17 tion of other enacted water rights settlements; and of which  
 18 \$1,871,000 shall be available pursuant to Public Laws 99–  
 19 264, 100–383, 103–402 and 100–580.

20 INDIAN GUARANTEED LOAN PROGRAM ACCOUNT

21 For the cost of guaranteed loans, \$4,500,000, as au-  
 22 thorized by the Indian Financing Act of 1974, as amended:  
 23 Provided, That such costs, including the cost of modifying  
 24 such loans, shall be as defined in section 502 of the Congres-  
 25 sional Budget Act of 1974: Provided further, That these

1 *funds are available to subsidize total loan principal, any*  
 2 *part of which is to be guaranteed, not to exceed \$59,682,000.*

3 *In addition, for administrative expenses to carry out*  
 4 *the guaranteed loan programs, \$504,000.*

5 *ADMINISTRATIVE PROVISIONS*

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

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

17 *Notwithstanding any other provision of law, no funds*  
 18 *available to the Bureau of Indian Affairs for central office*  
 19 *operations or pooled overhead general administration (ex-*  
 20 *cept facilities operations and maintenance) shall be avail-*  
 21 *able for tribal contracts, grants, compacts, or cooperative*  
 22 *agreements with the Bureau of Indian Affairs under the*  
 23 *provisions of the Indian Self-Determination Act or the*  
 24 *Tribal Self-Governance Act of 1994 (Public Law 103-413).*

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

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

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

11 *Appropriations made available in this or any other*  
12 *Act for schools funded by the Bureau shall be available only*  
13 *to the schools in the Bureau school system as of September*  
14 *1, 1996. No funds available to the Bureau shall be used to*  
15 *support expanded grades for any school or dormitory be-*  
16 *yond the grade structure in place or approved by the Sec-*  
17 *retary of the Interior at each school in the Bureau school*  
18 *system as of October 1, 1995. Funds made available under*  
19 *this Act may be used to fund a Bureau-funded school (as*  
20 *that term is defined in section 1146 of the Education*  
21 *Amendments of 1978 (25 U.S.C. 2026)) that shares a cam-*  
22 *pus with a school that offers expanded grades and that is*  
23 *not a Bureau-funded school, if the jointly incurred costs of*  
24 *both schools are apportioned between the 2 programs of the*  
25 *schools in such manner as to ensure that the expanded*

1 *grades are funded solely from funds that are not made*  
 2 *available through the Bureau.*

3       *The Tate Topa Tribal School, the Black Mesa Commu-*  
 4 *nity School, the Alamo Navajo School, and other BIA-fund-*  
 5 *ed schools, subject to the approval of the Secretary of the*  
 6 *Interior, may use prior year school operations funds for the*  
 7 *replacement or repair of BIA education facilities which are*  
 8 *in compliance with 25 U.S.C. 2005(a) and which shall be*  
 9 *eligible for operation and maintenance support to the same*  
 10 *extent as other BIA education facilities: Provided, That any*  
 11 *additional construction costs for replacement or repair of*  
 12 *such facilities begun with prior year funds shall be com-*  
 13 *pleted exclusively with non-Federal funds.*

14                   *DEPARTMENT OFFICES*

15                   *INSULAR AFFAIRS*

16                   *ASSISTANCE TO TERRITORIES*

17       *For expenses necessary for assistance to territories*  
 18 *under the jurisdiction of the Department of the Interior,*  
 19 *\$67,325,000, of which: (1) \$63,076,000 shall be available*  
 20 *until expended for technical assistance, including mainte-*  
 21 *nance assistance, disaster assistance, insular management*  
 22 *controls, coral reef initiative activities, and brown tree*  
 23 *snake control and research; grants to the judiciary in Amer-*  
 24 *ican Samoa for compensation and expenses, as authorized*  
 25 *by law (48 U.S.C. 1661(c)); grants to the Government of*

1 *American Samoa, in addition to current local revenues, for*  
2 *construction and support of governmental functions; grants*  
3 *to the Government of the Virgin Islands as authorized by*  
4 *law; grants to the Government of Guam, as authorized by*  
5 *law; and grants to the Government of the Northern Mariana*  
6 *Islands as authorized by law (Public Law 94–241; 90 Stat.*  
7 *272); and (2) \$4,249,000 shall be available for salaries and*  
8 *expenses of the Office of Insular Affairs: Provided, That all*  
9 *financial transactions of the territorial and local govern-*  
10 *ments herein provided for, including such transactions of*  
11 *all agencies or instrumentalities established or used by such*  
12 *governments, may be audited by the General Accounting Of-*  
13 *fice, at its discretion, in accordance with chapter 35 of title*  
14 *31, United States Code: Provided further, That Northern*  
15 *Mariana Islands Covenant grant funding shall be provided*  
16 *according to those terms of the Agreement of the Special*  
17 *Representatives on Future United States Financial Assist-*  
18 *ance for the Northern Mariana Islands approved by Public*  
19 *Law 104–134: Provided further, That Public Law 94–241,*  
20 *as amended, is further amended (1) in section 4(b) by delet-*  
21 *ing “2002” and inserting “1999” and by deleting the*  
22 *comma after the words “\$11,000,000 annually” and insert-*  
23 *ing in lieu thereof the following: “and for fiscal year 2000,*  
24 *payments to the Commonwealth of the Northern Mariana*  
25 *Islands shall be \$5,580,000, but shall return to the level of*

1 \$11,000,000 annually for fiscal years 2001 and 2002. In  
2 fiscal year 2003, the payment to the Commonwealth of the  
3 Northern Mariana Islands shall be \$5,420,000. Such pay-  
4 ments shall be”; and (2) in section (4)(c) by adding a new  
5 subsection as follows: “(4) for fiscal year 2000, \$5,420,000  
6 shall be provided to the Virgin Islands for correctional fa-  
7 cilities and other projects mandated by Federal law.”: Pro-  
8 vided further, That of the amounts provided for technical  
9 assistance, sufficient funding shall be made available for a  
10 grant to the Close Up Foundation: Provided further, That  
11 the funds for the program of operations and maintenance  
12 improvement are appropriated to institutionalize routine  
13 operations and maintenance improvement of capital infra-  
14 structure in American Samoa, Guam, the Virgin Islands,  
15 the Commonwealth of the Northern Mariana Islands, the  
16 Republic of Palau, the Republic of the Marshall Islands,  
17 and the Federated States of Micronesia through assessments  
18 of long-range operations maintenance needs, improved ca-  
19 pability of local operations and maintenance institutions  
20 and agencies (including management and vocational edu-  
21 cation training), and project-specific maintenance (with  
22 territorial participation and cost sharing to be determined  
23 by the Secretary based on the individual territory’s commit-  
24 ment to timely maintenance of its capital assets): Provided  
25 further, That any appropriation for disaster assistance

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

6 *COMPACT OF FREE ASSOCIATION*

7 *For economic assistance and necessary expenses for the*  
 8 *Federated States of Micronesia and the Republic of the Mar-*  
 9 *shall Islands as provided for in sections 122, 221, 223, 232,*  
 10 *and 233 of the Compact of Free Association, and for eco-*  
 11 *nomic assistance and necessary expenses for the Republic*  
 12 *of Palau as provided for in sections 122, 221, 223, 232,*  
 13 *and 233 of the Compact of Free Association, \$20,545,000,*  
 14 *to remain available until expended, as authorized by Public*  
 15 *Law 99–239 and Public Law 99–658.*

16 *DEPARTMENTAL MANAGEMENT*

17 *SALARIES AND EXPENSES*

18 *For necessary expenses for management of the Depart-*  
 19 *ment of the Interior, \$62,203,000, of which not to exceed*  
 20 *\$8,500 may be for official reception and representation ex-*  
 21 *penses and up to \$1,000,000 shall be available for workers*  
 22 *compensation payments and unemployment compensation*  
 23 *payments associated with the orderly closure of the United*  
 24 *States Bureau of Mines.*

1                    *OFFICE OF THE SOLICITOR*

2                    *SALARIES AND EXPENSES*

3            *For necessary expenses of the Office of the Solicitor,*  
4    *\$36,784,000.*

5                    *OFFICE OF INSPECTOR GENERAL*

6                    *SALARIES AND EXPENSES*

7                    *OFFICE OF INSPECTOR GENERAL*

8            *For necessary expenses of the Office of Inspector Gen-*  
9    *eral, \$26,614,000.*

10            *OFFICE OF SPECIAL TRUSTEE FOR AMERICAN INDIANS*

11                    *FEDERAL TRUST PROGRAMS*

12            *For operation of trust programs for Indians by direct*  
13    *expenditure, contracts, cooperative agreements, compacts,*  
14    *and grants, \$73,836,000, to remain available until ex-*  
15    *pended: Provided, That funds for trust management im-*  
16    *provements may be transferred to the Bureau of Indian Af-*  
17    *airs and Departmental Management: Provided further,*  
18    *That funds made available to Tribes and Tribal organiza-*  
19    *tions through contracts or grants obligated during fiscal*  
20    *year 2000, as authorized by the Indian Self-Determination*  
21    *Act of 1975 (25 U.S.C. 450 et seq.), shall remain available*  
22    *until expended by the contractor or grantee: Provided fur-*  
23    *ther, That notwithstanding any other provision of law, the*  
24    *statute of limitations shall not commence to run on any*  
25    *claim, including any claim in litigation pending on the*  
26    *date of the enactment of this Act, concerning losses to or*



1 *mismanagement of trust funds, until the affected tribe or*  
 2 *individual Indian has been furnished with an accounting*  
 3 *of such funds from which the beneficiary can determine*  
 4 *whether there has been a loss: Provided further, That not-*  
 5 *withstanding any other provision of law, the Secretary shall*  
 6 *not be required to provide a quarterly statement of perform-*  
 7 *ance for any Indian trust account that has not had activity*  
 8 *for at least eighteen months and has a balance of \$1.00 or*  
 9 *less: Provided further, That the Secretary shall issue an an-*  
 10 *nual account statement and maintain a record of any such*  
 11 *accounts and shall permit the balance in each such account*  
 12 *to be withdrawn upon the express written request of the ac-*  
 13 *count holder.*

#### 14 *INDIAN LAND CONSOLIDATION PILOT*

15 *For implementation of a pilot program for consolida-*  
 16 *tion of fractional interests in Indian lands by direct ex-*  
 17 *penditure or cooperative agreement, \$5,000,000 to remain*  
 18 *available until expended, of which not to exceed \$500,000*  
 19 *shall be available for administrative expenses: Provided,*  
 20 *That the Secretary may enter into a cooperative agreement,*  
 21 *which shall not be subject to Public Law 93-638, as amend-*  
 22 *ed, with a tribe having jurisdiction over the pilot reserva-*  
 23 *tion to implement the program to acquire fractional inter-*  
 24 *ests on behalf of such tribe: Provided further, That the Sec-*  
 25 *retary may develop a reservation-wide system for estab-*  
 26 *lishing the fair market value of various types of lands and*

1 *improvements to govern the amounts offered for acquisition*  
 2 *of fractional interests: Provided further, That acquisitions*  
 3 *shall be limited to one or more pilot reservations as deter-*  
 4 *mined by the Secretary: Provided further, That funds shall*  
 5 *be available for acquisition of fractional interests in trust*  
 6 *or restricted lands with the consent of its owners and at*  
 7 *fair market value, and the Secretary shall hold in trust for*  
 8 *such tribe all interests acquired pursuant to this pilot pro-*  
 9 *gram: Provided further, That all proceeds from any lease,*  
 10 *resource sale contract, right-of-way or other transaction de-*  
 11 *rived from the fractional interest shall be credited to this*  
 12 *appropriation, and remain available until expended, until*  
 13 *the purchase price paid by the Secretary under this appro-*  
 14 *priation has been recovered from such proceeds: Provided*  
 15 *further, That once the purchase price has been recovered,*  
 16 *all subsequent proceeds shall be managed by the Secretary*  
 17 *for the benefit of the applicable tribe or paid directly to*  
 18 *the tribe.*

19       *NATURAL RESOURCE DAMAGE ASSESSMENT AND*  
 20                       *RESTORATION*

21       *NATURAL RESOURCE DAMAGE ASSESSMENT FUND*

22       *To conduct natural resource damage assessment activi-*  
 23 *ties by the Department of the Interior necessary to carry*  
 24 *out the provisions of the Comprehensive Environmental Re-*  
 25 *sponse, Compensation, and Liability Act, as amended (42*

1 *U.S.C. 9601 et seq.), Federal Water Pollution Control Act,*  
 2 *as amended (33 U.S.C. 1251 et seq.), the Oil Pollution Act*  
 3 *of 1990 (Public Law 101–380), and Public Law 101–337;*  
 4 *\$4,621,000, to remain available until expended.*

5 *ADMINISTRATIVE PROVISIONS*

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

19 *GENERAL PROVISIONS, DEPARTMENT OF THE*  
 20 *INTERIOR*

21 *SEC. 101. Appropriations made in this title shall be*  
 22 *available for expenditure or transfer (within each bureau*  
 23 *or office), with the approval of the Secretary, for the emer-*  
 24 *gency reconstruction, replacement, or repair of aircraft,*  
 25 *buildings, utilities, or other facilities or equipment dam-*  
 26 *aged or destroyed by fire, flood, storm, or other unavoidable*

1 causes: *Provided, That no funds shall be made available*  
2 *under this authority until funds specifically made available*  
3 *to the Department of the Interior for emergencies shall have*  
4 *been exhausted: Provided further, That all funds used pur-*  
5 *suant to this section are hereby designated by Congress to*  
6 *be “emergency requirements” pursuant to section*  
7 *251(b)(2)(A) of the Balanced Budget and Emergency Def-*  
8 *icit Control Act of 1985, and must be replenished by a sup-*  
9 *plemental appropriation which must be requested as*  
10 *promptly as possible.*

11       *SEC. 102. The Secretary may authorize the expendi-*  
12 *ture or transfer of any no year appropriation in this title,*  
13 *in addition to the amounts included in the budget programs*  
14 *of the several agencies, for the suppression or emergency*  
15 *prevention of forest or range fires on or threatening lands*  
16 *under the jurisdiction of the Department of the Interior;*  
17 *for the emergency rehabilitation of burned-over lands under*  
18 *its jurisdiction; for emergency actions related to potential*  
19 *or actual earthquakes, floods, volcanoes, storms, or other un-*  
20 *avoidable causes; for contingency planning subsequent to*  
21 *actual oil spills; for response and natural resource damage*  
22 *assessment activities related to actual oil spills; for the pre-*  
23 *vention, suppression, and control of actual or potential*  
24 *grasshopper and Mormon cricket outbreaks on lands under*  
25 *the jurisdiction of the Secretary, pursuant to the authority*

1 *in section 1773(b) of Public Law 99–198 (99 Stat. 1658);*  
2 *for emergency reclamation projects under section 410 of*  
3 *Public Law 95–87; and shall transfer, from any no year*  
4 *funds available to the Office of Surface Mining Reclamation*  
5 *and Enforcement, such funds as may be necessary to permit*  
6 *assumption of regulatory authority in the event a primacy*  
7 *State is not carrying out the regulatory provisions of the*  
8 *Surface Mining Act: Provided, That appropriations made*  
9 *in this title for fire suppression purposes shall be available*  
10 *for the payment of obligations incurred during the pre-*  
11 *ceding fiscal year, and for reimbursement to other Federal*  
12 *agencies for destruction of vehicles, aircraft, or other equip-*  
13 *ment in connection with their use for fire suppression pur-*  
14 *poses, such reimbursement to be credited to appropriations*  
15 *currently available at the time of receipt thereof: Provided*  
16 *further, That for emergency rehabilitation and wildfire sup-*  
17 *pression activities, no funds shall be made available under*  
18 *this authority until funds appropriated to “Wildland Fire*  
19 *Management” shall have been exhausted: Provided further,*  
20 *That all funds used pursuant to this section are hereby des-*  
21 *ignated by Congress to be “emergency requirements” pursu-*  
22 *ant to section 251(b)(2)(A) of the Balanced Budget and*  
23 *Emergency Deficit Control Act of 1985, and must be replen-*  
24 *ished by a supplemental appropriation which must be re-*  
25 *quested as promptly as possible: Provided further, That such*

1 *replenishment funds shall be used to reimburse, on a pro*  
2 *rata basis, accounts from which emergency funds were*  
3 *transferred.*

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

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

1 *members only or at a price to members lower than to sub-*  
2 *scribers who are not members.*

3 *SEC. 105. Appropriations available to the Department*  
4 *of the Interior for salaries and expenses shall be available*  
5 *for uniforms or allowances therefor, as authorized by law*  
6 *(5 U.S.C. 5901–5902 and D.C. Code 4–204).*

7 *SEC. 106. Appropriations made in this title shall be*  
8 *available for obligation in connection with contracts issued*  
9 *for services or rentals for periods not in excess of twelve*  
10 *months beginning at any time during the fiscal year.*

11 *SEC. 107. No funds provided in this title may be ex-*  
12 *pended by the Department of the Interior for the conduct*  
13 *of offshore leasing and related activities placed under re-*  
14 *striction in the President’s moratorium statement of June*  
15 *26, 1990, in the areas of northern, central, and southern*  
16 *California; the North Atlantic; Washington and Oregon;*  
17 *and the eastern Gulf of Mexico south of 26 degrees north*  
18 *latitude and east of 86 degrees west longitude.*

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

24 *SEC. 109. No funds provided in this title may be ex-*  
25 *pended by the Department of the Interior to conduct offshore*

1 *oil and natural gas preleasing, leasing and related activi-*  
2 *ties in the eastern Gulf of Mexico planning area for any*  
3 *lands located outside Sale 181, as identified in the final*  
4 *Outer Continental Shelf 5-Year Oil and Gas Leasing Pro-*  
5 *gram, 1997–2002.*

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

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

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



1        *tions of the United States or securities that are guar-*  
2        *anteed or insured by the United States; or*

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

7        *SEC. 112. (a) Employees of Helium Operations, Bu-*  
8        *reau of Land Management, entitled to severance pay under*  
9        *5 U.S.C. 5595, may apply for, and the Secretary of the*  
10       *Interior may pay, the total amount of the severance pay*  
11       *to the employee in a lump sum. Employees paid severance*  
12       *pay in a lump sum and subsequently reemployed by the*  
13       *Federal Government shall be subject to the repayment provi-*  
14       *sions of 5 U.S.C. 5595(i)(2) and (3), except that any repay-*  
15       *ment shall be made to the Helium Fund.*

16       *(b) Helium Operations employees who elect to continue*  
17       *health benefits after separation shall be liable for not more*  
18       *than the required employee contribution under 5 U.S.C.*  
19       *8905a(d)(1)(A). The Helium Fund shall pay for 18 months*  
20       *the remaining portion of required contributions.*

21       *(c) The Secretary of the Interior may provide for*  
22       *training to assist Helium Operations employees in the tran-*  
23       *sition to other Federal or private sector jobs during the fa-*  
24       *cility shut-down and disposition process and for up to 12*  
25       *months following separation from Federal employment, in-*

1 *cluding retraining and relocation incentives on the same*  
2 *terms and conditions as authorized for employees of the De-*  
3 *partment of Defense in section 348 of the National Defense*  
4 *Authorization Act for Fiscal Year 1995.*

5       *(d) For purposes of the annual leave restoration provi-*  
6 *sions of 5 U.S.C. 6304(d)(1)(B), the cessation of helium pro-*  
7 *duction and sales, and other related Helium Program ac-*  
8 *tivities shall be deemed to create an exigency of public busi-*  
9 *ness under, and annual leave that is lost during leave years*  
10 *1997 through 2001 because of 5 U.S.C. 6304 (regardless of*  
11 *whether such leave was scheduled in advance) shall be re-*  
12 *stored to the employee and shall be credited and available*  
13 *in accordance with 5 U.S.C. 6304(d)(2). Annual leave so*  
14 *restored and remaining unused upon the transfer of a He-*  
15 *lium Program employee to a position of the executive*  
16 *branch outside of the Helium Program shall be liquidated*  
17 *by payment to the employee of a lump sum from the Helium*  
18 *Fund for such leave.*

19       *(e) Benefits under this section shall be paid from the*  
20 *Helium Fund in accordance with section 4(c)(4) of the He-*  
21 *lium Privatization Act of 1996. Funds may be made avail-*  
22 *able to Helium Program employees who are or will be sepa-*  
23 *rated before October 1, 2002 because of the cessation of he-*  
24 *lium production and sales and other related activities. Re-*  
25 *training benefits, including retraining and relocation in-*

1 centives, may be paid for retraining commencing on or be-  
2 fore September 30, 2002.

3 (f) This section shall remain in effect through fiscal  
4 year 2002.

5 SEC. 113. Notwithstanding any other provision of law,  
6 including but not limited to the Indian Self-Determination  
7 Act of 1975, as amended, funds available herein and here-  
8 after under this title for Indian self-determination or self-  
9 governance contract or grant support costs may be expended  
10 only for costs directly attributable to contracts, grants and  
11 compacts pursuant to the Indian Self-Determination Act  
12 and no funds appropriated in this title shall be available  
13 for any contract support costs or indirect costs associated  
14 with any contract, grant, cooperative agreement, self-gov-  
15 ernance compact or funding agreement entered into between  
16 an Indian tribe or tribal organization and any entity other  
17 than an agency of the Department of the Interior.

18 SEC. 114. Notwithstanding any other provisions of  
19 law, the National Park Service shall not develop or imple-  
20 ment a reduced entrance fee program to accommodate non-  
21 local travel through a unit. The Secretary may provide for  
22 and regulate local non-recreational passage through units  
23 of the National Park System, allowing each unit to develop  
24 guidelines and permits for such activity appropriate to that  
25 unit.

1        *SEC. 115. Notwithstanding any other provision of law,*  
2 *in fiscal year 2000 and thereafter, the Secretary is author-*  
3 *ized to permit persons, firms or organizations engaged in*  
4 *commercial, cultural, educational, or recreational activities*  
5 *(as defined in section 612a of title 40, United States Code)*  
6 *not currently occupying such space to use courtyards, audi-*  
7 *toriums, meeting rooms, and other space of the main and*  
8 *south Interior building complex, Washington, D.C., the*  
9 *maintenance, operation, and protection of which has been*  
10 *delegated to the Secretary from the Administrator of Gen-*  
11 *eral Services pursuant to the Federal Property and Admin-*  
12 *istrative Services Act of 1949, and to assess reasonable*  
13 *charges therefore, subject to such procedures as the Secretary*  
14 *deems appropriate for such uses. Charges may be for the*  
15 *space, utilities, maintenance, repair, and other services.*  
16 *Charges for such space and services may be at rates equiva-*  
17 *lent to the prevailing commercial rate for comparable space*  
18 *and services devoted to a similar purpose in the vicinity*  
19 *of the main and south Interior building complex, Wash-*  
20 *ington, D.C. for which charges are being assessed. The Sec-*  
21 *retary may without further appropriation hold, administer,*  
22 *and use such proceeds within the Departmental Manage-*  
23 *ment Working Capital Fund to offset the operation of the*  
24 *buildings under his jurisdiction, whether delegated or other-*  
25 *wise, and for related purposes, until expended.*

1       *SEC. 116. (a) In this section—*

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

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

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

12       *(2) The lands of the Huron Cemetery shall be used*  
13       *only—*

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

16               *(B) as a burial ground.*

17       *(3) The description of the lands of the Huron Cemetery*  
18       *is as follows:*

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

1           *“Commencing on the Northwest corner of the*  
2           *Northwest Quarter of the Northwest Quarter of said*  
3           *Section 10;*

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

6           *“Thence South 71 degrees East 10 poles and 18*  
7           *links;*

8           *“Thence South 18 degrees and 30 minutes West*  
9           *28 poles;*

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

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

14          *SEC. 117. Grazing permits and leases which expire or*  
15          *are transferred, in this or any fiscal year, shall be renewed*  
16          *under the same terms and conditions as contained in the*  
17          *expiring permit or lease until such time as the Secretary*  
18          *of the Interior completes the process of renewing the permits*  
19          *or leases in compliance with all applicable laws. Nothing*  
20          *in this language shall be deemed to affect the Secretary’s*  
21          *statutory authority or the rights of the permittee or lessee.*

22          *SEC. 118. Refunds or rebates received on an on-going*  
23          *basis from a credit card services provider under the Depart-*  
24          *ment of the Interior’s charge card programs may be depos-*  
25          *ited to and retained without fiscal year limitation in the*

1 *Departmental Working Capital Fund established under 43*  
2 *U.S.C. 1467 and used to fund management initiatives of*  
3 *general benefit to the Department of the Interior's bureaus*  
4 *and offices as determined by the Secretary or his designee.*

5       *SEC. 119. Appropriations made in this title under the*  
6 *headings Bureau of Indian Affairs and Office of Special*  
7 *Trustee for American Indians and any available unobli-*  
8 *gated balances from prior appropriations Acts made under*  
9 *the same headings, shall be available for expenditure or*  
10 *transfer for Indian trust management activities pursuant*  
11 *to the Trust Management Improvement Project High Level*  
12 *Implementation Plan.*

13       *SEC. 120. All properties administered by the National*  
14 *Park Service at Fort Baker, Golden Gate National Recre-*  
15 *ation Area, and leases, concessions, permits and other*  
16 *agreements associated with those properties, shall be exempt*  
17 *from all taxes and special assessments, except sales tax, by*  
18 *the State of California and its political subdivisions, in-*  
19 *cluding the County of Marin and the City of Sausalito.*  
20 *Such areas of Fort Baker shall remain under exclusive fed-*  
21 *eral jurisdiction.*

22       *SEC. 121. Notwithstanding any provision of law, the*  
23 *Secretary of the Interior is authorized to negotiate and*  
24 *enter into agreements and leases, without regard to section*  
25 *321 of chapter 314 of the Act of June 30, 1932 (40 U.S.C.*

1 303b), with any person, firm, association, organization,  
2 corporation, or governmental entity for all or part of the  
3 property within Fort Baker administered by the Secretary  
4 as part of Golden Gate National Recreation Area. The pro-  
5 ceeds of the agreements or leases shall be retained by the  
6 Secretary and such proceeds shall be available, without fu-  
7 ture appropriation, for the preservation, restoration, oper-  
8 ation, maintenance and interpretation and related expenses  
9 incurred with respect to Fort Baker properties.

10 SEC. 122. None of the funds provided in this or any  
11 other Act may be used for pre-design, design or engineering  
12 for the removal of the Elwha or Glines Canyon Dams, or  
13 for the actual removal of either dam, until such time as  
14 both dams are acquired by the Federal government notwith-  
15 standing the proviso in section 3(a) of Public Law 102-  
16 495, as amended.

17 SEC. 123. (a) SHORT TITLE.—This section may be  
18 cited as the “Battle of Midway National Memorial Study  
19 Act”.

20 (b) FINDINGS.—The Congress makes the following  
21 findings:

22 (1) September 2, 1997, marked the 52nd anni-  
23 versary of the United States victory over Japan in  
24 World War II.



1           (2) *The Battle of Midway proved to be the turn-*  
2           *ing point in the war in the Pacific, as United States*  
3           *Navy forces inflicted such severe losses on the Impe-*  
4           *rial Japanese Navy during the battle that the Impe-*  
5           *rial Japanese Navy never again took the offensive*  
6           *against the United States or the allied forces.*

7           (3) *During the Battle of Midway on June 4,*  
8           *1942, an outnumbered force of the United States*  
9           *Navy, consisting of 29 ships and other units of the*  
10          *Armed Forces under the command of Admiral Nimitz*  
11          *and Admiral Spruance, out-maneuvered and out-*  
12          *fought 350 ships of the Imperial Japanese Navy.*

13          (4) *It is in the public interest to study whether*  
14          *Midway Atoll should be established as a national me-*  
15          *morial to the Battle of Midway to express the endur-*  
16          *ing gratitude of the American people for victory in*  
17          *the battle and to inspire future generations of Ameri-*  
18          *cans with the heroism and sacrifice of the members of*  
19          *the Armed Forces who achieved that victory.*

20          (5) *The historic structures and facilities on Mid-*  
21          *way Atoll should be protected and maintained.*

22          (c) *PURPOSE.*—*The purpose of this Act is to require*  
23          *a study of the feasibility and suitability of designating the*  
24          *Midway Atoll as a National Memorial to the Battle of Mid-*  
25          *way within the boundaries of the Midway Atoll National*

1 *Wildlife Refuge. The study of the Midway Atoll and its en-*  
 2 *vironments shall include, but not be limited to, identification*  
 3 *of interpretative opportunities for the educational and in-*  
 4 *spirational benefit of present and future generations, and*  
 5 *of the unique and significant circumstances involving the*  
 6 *defense of the island by the United States in World War*  
 7 *II and the Battle of Midway.*

8       (d) *STUDY OF THE ESTABLISHMENT OF MIDWAY*  
 9 *ATOLL AS A NATIONAL MEMORIAL TO THE BATTLE OF MID-*  
 10 *WAY.—*

11           (1) *IN GENERAL.—Not later than six months*  
 12 *after the date of enactment of this Act, the Secretary*  
 13 *of the Interior shall, acting through the Director of*  
 14 *the National Park Service and in consultation with*  
 15 *the Director of the United States Fish and Wildlife*  
 16 *Service, the International Midway Memorial Founda-*  
 17 *tion, Inc. (hereafter referred to as the “Foundation”),*  
 18 *and Midway Phoenix Corporation, carry out a study*  
 19 *of the suitability and feasibility of establishing Mid-*  
 20 *way Atoll as a national memorial to the Battle of*  
 21 *Midway.*

22           (2) *CONSIDERATIONS.—In studying the estab-*  
 23 *lishment of Midway Atoll as a national memorial to*  
 24 *the Battle of Midway under paragraph (1), the Sec-*  
 25 *retary shall address the following:*

1           (A) *The appropriate federal agency to man-*  
2           *age such a memorial, and whether and under*  
3           *what conditions, to lease or otherwise allow the*  
4           *Foundation or another appropriate entity to ad-*  
5           *minister, maintain, and fully utilize the lands*  
6           *(including any equipment, facilities, infrastruc-*  
7           *ture, and other improvements) and waters of*  
8           *Midway Atoll if designated as a national memo-*  
9           *rial.*

10           (B) *Whether designation as a national me-*  
11           *morial would conflict with current management*  
12           *of Midway Atoll as a wildlife refuge and wheth-*  
13           *er, and under what circumstances, the needs and*  
14           *requirements of the wildlife refuge should take*  
15           *precedence over the needs and requirements of a*  
16           *national memorial on Midway Atoll.*

17           (C) *Whether, and under what conditions, to*  
18           *permit the use of the facilities on Sand Island*  
19           *for purposes other than a wildlife refuge or a na-*  
20           *tional memorial.*

21           (D) *Whether to impose conditions on public*  
22           *access to Midway Atoll as a national memorial.*

23           (3) *REPORT.*—*Upon completion of the study re-*  
24           *quired under paragraph (1), the Secretary shall sub-*  
25           *mit, to the Committee on Energy and Natural Re-*

1        *sources of the United States Senate and the Com-*  
2        *mittee on Resources of the House of Representatives,*  
3        *a report on the study, which shall include any rec-*  
4        *ommendations for further legislative action. The re-*  
5        *port shall also include an inventory of all known past*  
6        *and present facilities and structures of historical sig-*  
7        *nificance on Midway Atoll and its environs. The re-*  
8        *port shall include a description of each historic facil-*  
9        *ity and structure and a discussion of how each will*  
10       *contribute to the designation and interpretation of the*  
11       *proposed national memorial.*

12       *(e) CONTINUING DISCUSSIONS.—Nothing in this Act*  
13       *shall be construed to delay or prohibit discussions between*  
14       *the Foundation and the United States Fish and Wildlife*  
15       *Service or any other government entity regarding the future*  
16       *role of the Foundation on Midway Atoll.*

17       *SEC. 124. Where any Federal lands included within*  
18       *the boundary of Lake Roosevelt National Recreation Area*  
19       *as designated by the Secretary of the Interior on April 5,*  
20       *1990 (Lake Roosevelt Cooperative Management Agreement)*  
21       *were utilized as of March 31, 1997, for grazing purposes*  
22       *pursuant to a permit issued by the National Park Service,*  
23       *the person or persons so utilizing such lands shall be enti-*  
24       *tled to renew said permit under such terms and conditions*

1 *as the Secretary may prescribe, for the lifetime of the per-*  
2 *mittee or 20 years, whichever is less.*

3 *SEC. 125. Notwithstanding any other provision of law,*  
4 *the Secretary of the Interior is authorized to redistribute*  
5 *any Tribal Priority Allocation funds, including tribal base*  
6 *funds, to alleviate tribal funding inequities by transferring*  
7 *funds on the basis of identified, unmet needs. No tribe shall*  
8 *receive a reduction in Tribal Priority Allocation funds of*  
9 *more than ten percent in fiscal year 2000.*

10 *SEC. 126. None of the Funds provided in this Act shall*  
11 *be available to the Bureau of Indian Affairs or the Depart-*  
12 *ment of the Interior to transfer land into trust status for*  
13 *the Shoalwater Bay Indian Tribe in Clark County, Wash-*  
14 *ington, unless and until the tribe and the county reach a*  
15 *legally enforceable agreement that addresses the financial*  
16 *impact of new development on the county, school district,*  
17 *fire district, and other local governments and the impact*  
18 *on zoning and development.*

19 *SEC. 127. None of the funds provided in this Act shall*  
20 *be available to the Department of the Interior or agencies*  
21 *of the Department of the Interior to implement Secretarial*  
22 *Order 3206, issued June 5, 1997.*

23 *SEC. 128. Of the funds appropriated in title V of the*  
24 *Fiscal Year 1998 Interior and Related Agencies Appropria-*  
25 *tion Act, Public Law 105–83, the Secretary shall provide*

1 up to \$2,000,000 in the form of a grant to the Fairbanks  
2 North Star Borough for acquisition of undeveloped parcels  
3 along the banks of the Chena River for the purpose of estab-  
4 lishing an urban greenbelt within the Borough. The Sec-  
5 retary shall further provide from the funds appropriated  
6 in title V up to \$1,000,000 in the form of a grant to the  
7 Municipality of Anchorage for the acquisition of approxi-  
8 mately 34 acres of wetlands adjacent to a municipal park  
9 in Anchorage (the Jewel Lake Wetlands).

10       *SEC. 129. WALKER RIVER BASIN.* \$200,000 is appro-  
11 priated to the United States Fish and Wildlife Service in  
12 fiscal year 2000 to be used through a contract or memo-  
13 randum of understanding with the Bureau of Reclamation,  
14 for: (1) the investigation of alternatives, and if appropriate,  
15 the implementation of one or more of the alternatives, to  
16 the modification of Weber Dam on the Walker River Paiute  
17 Reservation in Nevada; (2) an evaluation of the feasibility  
18 and effectiveness of the installation of a fish ladder at Weber  
19 Dam; and (3) an evaluation of opportunities for Lahontan  
20 cutthroat trout restoration in the Walker River Basin.  
21 \$125,000 is appropriated to the Bureau of Indian Affairs  
22 in fiscal year 2000 for the benefit of the Walker River Pai-  
23 ute Tribe, in recognition of the negative effects on the Tribe  
24 associated with delay in modification of Weber Dam, for  
25 an analysis of the feasibility of establishing a Tribally-oper-

1 *ated Lahontan cutthroat trout hatchery on the Walker River*  
 2 *as it flows through the Walker River Indian Reservation:*  
 3 *Provided, That for the purposes of this section: (A) \$100,000*  
 4 *shall be transferred from the \$250,000 allocated for the*  
 5 *United States Geological Survey, Water Resources Inves-*  
 6 *tigations, Truckee River Water Quality Settlement Agree-*  
 7 *ment; (B) \$50,000 shall be transferred from the \$150,000*  
 8 *allocated for the United States Geological Survey, Water*  
 9 *Resources Investigations, Las Vegas Wash endocrine disrup-*  
 10 *tion study; and (C) \$175,000 shall be transferred from the*  
 11 *funds allocated for the Bureau of Land Management,*  
 12 *Wildland Fire Management.*

13       *SEC. 130. FUNDING FOR THE OTTAWA NATIONAL*  
 14 *WILDLIFE REFUGE AND CERTAIN PROJECTS IN THE STATE*  
 15 *OF OHIO. Notwithstanding any other provision of law, from*  
 16 *the unobligated balances appropriated for a grant to the*  
 17 *State of Ohio for the acquisition of the Howard Farm near*  
 18 *Metzger Marsh, Ohio—*

19               *(1) \$500,000 shall be derived by transfer and*  
 20               *made available for the acquisition of land in the Ot-*  
 21               *tawa National Wildlife Refuge;*

22               *(2) \$302,000 shall be derived by transfer and*  
 23               *made available for the Dayton Aviation Heritage*  
 24               *Commission, Ohio; and*

1           (3) \$198,000 shall be derived by transfer and  
 2           made available for a grant to the State of Ohio for  
 3           the preservation and restoration of the birthplace,  
 4           boyhood home, and schoolhouse of Ulysses S. Grant.

5           SEC. 131. PROHIBITION ON CLASS III GAMING PROCE-  
 6 DURES. No funds made available under this Act may be  
 7 expended to implement the final rule published on April  
 8 12, 1999, at 64 Fed. Reg. 17535.

9           SEC. 132. CONVEYANCE TO NYE COUNTY, NEVADA. (a)  
 10 DEFINITIONS.—In this section:

11           (1) COUNTY.—The term “County” means Nye  
 12 County, Nevada.

13           (2) SECRETARY.—The term “Secretary” means  
 14 the Secretary of the Interior, acting through the Di-  
 15 rector of the Bureau of Land Management.

16           (b) PARCELS CONVEYED FOR USE OF THE NEVADA  
 17 SCIENCE AND TECHNOLOGY CENTER.—

18           (1) IN GENERAL.—For no consideration and at  
 19 no other cost to the County, the Secretary shall convey  
 20 to the County, subject to valid existing rights, all  
 21 right, title, and interest in and to the parcels of pub-  
 22 lic land described in paragraph (2).

23           (2) LAND DESCRIPTION.—The parcels of public  
 24 land referred to in paragraph (1) are the following:



1                   (A) *The portion of Sec. 13 north of United*  
 2                   *States Route 95, T. 15 S. R. 49 E, Mount Diablo*  
 3                   *Meridian, Nevada.*

4                   (B) *In Sec. 18, T. 15 S., R. 50 E., Mount*  
 5                   *Diablo Meridian, Nevada:*

6                   (i) *W  $\frac{1}{2}$  W  $\frac{1}{2}$  NW  $\frac{1}{4}$ .*

7                   (ii) *The portion of the W  $\frac{1}{2}$  W  $\frac{1}{2}$  SW*  
 8                    *$\frac{1}{4}$  north of United States Route 95.*

9                   (3) *USE.—*

10                  (A) *IN GENERAL.—The parcels described in*  
 11                  *paragraph (2) shall be used for the construction*  
 12                  *and operation of the Nevada Science and Tech-*  
 13                  *nology Center as a nonprofit museum and expo-*  
 14                  *sition center, and related facilities and activities.*

15                  (B) *REVERSION.—The conveyance of any*  
 16                  *parcel described in paragraph (2) shall be subject*  
 17                  *to reversion to the United States, at the discre-*  
 18                  *tion of Secretary, if the parcel is used for a pur-*  
 19                  *pose other than that specified in subparagraph*  
 20                  (A).

21                  (c) *PARCELS CONVEYED FOR OTHER USE FOR A COM-*  
 22                  *MERCIAL PURPOSE.—*

23                  (1) *RIGHT TO PURCHASE.—For a period of 5*  
 24                  *years beginning on the date of enactment of this Act,*  
 25                  *the County shall have the exclusive right to purchase*

1     *the parcels of public land described in paragraph (2)*  
 2     *for the fair market value of the parcels, as determined*  
 3     *by the Secretary.*

4             (2) *LAND DESCRIPTION.—The parcels of public*  
 5     *land referred to in paragraph (1) are the following*  
 6     *parcels in Sec. 18, T. 15 S., R. 50 E., Mount Diablo*  
 7     *Meridian, Nevada:*

8                     (A) *E  $\frac{1}{2}$  NW  $\frac{1}{4}$ .*

9                     (B) *E  $\frac{1}{2}$  W  $\frac{1}{2}$  NW  $\frac{1}{4}$ .*

10                    (C) *The portion of the E  $\frac{1}{2}$  SW  $\frac{1}{4}$  north*  
 11     *of United States Route 95.*

12                    (D) *The portion of the E  $\frac{1}{2}$  W  $\frac{1}{2}$  SW  $\frac{1}{4}$*   
 13     *north of United States Route 95.*

14                    (E) *The portion of the SE  $\frac{1}{4}$  north of*  
 15     *United States Route 95.*

16             (3) *USE OF PROCEEDS.—Proceeds of a sale of a*  
 17     *parcel described in paragraph (2)—*

18                     (A) *shall be deposited in the special account*  
 19     *established under section 4(e)(1)(C) of the South-*  
 20     *ern Nevada Public Land Management Act of*  
 21     *1998 (112 Stat. 2345); and*

22                     (B) *shall be available for use by the*  
 23     *Secretary—*

24                         (i) *to reimburse costs incurred by the*  
 25     *local offices of the Bureau of Land Manage-*

ment in arranging the land conveyances directed by this Act; and

(ii) as provided in section 4(e)(3) of that Act (112 Stat. 2346).

SEC. 133. CONVEYANCE OF LAND TO CITY OF MESQUITE, NEVADA. Section 3 of Public Law 99–548 (100 Stat. 3061; 110 Stat. 3009–202) is amended by adding at the end the following:

“(e) FIFTH AREA.—

“(1) RIGHT TO PURCHASE.—For a period of 12 years after the date of enactment of this Act, the city of Mesquite, Nevada, shall have the exclusive right to purchase the parcels of public land described in paragraph (2).

“(2) LAND DESCRIPTION.—The parcels of public land referred to in paragraph (1) are as follows:

“(A) In T. 13 S., R. 70 E., Mount Diablo Meridian, Nevada:

“(i) The portion of sec. 27 north of Interstate Route 15.

“(ii) Sec. 28: NE  $\frac{1}{4}$ , S  $\frac{1}{2}$  (except the Interstate Route 15 right-of-way).

“(iii) Sec. 29: E  $\frac{1}{2}$  NE  $\frac{1}{4}$  SE  $\frac{1}{4}$ , SE  $\frac{1}{4}$  SE  $\frac{1}{4}$ .

1                   “(iv) *The portion of sec. 30 south of*  
2                   *Interstate Route 15.*

3                   “(v) *The portion of sec. 31 south of*  
4                   *Interstate Route 15.*

5                   “(vi) *Sec. 32: NE  $\frac{1}{4}$  NE  $\frac{1}{4}$  (except the*  
6                   *Interstate Route 15 right-of-way), the por-*  
7                   *tion of NW  $\frac{1}{4}$  NE  $\frac{1}{4}$  south of Interstate*  
8                   *Route 15, and the portion of W  $\frac{1}{2}$  south of*  
9                   *Interstate Route 15.*

10                  “(vii) *The portion of sec. 33 north of*  
11                  *Interstate Route 15.*

12                  “(B) *In T. 14 S., R. 70 E., Mount Diablo*  
13                  *Meridian, Nevada:*

14                       “(i) *Sec. 5: NW  $\frac{1}{4}$ .*

15                       “(ii) *Sec. 6: N  $\frac{1}{2}$ .*

16                  “(C) *In T. 13 S., R. 69 E., Mount Diablo*  
17                  *Meridian, Nevada:*

18                       “(i) *The portion of sec. 25 south of*  
19                       *Interstate Route 15.*

20                       “(ii) *The portion of sec. 26 south of*  
21                       *Interstate Route 15.*

22                       “(iii) *The portion of sec. 27 south of*  
23                       *Interstate Route 15.*

24                       “(iv) *Sec. 28: SW  $\frac{1}{4}$  SE  $\frac{1}{4}$ .*

25                       “(v) *Sec. 33: E  $\frac{1}{2}$ .*

1 “(vi) Sec. 34.

2 “(vii) Sec. 35.

3 “(viii) Sec. 36.

4 “(3) NOTIFICATION.—Not later than 10 years  
5 after the date of enactment of this subsection, the city  
6 shall notify the Secretary which of the parcels of pub-  
7 lic land described in paragraph (2) the city intends  
8 to purchase.

9 “(4) CONVEYANCE.—Not later than 1 year after  
10 receiving notification from the city under paragraph  
11 (3), the Secretary shall convey to the city the land se-  
12 lected for purchase.

13 “(5) WITHDRAWAL.—Subject to valid existing  
14 rights, until the date that is 12 years after the date  
15 of enactment of this subsection, the parcels of public  
16 land described in paragraph (2) are withdrawn from  
17 all forms of entry and appropriation under the public  
18 land laws, including the mining laws, and from oper-  
19 ation of the mineral leasing and geothermal leasing  
20 laws.

21 “(6) USE OF PROCEEDS.—The proceeds of the  
22 sale of each parcel—

23 “(A) shall be deposited in the special ac-  
24 count established under section 4(e)(1)(C) of the

1       *Southern Nevada Public Land Management Act*  
 2       *of 1998 (112 Stat. 2345); and*

3               “(B) shall be available for use by the  
 4       Secretary—

5               “(i) to reimburse costs incurred by the  
 6               local offices of the Bureau of Land Manage-  
 7               ment in arranging the land conveyances di-  
 8               rected by this Act; and

9               “(ii) as provided in section 4(e)(3) of  
 10       that Act (112 Stat. 2346).

11       “(f) *SIXTH AREA.*—

12               “(1) *IN GENERAL.*—Not later than 1 year after  
 13       the date of enactment of this subsection, the Secretary  
 14       shall convey to the city of Mesquite, Nevada, in ac-  
 15       cordance with section 47125 of title 49, United States  
 16       Code, up to 2,560 acres of public land to be selected  
 17       by the city from among the parcels of land described  
 18       in paragraph (2).

19               “(2) *LAND DESCRIPTION.*—The parcels of land  
 20       referred to in paragraph (1) are as follows:

21               “(A) *In T. 13 S., R. 69 E., Mount Diablo*  
 22       *Meridian, Nevada:*

23               “(i) *The portion of sec. 28 south of*  
 24       *Interstate Route 15 (except S <sup>1</sup>/<sub>2</sub> SE <sup>1</sup>/<sub>4</sub>).*

1                   “(ii) *The portion of sec. 29 south of*  
2                   *Interstate Route 15.*

3                   “(iii) *The portion of sec. 30 south of*  
4                   *Interstate Route 15.*

5                   “(iv) *The portion of sec. 31 south of*  
6                   *Interstate Route 15.*

7                   “(v) *Sec. 32.*

8                   “(vi) *Sec. 33: W  $\frac{1}{2}$ .*

9                   “(B) *In T. 14 S., R. 69 E., Mount Diablo*  
10                  *Meridian, Nevada:*

11                  “(i) *Sec. 4.*

12                  “(ii) *Sec. 5.*

13                  “(iii) *Sec. 6.*

14                  “(iv) *Sec. 8.*

15                  “(C) *In T. 14 S., R. 68 E., Mount Diablo*  
16                  *Meridian, Nevada:*

17                  “(i) *Sec. 1.*

18                  “(ii) *Sec. 12.*

19                  “(3) *WITHDRAWAL.—Subject to valid existing*  
20                  *rights, until the date that is 12 years after the date*  
21                  *of enactment of this subsection, the parcels of public*  
22                  *land described in paragraph (2) are withdrawn from*  
23                  *all forms of entry and appropriation under the public*  
24                  *land laws, including the mining laws, and from oper-*

1        *ation of the mineral leasing and geothermal leasing*  
2        *laws.”.*

3        *SEC. 134. QUADRICENTENNIAL COMMEMORATION OF*  
4        *THE SAINT CROIX ISLAND INTERNATIONAL HISTORIC SITE.*

5        *(a) FINDINGS.—Congress finds that—*

6                *(1) in 1604, 1 of the first European colonization*  
7                *efforts was attempted at St. Croix Island in Calais,*  
8                *Maine;*

9                *(2) St. Croix Island settlement predated both the*  
10               *Jamestown and Plymouth colonies;*

11               *(3) St. Croix Island offers a rare opportunity to*  
12               *preserve and interpret early interactions between Eu-*  
13               *ropean explorers and colonists and Native Americans;*

14               *(4) St. Croix Island is 1 of only 2 international*  
15               *historic sites comprised of land administered by the*  
16               *National Park Service;*

17               *(5) the quadricentennial commemorative celebra-*  
18               *tion honoring the importance of the St. Croix Island*  
19               *settlement to the countries and people of both Canada*  
20               *and the United States is rapidly approaching;*

21               *(6) the 1998 National Park Service management*  
22               *plans and long-range interpretive plan call for en-*  
23               *hancing visitor facilities at both Red Beach and*  
24               *downtown Calais;*



1           (7) *in 1982, the Department of the Interior and*  
2           *Canadian Department of the Environment signed a*  
3           *memorandum of understanding to recognize the inter-*  
4           *national significance of St. Croix Island and, in an*  
5           *amendment memorandum, agreed to conduct joint*  
6           *strategic planning for the international commemora-*  
7           *tion with a special focus on the 400th anniversary of*  
8           *settlement in 2004;*

9           (8) *the Department of Canadian Heritage has*  
10          *installed extensive interpretive sites on the Canadian*  
11          *side of the border; and*

12          (9) *current facilities at Red Beach and Calais*  
13          *are extremely limited or nonexistent for a site of this*  
14          *historic and cultural importance.*

15          (b) *SENSE OF THE SENATE.—It is the sense of the Sen-*  
16          *ate that—*

17               (1) *using funds made available by this Act, the*  
18               *National Park Service should expeditiously pursue*  
19               *planning for exhibits at Red Beach and the town of*  
20               *Calais, Maine; and*

21               (2) *the National Park Service should take what*  
22               *steps are necessary, including consulting with the peo-*  
23               *ple of Calais, to ensure that appropriate exhibits at*  
24               *Red Beach and the town of Calais are completed by*  
25               *2004.*

1       *SEC. 135. No funds appropriated for the Department*  
2 *of the Interior by this Act or any other Act shall be used*  
3 *to study or implement any plan to drain Lake Powell or*  
4 *to reduce the water level of the lake below the range of water*  
5 *levels required for the operation of the Glen Canyon Dam.*

6       *SEC. 136. None of the funds appropriated or otherwise*  
7 *made available in this Act or any other provision of law,*  
8 *may be used by any officer, employee, department or agency*  
9 *of the United States to impose or require payment of an*  
10 *inspection fee in connection with the import or export of*  
11 *shipments of fur-bearing wildlife containing 1,000 or fewer*  
12 *raw, crusted, salted or tanned hides or fur skins, or separate*  
13 *parts thereof, including species listed under the Convention*  
14 *on International Trade in Endangered Species of Wild*  
15 *Fauna and Flora done at Washington March 3, 1973 (27*  
16 *UST 1027).*

17       *SEC. 137. (a) None of the funds provided in this Act*  
18 *shall be available to the Department of the Interior to de-*  
19 *ploy the Trust Asset and Accounting Management System*  
20 *(TAAMS) in any Bureau of Indian Affairs Area Office,*  
21 *with the exception of the Billings Area Office, until 45 days*  
22 *after the Secretary of the Interior certifies in writing to*  
23 *the Committee on Appropriations and the Committee on In-*  
24 *dian Affairs that, based on the Secretary's review and anal-*  
25 *ysis, such system meets the TAAMS contract requirements*

1 *and the needs of the system's customers including the Bu-*  
2 *reau of Indian Affairs, the Office of Special Trustee for*  
3 *American Indians and affected Indian tribes and indi-*  
4 *vidual Indians.*

5 *(b) The Secretary shall certify that the following items*  
6 *have been completed in accordance with generally accepted*  
7 *guidelines for system development and acquisition and in-*  
8 *dicating the source of those guidelines: Design and functional*  
9 *requirements; legacy data conversion and use; system ac-*  
10 *ceptance and user acceptance tests; project management*  
11 *functions such as deployment and implementation plan-*  
12 *ning, risk management, quality assurance, configuration*  
13 *management, and independent verification and validation*  
14 *activities. The General Accounting Office shall provide an*  
15 *independent assessment of the Secretary's certification*  
16 *within 15 days of the Secretary's certification.*

17 *SEC. 138. No funds appropriated under this Act shall*  
18 *be expended to implement sound thresholds or standards in*  
19 *the Grand Canyon National Park until 90 days after the*  
20 *National Park Service has provided to the Congress a report*  
21 *describing (1) the reasonable scientific basis for such sound*  
22 *thresholds or standard and (2) the peer review process used*  
23 *to validate such sound thresholds or standard.*

24 *SEC. 139. Notwithstanding any other provision of law,*  
25 *the Secretary of the Interior shall use any funds previously*

1 appropriated for the Department of the Interior for fiscal  
 2 year 1998 for acquisition of lands to acquire land from the  
 3 Borough of Haines, Alaska for subsequent conveyance to set-  
 4 tle claims filed against the United States with respect to  
 5 land in the Borough of Haines prior to January 1, 1999:  
 6 Provided, That the Secretary of the Interior shall not convey  
 7 lands acquired pursuant to this section unless and until  
 8 a signed release of claims is executed.

9       SEC. 140. In addition to any amounts otherwise made  
 10 available under this title to carry out the Tribally Con-  
 11 trolled College or University Assistance Act of 1978,  
 12 \$1,500,000 is appropriated to carry out such Act for fiscal  
 13 year 2000.

14       SEC. 141. PILOT WILDLIFE DATA SYSTEM. From  
 15 funds made available by this Act to the United States Fish  
 16 and Wildlife Service, the Secretary of the Interior shall use  
 17 \$1,000,000 to develop a pilot wildlife data system to provide  
 18 statistical data relating to wildlife management and control  
 19 in the State of Alabama.

20       SEC. 142. BIA POST SECONDARY SCHOOLS FUNDING  
 21 FORMULA. (a) IN GENERAL.—Any funds appropriated for  
 22 Bureau of Indian Affairs Operations for Central Office Op-  
 23 erations for Post Secondary Schools for any fiscal year that  
 24 exceed the amount appropriated for the schools for fiscal  
 25 year 2000 shall be allocated among the schools propor-

1 tionate to the unmet need of the schools as determined by  
 2 the Post Secondary Funding Formula adopted by the Office  
 3 of Indian Education Programs and the schools on May 13,  
 4 1999.

5 (b) *APPLICABILITY.*—This section shall apply for fiscal  
 6 year 2000 and each succeeding fiscal year.

7 *SEC. 143.* Notwithstanding any other provision of law,  
 8 in conveying the Twin Cities Research Center under the au-  
 9 thority provided by Public Law 104–14, as amended by  
 10 Public Law 104–208, the Secretary may accept and retain  
 11 land and other forms of reimbursement: Provided, That the  
 12 Secretary may retain and use any such reimbursement  
 13 until expended and without further appropriation: (1) for  
 14 the benefit of the National Wildlife Refuge System within  
 15 the State of Minnesota; and (2) for all activities authorized  
 16 by Public Law 100–696, 16 U.S.C. 460zz.

17 ***SEC. 144. VALUATION OF CRUDE OIL FOR ROYALTY PUR-***  
 18 ***POSES.***

19 None of the funds made available by this Act shall be  
 20 used to issue a notice of final rulemaking with respect to  
 21 the valuation of crude oil for royalty purposes (including  
 22 a rulemaking derived from proposed rules published at 62  
 23 *Fed. Reg.* 3742 (January 24, 1997), 62 *Fed. Reg.* 36030  
 24 (July 3, 1997), and 63 *Fed. Reg.* 6113 (1998)) until Sep-  
 25 tember 30, 2000.

1                    *TITLE II—RELATED AGENCIES*  
2                    *DEPARTMENT OF AGRICULTURE*  
3                    *FOREST SERVICE*  
4                    *FOREST AND RANGELAND RESEARCH*

5            *For necessary expenses of forest and rangeland re-*  
6 *search as authorized by law, \$187,444,000, to remain avail-*  
7 *able until expended: Provided, That within the funds avail-*  
8 *able, \$250,000 shall be used to assess the potential hydro-*  
9 *logic and biological impact of lead and zinc mining in the*  
10 *Mark Twain National Forest of Southern Missouri: Pro-*  
11 *vided further, That none of the funds in this Act may be*  
12 *used by the Secretary of the Interior to issue a prospecting*  
13 *permit for hardrock mineral exploration on Mark Twain*  
14 *National Forest land in the Current River/Jack's Fork*  
15 *River—Eleven Point Watershed (not including Mark*  
16 *Twain National Forest land in Townships 31N and 32N,*  
17 *Range 2 and Range 3 West, on which mining activities are*  
18 *taking place as of the date of enactment of this Act): Pro-*  
19 *vided further, That none of the funds in this Act may be*  
20 *used by the Secretary of the Interior to segregate or with-*  
21 *draw land in the Mark Twain National Forest, Missouri*  
22 *under section 204 of the Federal Land Policy and Manage-*  
23 *ment Act of 1976 (43 U.S.C. 1714).*

## 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, \$190,793,000, to remain available until expended, as authorized by law.*

## NATIONAL FOREST SYSTEM

*For necessary expenses of the Forest Service, not otherwise provided for, for management, protection, improvement, and utilization of the National Forest System, and for administrative expenses associated with the management of funds provided under the headings “Forest and Rangeland Research”, “State and Private Forestry”, “National Forest System”, “Wildland Fire Management”, “Reconstruction and Construction”, and “Land Acquisition”, \$1,239,051,000, to remain available until expended, which shall include 50 percent of all moneys received during prior fiscal years as fees collected under the Land and Water Conservation Fund Act of 1965, as amended, in accordance with section 4 of the Act (16 U.S.C. 460l–6a(i)): Provided, That of the amount provided under this heading, \$750,000 shall be used for a supplemental environmental impact statement for the Forest Service/Weyerhaeuser Huckleberry land exchange, which shall be completed by September 30, 2000.*

## WILDLAND FIRE MANAGEMENT

1  
2       *For necessary expenses for forest fire presuppression*  
3 *activities on National Forest System lands, for emergency*  
4 *fire suppression on or adjacent to such lands or other lands*  
5 *under fire protection agreement, and for emergency reha-*  
6 *bilitation of burned-over National Forest System lands and*  
7 *water, \$560,980,000, to remain available until expended:*  
8 *Provided, That such funds are available for repayment of*  
9 *advances from other appropriations accounts previously*  
10 *transferred for such purposes: Provided further, That not-*  
11 *withstanding any other provision of law, up to \$4,000,000*  
12 *of funds appropriated under this appropriation may be*  
13 *used for Fire Science Research in support of the Joint Fire*  
14 *Science Program: Provided further, That all authorities for*  
15 *the use of funds, including the use of contracts, grants, and*  
16 *cooperative agreements, available to execute the Forest Serv-*  
17 *ice and Rangeland Research appropriation, are also avail-*  
18 *able in the utilization of these funds for Fire Science Re-*  
19 *search.*

20       *For an additional amount to cover necessary expenses*  
21 *for emergency rehabilitation, presuppression due to emer-*  
22 *gencies, and wildfire suppression activities of the Forest*  
23 *Service, \$90,000,000, to remain available until expended:*  
24 *Provided, That the entire amount is designated by Congress*  
25 *as an emergency requirement pursuant to section*



1 251(b)(2)(A) of the *Balanced Budget and Emergency Def-*  
 2 *icit Control Act of 1985, as amended: Provided further,*  
 3 *That these funds shall be available only to the extent an*  
 4 *official budget request for a specific dollar amount, that in-*  
 5 *cludes designation of the entire amount of the request as*  
 6 *an emergency requirement as defined in the Balanced*  
 7 *Budget and Emergency Deficit Control Act of 1985, as*  
 8 *amended, is transmitted by the President to the Congress.*

9 RECONSTRUCTION AND MAINTENANCE

10 *For necessary expenses of the Forest Service, not other-*  
 11 *wise provided for, \$362,095,000, to remain available until*  
 12 *expended for construction, reconstruction, maintenance and*  
 13 *acquisition of buildings and other facilities, and for con-*  
 14 *struction, reconstruction, repair and maintenance of forest*  
 15 *roads and trails by the Forest Service as authorized by* 16  
 16 *U.S.C. 532–538 and 23 U.S.C. 101 and 205: Provided,*  
 17 *That up to \$15,000,000 of the funds provided herein for*  
 18 *road maintenance shall be available for the decommis-*  
 19 *sioning of roads, including unauthorized roads not part of*  
 20 *the transportation system, which are no longer needed: Pro-*  
 21 *vided further, That no funds shall be expended to decommis-*  
 22 *sion any system road until notice and an opportunity for*  
 23 *public comment has been provided on each decommissioning*  
 24 *project: Provided further, That any unexpended balances of*  
 25 *amounts previously appropriated for Forest Service Recon-*  
 26 *struction and Construction as well as any unobligated bal-*

ances remaining in the National Forest System appropriation in the facility maintenance and trail maintenance expended budget line items at the end of fiscal year 1999 may be transferred to and made a part of this appropriation.

#### LAND ACQUISITION

For expenses necessary to carry out the provisions of the Land and Water Conservation Fund Act of 1965, as amended (16 U.S.C. 460l–4 through 11), including administrative expenses, and for acquisition of land or waters, or interest therein, in accordance with statutory authority applicable to the Forest Service, \$36,370,000, to be derived from the Land and Water Conservation Fund, to remain available until expended: Provided, That subject to valid existing rights, all Federally owned lands and interests in lands within the New World Mining District comprising approximately 26,223 acres, more or less, which are described in a Federal Register notice dated August 19, 1997 (62 F.R. 44136–44137), are hereby withdrawn from all forms of entry, appropriation, and disposal under the public land laws, and from location, entry and patent under the mining laws, and from disposition under all mineral and geothermal leasing laws.

#### ACQUISITION OF LANDS FOR NATIONAL FORESTS SPECIAL

#### ACTS

For acquisition of lands within the exterior boundaries of the Cache, Uinta, and Wasatch National Forests, Utah;

1 *the Toiyabe National Forest, Nevada; and the Angeles, San*  
 2 *Bernardino, Sequoia, and Cleveland National Forests, Cali-*  
 3 *fornia, as authorized by law, \$1,069,000, to be derived from*  
 4 *forest receipts.*

5 *ACQUISITION OF LANDS TO COMPLETE LAND EXCHANGES*

6 *For acquisition of lands, such sums, to be derived from*  
 7 *funds deposited by State, county, or municipal govern-*  
 8 *ments, public school districts, or other public school authori-*  
 9 *ties pursuant to the Act of December 4, 1967, as amended*  
 10 *(16 U.S.C. 484a), to remain available until expended.*

11 *RANGE BETTERMENT FUND*

12 *For necessary expenses of range rehabilitation, protec-*  
 13 *tion, and improvement, 50 percent of all moneys received*  
 14 *during the prior fiscal year, as fees for grazing domestic*  
 15 *livestock on lands in National Forests in the sixteen West-*  
 16 *ern States, pursuant to section 401(b)(1) of Public Law 94–*  
 17 *579, as amended, to remain available until expended, of*  
 18 *which not to exceed 6 percent shall be available for adminis-*  
 19 *trative expenses associated with on-the-ground range reha-*  
 20 *bilitation, protection, and improvements.*

21 *GIFTS, DONATIONS AND BEQUESTS FOR FOREST AND*

22 *RANGELAND RESEARCH*

23 *For expenses authorized by 16 U.S.C. 1643(b),*  
 24 *\$92,000, to remain available until expended, to be derived*  
 25 *from the fund established pursuant to the above Act.*

1        *ADMINISTRATIVE PROVISIONS, FOREST SERVICE*

2        *Appropriations to the Forest Service for the current*  
3 *fiscal year shall be available for: (1) purchase of not to ex-*  
4 *ceed 110 passenger motor vehicles of which 15 will be used*  
5 *primarily for law enforcement purposes and of which 109*  
6 *shall be for replacement; acquisition of 25 passenger motor*  
7 *vehicles from excess sources, and hire of such vehicles; oper-*  
8 *ation and maintenance of aircraft, the purchase of not to*  
9 *exceed three for replacement only, and acquisition of suffi-*  
10 *cient aircraft from excess sources to maintain the operable*  
11 *fleet at 213 aircraft for use in Forest Service wildland fire*  
12 *programs and other Forest Service programs; notwith-*  
13 *standing other provisions of law, existing aircraft being re-*  
14 *placed may be sold, with proceeds derived or trade-in value*  
15 *used to offset the purchase price for the replacement air-*  
16 *craft; (2) services pursuant to 7 U.S.C. 2225, and not to*  
17 *exceed \$100,000 for employment under 5 U.S.C. 3109; (3)*  
18 *purchase, erection, and alteration of buildings and other*  
19 *public improvements (7 U.S.C. 2250); (4) acquisition of*  
20 *land, waters, and interests therein, pursuant to 7 U.S.C.*  
21 *428a; (5) for expenses pursuant to the Volunteers in the Na-*  
22 *tional Forest Act of 1972 (16 U.S.C. 558a, 558d, and 558a*  
23 *note); (6) the cost of uniforms as authorized by 5 U.S.C.*  
24 *5901–5902; and (7) for debt collection contracts in accord-*  
25 *ance with 31 U.S.C. 3718(c).*

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

7        *Any appropriations or funds available to the Forest*  
8 *Service may be transferred to the Wildland Fire Manage-*  
9 *ment appropriation for forest firefighting, emergency reha-*  
10 *bilitation of burned-over or damaged lands or waters under*  
11 *its jurisdiction, and fire preparedness due to severe burning*  
12 *conditions.*

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

23       *None of the funds made available to the Forest Service*  
24 *under this Act shall be subject to transfer under the provi-*  
25 *sions of section 702(b) of the Department of Agriculture Or-*

1 *ganic Act of 1944 (7 U.S.C. 2257) or 7 U.S.C. 147b unless*  
2 *the proposed transfer is approved in advance by the House*  
3 *and Senate Committees on Appropriations in compliance*  
4 *with the reprogramming procedures contained in House Re-*  
5 *port 105–163.*

6 *None of the funds available to the Forest Service may*  
7 *be reprogrammed without the advance approval of the*  
8 *House and Senate Committees on Appropriations in ac-*  
9 *cordance with the procedures contained in House Report*  
10 *105–163.*

11 *No funds appropriated to the Forest Service shall be*  
12 *transferred to the Working Capital Fund of the Department*  
13 *of Agriculture without the approval of the Chief of the For-*  
14 *est Service.*

15 *Funds available to the Forest Service shall be available*  
16 *to conduct a program of not less than \$1,000,000 for high*  
17 *priority projects within the scope of the approved budget*  
18 *which shall be carried out by the Youth Conservation Corps*  
19 *as authorized by the Act of August 13, 1970, as amended*  
20 *by Public Law 93–408.*

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

24 *To the greatest extent possible, and in accordance with*  
25 *the Final Amendment to the Shawnee National Forest Plan,*

1 *none of the funds available in this Act shall be used for*  
2 *preparation of timber sales using clearcutting or other*  
3 *forms of even-aged management in hardwood stands in the*  
4 *Shawnee National Forest, Illinois.*

5 *Pursuant to sections 405(b) and 410(b) of Public Law*  
6 *101–593, of the funds available to the Forest Service, up*  
7 *to \$2,250,000 may be advanced in a lump sum as Federal*  
8 *financial assistance to the National Forest Foundation,*  
9 *without regard to when the Foundation incurs expenses, for*  
10 *administrative expenses or projects on or benefitting Na-*  
11 *tional Forest System lands or related to Forest Service pro-*  
12 *grams: Provided, That of the Federal funds made available*  
13 *to the Foundation, no more than \$400,000 shall be available*  
14 *for administrative expenses: Provided further, That the*  
15 *Foundation shall obtain, by the end of the period of Federal*  
16 *financial assistance, private contributions to match on at*  
17 *least one-for-one basis funds made available by the Forest*  
18 *Service: Provided further, That the Foundation may trans-*  
19 *fer Federal funds to a non-Federal recipient for a project*  
20 *at the same rate that the recipient has obtained the non-*  
21 *Federal matching funds: Provided further, That hereafter,*  
22 *the National Forest Foundation may hold Federal funds*  
23 *made available but not immediately disbursed and may use*  
24 *any interest or other investment income earned (before, on,*  
25 *or after the date of enactment of this Act) on Federal funds*

1 *to carry out the purposes of Public Law 101–593: Provided*  
2 *further, That such investments may be made only in inter-*  
3 *est-bearing obligations of the United States or in obligations*  
4 *guaranteed as to both principal and interest by the United*  
5 *States.*

6 *Pursuant to section 2(b)(2) of Public Law 98–244, up*  
7 *to \$2,650,000 of the funds available to the Forest Service*  
8 *shall be available for matching funds to the National Fish*  
9 *and Wildlife Foundation, as authorized by 16 U.S.C. 3701–*  
10 *3709, and may be advanced in a lump sum as Federal fi-*  
11 *nancial assistance, without regard to when expenses are in-*  
12 *curred, for projects on or benefitting National Forest Sys-*  
13 *tem lands or related to Forest Service programs: Provided,*  
14 *That the Foundation shall obtain, by the end of the period*  
15 *of Federal financial assistance, private contributions to*  
16 *match on at least one-for-one basis funds advanced by the*  
17 *Forest Service: Provided further, That the Foundation may*  
18 *transfer Federal funds to a non-Federal recipient for a*  
19 *project at the same rate that the recipient has obtained the*  
20 *non-Federal matching funds.*

21 *Funds appropriated to the Forest Service shall be*  
22 *available for interactions with and providing technical as-*  
23 *sistance to rural communities for sustainable rural develop-*  
24 *ment purposes.*



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

14        *Funds appropriated to the Forest Service shall be*  
15 *available for payments to counties within the Columbia*  
16 *River Gorge National Scenic Area, pursuant to sections*  
17 *14(c)(1) and (2), and section 16(a)(2) of Public Law 99–*  
18 *663.*

19        *The Secretary of Agriculture is authorized to enter into*  
20 *grants, contracts, and cooperative agreements as appro-*  
21 *priate with the Pinchot Institute for Conservation, as well*  
22 *as with public and other private agencies, organizations,*  
23 *institutions, and individuals, to provide for the develop-*  
24 *ment, administration, maintenance, or restoration of land,*  
25 *facilities, or Forest Service programs, at the Grey Towers*

1 *National Historic Landmark: Provided, That, subject to*  
2 *such terms and conditions as the Secretary of Agriculture*  
3 *may prescribe, any such public or private agency, organiza-*  
4 *tion, institution, or individual may solicit, accept, and ad-*  
5 *minister private gifts of money and real or personal prop-*  
6 *erty for the benefit of, or in connection with, the activities*  
7 *and services at the Grey Towers National Historic Land-*  
8 *mark: Provided further, That such gifts may be accepted*  
9 *notwithstanding the fact that a donor conducts business*  
10 *with the Department of Agriculture in any capacity.*

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

16 *For purposes of the Southeast Alaska Economic Dis-*  
17 *aster Fund as set forth in section 101(c) of Public Law 104–*  
18 *134, the direct grants provided in subsection (c) shall be*  
19 *considered direct payments for purposes of all applicable*  
20 *law except that these direct grants may not be used for lob-*  
21 *bying activities.*

22 *No employee of the Department of Agriculture may be*  
23 *detailed or assigned from an agency or office funded by this*  
24 *Act to any other agency or office of the Department for more*  
25 *than 30 days unless the individual’s employing agency or*

1 office is fully reimbursed by the receiving agency or office  
2 for the salary and expenses of the employee for the period  
3 of assignment.

4       *The Forest Service shall fund overhead, national com-*  
5 *mitments, indirect expenses, and any other category for use*  
6 *of funds which are expended at any units, that are not di-*  
7 *rectly related to the accomplishment of specific work on-*  
8 *the-ground (referred to as “indirect expenditures”), from*  
9 *funds available to the Forest Service, unless otherwise pro-*  
10 *hibited by law: Provided, That the Forest Service shall im-*  
11 *plement and adhere to the definitions of indirect expendi-*  
12 *tures established pursuant to Public Law 105–277 on a na-*  
13 *tionwide basis without flexibility for modification by any*  
14 *organizational level except the Washington Office, and when*  
15 *changed by the Washington Office, such changes in defini-*  
16 *tion shall be reported in budget requests submitted by the*  
17 *Forest Service: Provided further, That the Forest Service*  
18 *shall provide in all future budget justifications, planned in-*  
19 *direct expenditures in accordance with the definitions, sum-*  
20 *marized and displayed to the Regional, Station, Area, and*  
21 *detached unit office level. The justification shall display the*  
22 *estimated source and amount of indirect expenditures, by*  
23 *expanded budget line item, of funds in the agency’s annual*  
24 *budget justification. The display shall include appropriated*  
25 *funds and the Knutson-Vandenberg, Brush Disposal, Coop-*

1 *erative Work-Other, and Salvage Sale funds. Changes be-*  
2 *tween estimated and actual indirect expenditures shall be*  
3 *reported in subsequent budget justifications: Provided fur-*  
4 *ther, That during fiscal year 2000 the Secretary shall limit*  
5 *total annual indirect obligations from the Brush Disposal,*  
6 *Cooperative Work-Other, Knutson-Vandenberg, Reforest-*  
7 *ation, Salvage Sale, and Roads and Trails funds to 20 per-*  
8 *cent of the total obligations from each fund.*

9 *Notwithstanding any other provision of law, any appro-*  
10 *priations or funds available to the Forest Service may be*  
11 *used to reimburse the Office of the General Counsel (OGC),*  
12 *Department of Agriculture, for travel and related expenses*  
13 *incurred as a result of OGC assistance or participation re-*  
14 *quested by the Forest Service at meetings, training sessions,*  
15 *management reviews, land purchase negotiations and simi-*  
16 *lar non-litigation related matters: Provided, That no more*  
17 *than \$500,000 is transferred: Provided further, That future*  
18 *budget justifications for both the Forest Service and the De-*  
19 *partment of Agriculture clearly display the sums previously*  
20 *transferred and request future funding levels.*

21 *Any appropriations or funds available to the Forest*  
22 *Service may be used for necessary expenses in the event of*  
23 *law enforcement emergencies as necessary to protect natural*  
24 *resources and public or employee safety.*

1        *From any unobligated balances available at the start*  
 2   *of fiscal year 2000, the amount of \$11,550,000 shall be allo-*  
 3   *cated to the Alaska Region, in addition to the funds appro-*  
 4   *priated to sell timber in the Alaska Region under this Act,*  
 5   *for expenses directly related to preparing sufficient addi-*  
 6   *tional timber for sale in the Alaska Region to establish a*  
 7   *three-year timber supply.*

8        *Of any funds available to Region 10 of the Forest Serv-*  
 9   *ice, exclusive of funds for timber sales management or road*  
 10   *reconstruction/construction, \$7,000,000 shall be used in fis-*  
 11   *cal year 2000 to support implementation of the recent*  
 12   *amendments to the Pacific Salmon Treaty with Canada*  
 13   *which require fisheries enhancements on the Tongass Na-*  
 14   *tional Forest.*

15        *The Forest Service is authorized through the Forest*  
 16   *Service existing budget to reimburse Harry Fray for the*  
 17   *cost of his home, \$143,406 (1997 dollars) destroyed by arson*  
 18   *on June 21, 1990 in retaliation for his work with the Forest*  
 19   *Service.*

## 20                                    *DEPARTMENT OF ENERGY*

### 21                                    *CLEAN COAL TECHNOLOGY*

#### 22                                    *(DEFERRAL)*

23        *Of the funds made available under this heading for*  
 24   *obligation in prior years, \$156,000,000 shall not be avail-*  
 25   *able until October 1, 2000: Provided, That funds made*

1 *available in previous appropriations Acts shall be available*  
2 *for any ongoing project regardless of the separate request*  
3 *for proposal under which the project was selected.*

4 *FOSSIL ENERGY RESEARCH AND DEVELOPMENT*

5 *For necessary expenses in carrying out fossil energy*  
6 *research and development activities, under the authority of*  
7 *the Department of Energy Organization Act (Public Law*  
8 *95–91), including the acquisition of interest, including de-*  
9 *feasible and equitable interests in any real property or any*  
10 *facility or for plant or facility acquisition or expansion,*  
11 *and for conducting inquiries, technological investigations*  
12 *and research concerning the extraction, processing, use, and*  
13 *disposal of mineral substances without objectionable social*  
14 *and environmental costs (30 U.S.C. 3, 1602, and 1603),*  
15 *performed under the minerals and materials science pro-*  
16 *grams at the Albany Research Center in Oregon,*  
17 *\$390,975,000, to remain available until expended, of which*  
18 *\$24,000,000 shall be derived by transfer from unobligated*  
19 *balances in the Biomass Energy Development account: Pro-*  
20 *vided, That no part of the sum herein made available shall*  
21 *be used for the field testing of nuclear explosives in the re-*  
22 *covery of oil and gas.*

1                    *ALTERNATIVE FUELS PRODUCTION*

2                    *(INCLUDING TRANSFER OF FUNDS)*

3            *Moneys received as investment income on the principal*  
4 *amount in the Great Plains Project Trust at the Norwest*  
5 *Bank of North Dakota, in such sums as are earned as of*  
6 *October 1, 1999, shall be deposited in this account and im-*  
7 *mediately transferred to the general fund of the Treasury.*  
8 *Moneys received as revenue sharing from operation of the*  
9 *Great Plains Gasification Plant and settlement payments*  
10 *shall be immediately transferred to the general fund of the*  
11 *Treasury.*

12                   *NAVAL PETROLEUM AND OIL SHALE RESERVES*

13            *The requirements of 10 U.S.C. 7430(b)(2)(B) shall not*  
14 *apply to fiscal year 2000: Provided, That, notwithstanding*  
15 *any other provision of law, unobligated funds remaining*  
16 *from prior years shall be available for all naval petroleum*  
17 *and oil shale reserve activities.*

18                   *ENERGY CONSERVATION*

19            *For necessary expenses in carrying out energy con-*  
20 *servation activities, \$684,817,000, to remain available until*  
21 *expended, of which \$1,600,000 shall be for grants to munic-*  
22 *ipal governments for cost-shared research projects in build-*  
23 *ings, municipal processes, transportation and sustainable*  
24 *urban energy systems, and of which \$25,000,000 shall be*  
25 *derived by transfer from unobligated balances in the Bio-*

1 *mass Energy Development account: Provided, That*  
 2 *\$168,000,000 shall be for use in energy conservation pro-*  
 3 *grams as defined in section 3008(3) of Public Law 99-509*  
 4 *(15 U.S.C. 4507): Provided further, That notwithstanding*  
 5 *section 3003(d)(2) of Public Law 99-509, such sums shall*  
 6 *be allocated to the eligible programs as follows:*  
 7 *\$135,000,000 for weatherization assistance grants and*  
 8 *\$33,000,000 for State energy conservation grants.*

9 *ECONOMIC REGULATION*

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

13 *STRATEGIC PETROLEUM RESERVE*

14 *For necessary expenses for Strategic Petroleum Reserve*  
 15 *facility development and operations and program manage-*  
 16 *ment activities pursuant to the Energy Policy and Con-*  
 17 *servation Act of 1975, as amended (42 U.S.C. 6201 et seq.),*  
 18 *\$159,000,000, to remain available until expended: Pro-*  
 19 *vided, That the Secretary of Energy hereafter may transfer*  
 20 *to the SPR Petroleum Account such funds as may be nec-*  
 21 *essary to carry out drawdown and sale operations of the*  
 22 *Strategic Petroleum Reserve initiated under section 161 of*  
 23 *the Energy Policy and Conservation Act (42 U.S.C. 6241)*  
 24 *from any funds available to the Department of Energy*  
 25 *under this or any other Act. All funds transferred pursuant*



1 *to this authority must be replenished as promptly as pos-*  
2 *sible from oil sale receipts pursuant to the drawdown and*  
3 *sale.*

4 *ENERGY INFORMATION ADMINISTRATION*

5 *For necessary expenses in carrying out the activities*  
6 *of the Energy Information Administration, \$70,500,000, to*  
7 *remain available until expended.*

8 *ADMINISTRATIVE PROVISIONS, DEPARTMENT OF ENERGY*

9 *Appropriations under this Act for the current fiscal*  
10 *year shall be available for hire of passenger motor vehicles;*  
11 *hire, maintenance, and operation of aircraft; purchase, re-*  
12 *pair, and cleaning of uniforms; and reimbursement to the*  
13 *General Services Administration for security guard serv-*  
14 *ices.*

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

18 *None of the funds made available to the Department*  
19 *of Energy under this Act shall be used to implement or fi-*  
20 *nance authorized price support or loan guarantee programs*  
21 *unless specific provision is made for such programs in an*  
22 *appropriations Act.*

23 *The Secretary is authorized to accept lands, buildings,*  
24 *equipment, and other contributions from public and private*  
25 *sources and to prosecute projects in cooperation with other*  
26 *agencies, Federal, State, private or foreign: Provided, That*

1 *revenues and other moneys received by or for the account*  
2 *of the Department of Energy or otherwise generated by sale*  
3 *of products in connection with projects of the Department*  
4 *appropriated under this Act may be retained by the Sec-*  
5 *retary of Energy, to be available until expended, and used*  
6 *only for plant construction, operation, costs, and payments*  
7 *to cost-sharing entities as provided in appropriate cost-*  
8 *sharing contracts or agreements: Provided further, That the*  
9 *remainder of revenues after the making of such payments*  
10 *shall be covered into the Treasury as miscellaneous receipts:*  
11 *Provided further, That any contract, agreement, or provi-*  
12 *sion thereof entered into by the Secretary pursuant to this*  
13 *authority shall not be executed prior to the expiration of*  
14 *30 calendar days (not including any day in which either*  
15 *House of Congress is not in session because of adjournment*  
16 *of more than three calendar days to a day certain) from*  
17 *the receipt by the Speaker of the House of Representatives*  
18 *and the President of the Senate of a full comprehensive re-*  
19 *port on such project, including the facts and circumstances*  
20 *relied upon in support of the proposed project.*

21 *No funds provided in this Act may be expended by the*  
22 *Department of Energy to prepare, issue, or process procure-*  
23 *ment documents for programs or projects for which appro-*  
24 *priations have not been made.*

1        *In addition to other authorities set forth in this Act,*  
2 *the Secretary may accept fees and contributions from public*  
3 *and private sources, to be deposited in a contributed funds*  
4 *account, and prosecute projects using such fees and con-*  
5 *tributions in cooperation with other Federal, State or pri-*  
6 *vate agencies or concerns.*

7            *DEPARTMENT OF HEALTH AND HUMAN*  
8                            *SERVICES*

9                            *INDIAN HEALTH SERVICE*

10                           *INDIAN HEALTH SERVICES*

11        *For expenses necessary to carry out the Act of August*  
12 *5, 1954 (68 Stat. 674), the Indian Self-Determination Act,*  
13 *the Indian Health Care Improvement Act, and titles II and*  
14 *III of the Public Health Service Act with respect to the In-*  
15 *dian Health Service, \$2,138,001,000, together with pay-*  
16 *ments received during the fiscal year pursuant to 42 U.S.C.*  
17 *238(b) for services furnished by the Indian Health Service:*  
18 *Provided, That funds made available to tribes and tribal*  
19 *organizations through contracts, grant agreements, or any*  
20 *other agreements or compacts authorized by the Indian Self-*  
21 *Determination and Education Assistance Act of 1975 (25*  
22 *U.S.C. 450), shall be deemed to be obligated at the time*  
23 *of the grant or contract award and thereafter shall remain*  
24 *available to the tribe or tribal organization without fiscal*  
25 *year limitation: Provided further, That \$12,000,000 shall*

1 remain available until expended, for the Indian Cata-  
2 strophic Health Emergency Fund: Provided further, That  
3 \$384,442,000 for contract medical care shall remain avail-  
4 able for obligation until September 30, 2001: Provided fur-  
5 ther, That of the funds provided, up to \$17,000,000 shall  
6 be used to carry out the loan repayment program under  
7 section 108 of the Indian Health Care Improvement Act:  
8 Provided further, That funds provided in this Act may be  
9 used for one-year contracts and grants which are to be per-  
10 formed in two fiscal years, so long as the total obligation  
11 is recorded in the year for which the funds are appro-  
12 priated: Provided further, That the amounts collected by the  
13 Secretary of Health and Human Services under the author-  
14 ity of title IV of the Indian Health Care Improvement Act  
15 shall remain available until expended for the purpose of  
16 achieving compliance with the applicable conditions and re-  
17 quirements of titles XVIII and XIX of the Social Security  
18 Act (exclusive of planning, design, or construction of new  
19 facilities): Provided further, That funding contained herein,  
20 and in any earlier appropriations Acts for scholarship pro-  
21 grams under the Indian Health Care Improvement Act (25  
22 U.S.C. 1613) shall remain available for obligation until  
23 September 30, 2001: Provided further, That amounts re-  
24 ceived by tribes and tribal organizations under title IV of  
25 the Indian Health Care Improvement Act shall be reported

1 *and accounted for and available to the receiving tribes and*  
2 *tribal organizations until expended: Provided further, That,*  
3 *notwithstanding any other provision of law, of the amounts*  
4 *provided herein, not to exceed \$203,781,000 shall be for*  
5 *payments to tribes and tribal organizations for contract or*  
6 *grant support costs associated with contracts, grants, self-*  
7 *governance compacts or annual funding agreements between*  
8 *the Indian Health Service and a tribe or tribal organiza-*  
9 *tion pursuant to the Indian Self-Determination Act of*  
10 *1975, as amended, prior to or during fiscal year 2000.*

11 *INDIAN HEALTH FACILITIES*

12 *For construction, repair, maintenance, improvement,*  
13 *and equipment of health and related auxiliary facilities, in-*  
14 *cluding quarters for personnel; preparation of plans, speci-*  
15 *fications, and drawings; acquisition of sites, purchase and*  
16 *erection of modular buildings, and purchases of trailers;*  
17 *and for provision of domestic and community sanitation*  
18 *facilities for Indians, as authorized by section 7 of the Act*  
19 *of August 5, 1954 (42 U.S.C. 2004a), the Indian Self-Deter-*  
20 *mination Act, and the Indian Health Care Improvement*  
21 *Act, and for expenses necessary to carry out such Acts and*  
22 *titles II and III of the Public Health Service Act with re-*  
23 *spect to environmental health and facilities support activi-*  
24 *ties of the Indian Health Service, \$189,252,000, to remain*  
25 *available until expended: Provided, That notwithstanding*  
26 *any other provision of law, funds appropriated for the plan-*

1 *ning, design, construction or renovation of health facilities*  
 2 *for the benefit of an Indian tribe or tribes may be used*  
 3 *to purchase land for sites to construct, improve, or enlarge*  
 4 *health or related facilities.*

5 *ADMINISTRATIVE PROVISIONS, INDIAN HEALTH SERVICE*

6 *Appropriations in this Act to the Indian Health Serv-*  
 7 *ice shall be available for services as authorized by 5 U.S.C.*  
 8 *3109 but at rates not to exceed the per diem rate equivalent*  
 9 *to the maximum rate payable for senior-level positions*  
 10 *under 5 U.S.C. 5376; hire of passenger motor vehicles and*  
 11 *aircraft; purchase of medical equipment; purchase of re-*  
 12 *prints; purchase, renovation and erection of modular build-*  
 13 *ings and renovation of existing facilities; payments for tele-*  
 14 *phone service in private residences in the field, when au-*  
 15 *thorized under regulations approved by the Secretary; and*  
 16 *for uniforms or allowances therefore as authorized by 5*  
 17 *U.S.C. 5901–5902; and for expenses of attendance at meet-*  
 18 *ings which are concerned with the functions or activities*  
 19 *for which the appropriation is made or which will con-*  
 20 *tribute to improved conduct, supervision, or management*  
 21 *of those functions or activities: Provided, That in accord-*  
 22 *ance with the provisions of the Indian Health Care Im-*  
 23 *provement Act, non-Indian patients may be extended health*  
 24 *care at all tribally administered or Indian Health Service*  
 25 *facilities, subject to charges, and the proceeds along with*

1 *funds recovered under the Federal Medical Care Recovery*  
2 *Act (42 U.S.C. 2651–2653) shall be credited to the account*  
3 *of the facility providing the service and shall be available*  
4 *without fiscal year limitation: Provided further, That not-*  
5 *withstanding any other law or regulation, funds transferred*  
6 *from the Department of Housing and Urban Development*  
7 *to the Indian Health Service shall be administered under*  
8 *Public Law 86–121 (the Indian Sanitation Facilities Act)*  
9 *and Public Law 93–638, as amended: Provided further,*  
10 *That funds appropriated to the Indian Health Service in*  
11 *this Act, except those used for administrative and program*  
12 *direction purposes, shall not be subject to limitations di-*  
13 *rected at curtailing Federal travel and transportation: Pro-*  
14 *vided further, That notwithstanding any other provision of*  
15 *law, funds previously or herein made available to a tribe*  
16 *or tribal organization through a contract, grant, or agree-*  
17 *ment authorized by title I or title III of the Indian Self-*  
18 *Determination and Education Assistance Act of 1975 (25*  
19 *U.S.C. 450), may be deobligated and reobligated to a self-*  
20 *determination contract under title I, or a self-governance*  
21 *agreement under title III of such Act and thereafter shall*  
22 *remain available to the tribe or tribal organization without*  
23 *fiscal year limitation: Provided further, That none of the*  
24 *funds made available to the Indian Health Service in this*  
25 *Act shall be used to implement the final rule published in*

1 *the Federal Register on September 16, 1987, by the Depart-*  
2 *ment of Health and Human Services, relating to the eligi-*  
3 *bility for the health care services of the Indian Health Serv-*  
4 *ice until the Indian Health Service has submitted a budget*  
5 *request reflecting the increased costs associated with the pro-*  
6 *posed final rule, and such request has been included in an*  
7 *appropriations Act and enacted into law: Provided further,*  
8 *That funds made available in this Act are to be apportioned*  
9 *to the Indian Health Service as appropriated in this Act,*  
10 *and accounted for in the appropriation structure set forth*  
11 *in this Act: Provided further, That with respect to functions*  
12 *transferred by the Indian Health Service to tribes or tribal*  
13 *organizations, the Indian Health Service is authorized to*  
14 *provide goods and services to those entities, on a reimburs-*  
15 *able basis, including payment in advance with subsequent*  
16 *adjustment, and the reimbursements received therefrom,*  
17 *along with the funds received from those entities pursuant*  
18 *to the Indian Self-Determination Act, may be credited to*  
19 *the same or subsequent appropriation account which pro-*  
20 *vided the funding, said amounts to remain available until*  
21 *expended: Provided further, That reimbursements for train-*  
22 *ing, technical assistance, or services provided by the Indian*  
23 *Health Service will contain total costs, including direct, ad-*  
24 *ministrative, and overhead associated with the provision of*  
25 *goods, services, or technical assistance: Provided further,*



1 *That the appropriation structure for the Indian Health*  
2 *Service may not be altered without advance approval of the*  
3 *House and Senate Committees on Appropriations.*

4 **OTHER RELATED AGENCIES**

5 **OFFICE OF NAVAJO AND HOPI INDIAN RELOCATION**

6 **SALARIES AND EXPENSES**

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

1 *or selected a replacement residence off the Navajo reserva-*  
 2 *tion or on the land acquired pursuant to 25 U.S.C. 640d-*  
 3 *10.*

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 authorized*  
 9 *by title XV of Public Law 99-498, as amended (20 U.S.C.*  
 10 *56 part A), \$4,250,000.*

11 *SMITHSONIAN INSTITUTION*

12 *SALARIES AND EXPENSES*

13 *For necessary expenses of the Smithsonian Institution,*  
 14 *as authorized by law, including research in the fields of art,*  
 15 *science, and history; development, preservation, and docu-*  
 16 *mentation of the National Collections; presentation of pub-*  
 17 *lic exhibits and performances; collection, preparation, dis-*  
 18 *semination, and exchange of information and publications;*  
 19 *conduct of education, training, and museum assistance pro-*  
 20 *grams; maintenance, alteration, operation, lease (for terms*  
 21 *not to exceed 30 years), and protection of buildings, facili-*  
 22 *ties, and approaches; not to exceed \$100,000 for services as*  
 23 *authorized by 5 U.S.C. 3109; up to 5 replacement passenger*  
 24 *vehicles; purchase, rental, repair, and cleaning of uniforms*  
 25 *for employees; \$367,062,000, of which not to exceed*

1 \$40,704,000 for the instrumentation program, collections  
 2 acquisition, Museum Support Center equipment and move,  
 3 exhibition reinstallation, the National Museum of the Amer-  
 4 ican Indian, the repatriation of skeletal remains program,  
 5 research equipment, information management, and Latino  
 6 programming shall remain available until expended, and  
 7 including such funds as may be necessary to support Amer-  
 8 ican overseas research centers and a total of \$125,000 for  
 9 the Council of American Overseas Research Centers: Pro-  
 10 vided, That funds appropriated herein are available for ad-  
 11 vance payments to independent contractors performing re-  
 12 search services or participating in official Smithsonian  
 13 presentations.

14 CONSTRUCTION AND IMPROVEMENTS, NATIONAL  
 15 ZOOLOGICAL PARK

16 For necessary expenses of planning, construction, re-  
 17 modeling, and equipping of buildings and facilities at the  
 18 National Zoological Park, by contract or otherwise,  
 19 \$4,400,000, to remain available until expended.

20 REPAIR AND RESTORATION OF BUILDINGS

21 For necessary expenses of repair and restoration of  
 22 buildings owned or occupied by the Smithsonian Institu-  
 23 tion, by contract or otherwise, as authorized by section 2  
 24 of the Act of August 22, 1949 (63 Stat. 623), including not  
 25 to exceed \$10,000 for services as authorized by 5 U.S.C.  
 26 3109, \$35,000,000, to remain available until expended: Pro-

1 *vided, That contracts awarded for environmental systems,*  
 2 *protection systems, and exterior repair or restoration of*  
 3 *buildings of the Smithsonian Institution may be negotiated*  
 4 *with selected contractors and awarded on the basis of con-*  
 5 *tractor qualifications as well as price.*

6 *CONSTRUCTION*

7 *For necessary expenses for construction, \$19,000,000,*  
 8 *to remain available until expended.*

9 *ADMINISTRATIVE PROVISIONS, SMITHSONIAN INSTITUTION*

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

14 *The Smithsonian Institution shall not use Federal*  
 15 *funds in excess of the amount specified in Public Law 101–*  
 16 *185 for the construction of the National Museum of the*  
 17 *American Indian.*

18 *NATIONAL GALLERY OF ART*

19 *SALARIES AND EXPENSES*

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

1 *thorized by the treasurer of the Gallery for membership in*  
2 *library, museum, and art associations or societies whose*  
3 *publications or services are available to members only, or*  
4 *to members at a price lower than to the general public; pur-*  
5 *chase, repair, and cleaning of uniforms for guards, and uni-*  
6 *forms, or allowances therefor, for other employees as author-*  
7 *ized by law (5 U.S.C. 5901–5902); purchase or rental of*  
8 *devices and services for protecting buildings and contents*  
9 *thereof, and maintenance, alteration, improvement, and re-*  
10 *pair of buildings, approaches, and grounds; and purchase*  
11 *of services for restoration and repair of works of art for*  
12 *the National Gallery of Art by contracts made, without ad-*  
13 *vertising, with individuals, firms, or organizations at such*  
14 *rates or prices and under such terms and conditions as the*  
15 *Gallery may deem proper, \$61,438,000, of which not to ex-*  
16 *ceed \$3,026,000 for the special exhibition program shall re-*  
17 *main available until expended.*

18 *REPAIR, RESTORATION AND RENOVATION OF BUILDINGS*

19 *For necessary expenses of repair, restoration and ren-*  
20 *ovation of buildings, grounds and facilities owned or occu-*  
21 *pied by the National Gallery of Art, by contract or other-*  
22 *wise, as authorized, \$6,311,000, to remain available until*  
23 *expended: Provided, That contracts awarded for environ-*  
24 *mental systems, protection systems, and exterior repair or*  
25 *renovation of buildings of the National Gallery of Art may*

1 *be negotiated with selected contractors and awarded on the*  
 2 *basis of contractor qualifications as well as price.*

3 *JOHN F. KENNEDY CENTER FOR THE PERFORMING ARTS*  
 4 *OPERATIONS AND MAINTENANCE*

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

8 *CONSTRUCTION*

9 *For necessary expenses for capital repair and rehabili-*  
 10 *tation of the existing features of the building and site of*  
 11 *the John F. Kennedy Center for the Performing Arts,*  
 12 *\$20,000,000, 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, \$6,040,000.*

20 *NATIONAL FOUNDATION ON THE ARTS AND THE*  
 21 *HUMANITIES*

22 *NATIONAL ENDOWMENT FOR THE ARTS*

23 *GRANTS AND ADMINISTRATION*

24 *For necessary expenses to carry out the National Foun-*  
 25 *ation on the Arts and the Humanities Act of 1965, as*  
 26 *amended, \$90,000,000 shall be available to the National*

1 *Endowment for the Arts for the support of projects and pro-*  
 2 *ductions in the arts through assistance to organizations and*  
 3 *individuals pursuant to sections 5(c) and 5(g) of the Act,*  
 4 *for program support, and for administering the functions*  
 5 *of the Act, to remain available until expended.*

6 *MATCHING GRANTS*

7 *To carry out the provisions of section 10(a)(2) of the*  
 8 *National Foundation on the Arts and the Humanities Act*  
 9 *of 1965, as amended, \$13,000,000, to remain available until*  
 10 *expended, to the National Endowment for the Arts: Pro-*  
 11 *vided, That this appropriation shall be available for obliga-*  
 12 *tion only in such amounts as may be equal to the total*  
 13 *amounts of gifts, bequests, and devises of money, and other*  
 14 *property accepted by the chairman or by grantees of the*  
 15 *Endowment under the provisions of section 10(a)(2), sub-*  
 16 *sections 11(a)(2)(A) and 11(a)(3)(A) during the current*  
 17 *and preceding fiscal years for which equal amounts have*  
 18 *not previously been appropriated.*

19 *NATIONAL ENDOWMENT FOR THE HUMANITIES*

20 *GRANTS AND ADMINISTRATION*

21 *For necessary expenses to carry out the National Foun-*  
 22 *dation on the Arts and the Humanities Act of 1965, as*  
 23 *amended, \$101,000,000, shall be available to the National*  
 24 *Endowment for the Humanities for support of activities in*  
 25 *the humanities, pursuant to section 7(c) of the Act, and for*

1 *administering the functions of the Act, to remain available*  
 2 *until expended.*

3 *MATCHING GRANTS*

4 *To carry out the provisions of section 10(a)(2) of the*  
 5 *National Foundation on the Arts and the Humanities Act*  
 6 *of 1965, as amended, \$14,700,000, to remain available until*  
 7 *expended, of which \$10,700,000 shall be available to the Na-*  
 8 *tional Endowment for the Humanities for the purposes of*  
 9 *section 7(h): Provided, That this appropriation shall be*  
 10 *available for obligation only in such amounts as may be*  
 11 *equal to the total amounts of gifts, bequests, and devises of*  
 12 *money, and other property accepted by the chairman or by*  
 13 *grantees of the Endowment under the provisions of sub-*  
 14 *sections 11(a)(2)(B) and 11(a)(3)(B) during the current*  
 15 *and preceding fiscal years for which equal amounts have*  
 16 *not previously been appropriated.*

17 *INSTITUTE OF MUSEUM AND LIBRARY SERVICES*

18 *OFFICE OF MUSEUM SERVICES*

19 *GRANTS AND ADMINISTRATION*

20 *For carrying out subtitle C of the Museum and Li-*  
 21 *brary Services Act of 1996, as amended, \$23,905,000, to*  
 22 *remain available until expended.*

23 *ADMINISTRATIVE PROVISIONS*

24 *None of the funds appropriated to the National Foun-*  
 25 *dation on the Arts and the Humanities may be used to*  
 26 *process any grant or contract documents which do not in-*



1 *clude the text of 18 U.S.C. 1913: Provided, That none of*  
 2 *the funds appropriated to the National Foundation on the*  
 3 *Arts and the Humanities may be used for official reception*  
 4 *and representation expenses: Provided further, That funds*  
 5 *from nonappropriated sources may be used as necessary for*  
 6 *official reception and representation expenses.*

7 *COMMISSION OF FINE ARTS*

8 *SALARIES AND EXPENSES*

9 *For expenses made necessary by the Act establishing*  
 10 *a Commission of Fine Arts (40 U.S.C. 104), \$1,078,000:*  
 11 *Provided, That beginning in fiscal year 2000 and there-*  
 12 *after, the Commission is authorized to charge fees to cover*  
 13 *the full costs of its publications, and such fees shall be cred-*  
 14 *ited to this account as an offsetting collection, to remain*  
 15 *available until expended without further appropriation.*

16 *NATIONAL CAPITAL ARTS AND CULTURAL AFFAIRS*

17 *For necessary expenses as authorized by Public Law*  
 18 *99–190 (20 U.S.C. 956(a)), as amended, \$7,000,000.*

19 *ADVISORY COUNCIL ON HISTORIC PRESERVATION*

20 *SALARIES AND EXPENSES*

21 *For necessary expenses of the Advisory Council on His-*  
 22 *toric Preservation (Public Law 89–665, as amended),*  
 23 *\$2,906,000: Provided, That none of these funds shall be*  
 24 *available for compensation of level V of the Executive Sched-*  
 25 *ule or higher positions.*

1            *NATIONAL CAPITAL PLANNING COMMISSION*2                            *SALARIES AND EXPENSES*

3            *For necessary expenses, as authorized by the National*  
4 *Capital Planning Act of 1952 (40 U.S.C. 71–71i), includ-*  
5 *ing services as authorized by 5 U.S.C. 3109, \$6,312,000:*  
6 *Provided, That all appointed members will be compensated*  
7 *at a rate not to exceed the rate for level IV of the Executive*  
8 *Schedule.*

9            *UNITED STATES HOLOCAUST MEMORIAL COUNCIL*10                           *HOLOCAUST MEMORIAL COUNCIL*

11           *For expenses of the Holocaust Memorial Council, as*  
12 *authorized by Public Law 96–388 (36 U.S.C. 1401), as*  
13 *amended, \$33,286,000, of which \$1,575,000 for the muse-*  
14 *um’s repair and rehabilitation program and \$1,264,000 for*  
15 *the museum’s exhibitions program shall remain available*  
16 *until expended.*

17                           *PRESIDIO TRUST*18                           *PRESIDIO TRUST FUND*

19           *For necessary expenses to carry out title I of the Omni-*  
20 *bus Parks and Public Lands Management Act of 1996,*  
21 *\$24,400,000 shall be available to the Presidio Trust, to re-*  
22 *main available until expended, of which up to \$1,040,000*  
23 *may be for the cost of guaranteed loans, as authorized by*  
24 *section 104(d) of the Act: Provided, That such costs, includ-*  
25 *ing the cost of modifying such loans, shall be as defined*

1 *in section 502 of the Congressional Budget Act of 1974: Pro-*  
2 *vided further, That these funds are available to subsidize*  
3 *total loan principal, any part of which is to be guaranteed,*  
4 *not to exceed \$200,000,000. The Trust is authorized to issue*  
5 *obligations to the Secretary of the Treasury pursuant to sec-*  
6 *tion 104(d)(3) of the Act, in an amount not to exceed*  
7 *\$20,000,000.*

8 *TITLE III—GENERAL PROVISIONS*

9 *SEC. 301. The expenditure of any appropriation under*  
10 *this Act for any consulting service through procurement*  
11 *contract, pursuant to 5 U.S.C. 3109, shall be limited to*  
12 *those contracts where such expenditures are a matter of pub-*  
13 *lic record and available for public inspection, except where*  
14 *otherwise provided under existing law, or under existing*  
15 *Executive Order issued pursuant to existing law.*

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

24 *SEC. 303. No part of any appropriation contained in*  
25 *this Act shall be available for any activity or the publica-*

1 *tion or distribution of literature that in any way tends to*  
2 *promote public support or opposition to any legislative pro-*  
3 *posal on which congressional action is not complete.*

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

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

12 *SEC. 306. No assessments may be levied against any*  
13 *program, budget activity, subactivity, or project funded by*  
14 *this Act unless advance notice of such assessments and the*  
15 *basis therefor are presented to the Committees on Appro-*  
16 *priations and are approved by such Committees.*

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

23 *(b) SENSE OF CONGRESS; REQUIREMENT REGARDING*  
24 *NOTICE.—*

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

9           (2) *NOTICE TO RECIPIENTS OF ASSISTANCE.—In*  
10          *providing financial assistance using funds made*  
11          *available in this Act, the head of each Federal agency*  
12          *shall provide to each recipient of the assistance a no-*  
13          *tice describing the statement made in paragraph (1)*  
14          *by the Congress.*

15          (c) *PROHIBITION OF CONTRACTS WITH PERSONS*  
16          *FALSELY LABELING PRODUCTS AS MADE IN AMERICA.—*  
17          *If it has been finally determined by a court or Federal agen-*  
18          *cy that any person intentionally affixed a label bearing a*  
19          *“Made in America” inscription, or any inscription with*  
20          *the same meaning, to any product sold in or shipped to*  
21          *the United States that is not made in the United States,*  
22          *the person shall be ineligible to receive any contract or sub-*  
23          *contract made with funds made available in this Act, pur-*  
24          *suant to the debarment, suspension, and ineligibility proce-*

1 *dures described in sections 9.400 through 9.409 of title 48,*  
2 *Code of Federal Regulations.*

3       *SEC. 308. None of the funds in this Act may be used*  
4 *to plan, prepare, or offer for sale timber from trees classified*  
5 *as giant sequoia (Sequoiadendron giganteum) which are lo-*  
6 *cated on National Forest System or Bureau of Land Man-*  
7 *agement lands in a manner different than such sales were*  
8 *conducted in fiscal year 1999.*

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

14       *SEC. 310. None of the funds appropriated or otherwise*  
15 *made available by this Act may be used for the AmeriCorps*  
16 *program, unless the relevant agencies of the Department of*  
17 *the Interior and/or Agriculture follow appropriate re-*  
18 *programming guidelines: Provided, That if no funds are*  
19 *provided for the AmeriCorps program by the Departments*  
20 *of Veterans Affairs and Housing and Urban Development,*  
21 *and Independent Agencies Appropriations Act, 1999, then*  
22 *none of the funds appropriated or otherwise made available*  
23 *by this Act may be used for the AmeriCorps programs.*

24       *SEC. 311. None of the funds made available in this*  
25 *Act may be used: (1) to demolish the bridge between Jersey*

1 *City, New Jersey, and Ellis Island; or (2) to prevent pedes-*  
2 *trian use of such bridge, when it is made known to the Fed-*  
3 *eral official having authority to obligate or expend such*  
4 *funds that such pedestrian use is consistent with generally*  
5 *accepted safety standards.*

6       *SEC. 312. (a) LIMITATION OF FUNDS.—None of the*  
7 *funds appropriated or otherwise made available pursuant*  
8 *to this Act shall be obligated or expended to accept or proc-*  
9 *ess applications for a patent for any mining or mill site*  
10 *claim located under the general mining laws.*

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

22       *(c) REPORT.—On September 30, 2000, the Secretary*  
23 *of the Interior shall file with the House and Senate Com-*  
24 *mittees on Appropriations and the Committee on Resources*  
25 *of the House of Representatives and the Committee on En-*

1 *ergy and Natural Resources of the Senate a report on ac-*  
 2 *tions taken by the Department under the plan submitted*  
 3 *pursuant to section 314(c) of the Department of the Interior*  
 4 *and Related Agencies Appropriations Act, 1997 (Public*  
 5 *Law 104–208).*

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

18       *SEC. 313. Notwithstanding any other provision of law,*  
 19 *amounts appropriated to or earmarked in committee re-*  
 20 *ports for the Bureau of Indian Affairs and the Indian*  
 21 *Health Service by Public Laws 103–138, 103–332, 104–*  
 22 *134, 104–208, 105–83, and 105–277 for payments to tribes*  
 23 *and tribal organizations for contract support costs associ-*  
 24 *ated with self-determination or self-governance contracts,*  
 25 *grants, compacts, or annual funding agreements with the*



1 *Bureau of Indian Affairs or the Indian Health Service as*  
2 *funded by such Acts, are the total amounts available for*  
3 *fiscal years 1994 through 1999 for such purposes, except*  
4 *that, for the Bureau of Indian Affairs, tribes and tribal or-*  
5 *ganizations may use their tribal priority allocations for*  
6 *unmet indirect costs of ongoing contracts, grants, self-gov-*  
7 *ernance compacts or annual funding agreements.*

8       *SEC. 314. Notwithstanding any other provision of law,*  
9 *for fiscal year 2000 the Secretaries of Agriculture and the*  
10 *Interior are authorized to limit competition for watershed*  
11 *restoration project contracts as part of the “Jobs in the*  
12 *Woods” component of the President’s Forest Plan for the*  
13 *Pacific Northwest or the Jobs in the Woods Program estab-*  
14 *lished in Region 10 of the Forest Service to individuals and*  
15 *entities in historically timber-dependent areas in the States*  
16 *of Washington, Oregon, northern California and Alaska*  
17 *that have been affected by reduced timber harvesting on*  
18 *Federal lands.*

19       *SEC. 315. None of the funds collected under the Rec-*  
20 *reational Fee Demonstration program may be used to plan,*  
21 *design, or construct a visitor center or any other permanent*  
22 *structure without prior approval of the House and the Sen-*  
23 *ate Committees on Appropriations if the estimated total*  
24 *cost of the facility exceeds \$500,000.*

1        *SEC. 316. (a) None of the funds made available in this*  
2 *Act or any other Act providing appropriations for the De-*  
3 *partment of the Interior, the Forest Service or the Smithso-*  
4 *nian Institution may be used to submit nominations for*  
5 *the designation of Biosphere Reserves pursuant to the Man*  
6 *and Biosphere program administered by the United Na-*  
7 *tions Educational, Scientific, and Cultural Organization.*

8        *(b) The provisions of this section shall be repealed*  
9 *upon enactment of subsequent legislation specifically au-*  
10 *thorizing United States participation in the Man and Bio-*  
11 *sphere program.*

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

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

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

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

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

13          *SEC. 319. The National Endowment for the Arts and*  
14          *the National Endowment for the Humanities are authorized*  
15          *to solicit, accept, receive, and invest in the name of the*  
16          *United States, gifts, bequests, or devises of money and other*  
17          *property or services and to use such in furtherance of the*  
18          *functions of the National Endowment for the Arts and the*  
19          *National Endowment for the Humanities. Any proceeds*  
20          *from such gifts, bequests, or devises, after acceptance by the*  
21          *National Endowment for the Arts or the National Endow-*  
22          *ment for the Humanities, shall be paid by the donor or the*  
23          *representative of the donor to the Chairman. The Chairman*  
24          *shall enter the proceeds in a special interest-bearing account*

1 *to the credit of the appropriate endowment for the purposes*  
2 *specified in each case.*

3       *SEC. 320. No part of any appropriation contained in*  
4 *this Act shall be expended or obligated to fund new revisions*  
5 *of national forest land management plans until new final*  
6 *or interim final rules for forest land management planning*  
7 *are published in the Federal Register. Those national forests*  
8 *which are currently in a revision process, having formally*  
9 *published a Notice of Intent to revise prior to October 1,*  
10 *1997; those national forests having been court-ordered to re-*  
11 *vise; those national forests where plans reach the fifteen year*  
12 *legally mandated date to revise before or during calendar*  
13 *year 2000; national forests within the Interior Columbia*  
14 *Basin Ecosystem study area; and the White Mountain Na-*  
15 *tional Forest are exempt from this section and may use*  
16 *funds in this Act and proceed to complete the forest plan*  
17 *revision in accordance with current forest planning regula-*  
18 *tions.*

19       *SEC. 321. No part of any appropriation contained in*  
20 *this Act shall be expended or obligated to complete and issue*  
21 *the five-year program under the Forest and Rangeland Re-*  
22 *newable Resources Planning Act.*

23       *SEC. 322. (a) In providing services or awarding finan-*  
24 *cial assistance under the National Foundation on the Arts*  
25 *and the Humanities Act of 1965 from funds appropriated*

1 *under this Act, the Chairperson of the National Endowment*  
2 *for the Arts shall ensure that priority is given to providing*  
3 *services or awarding financial assistance for projects, pro-*  
4 *ductions, workshops, or programs that serve underserved*  
5 *populations.*

6 *(b) In this section:*

7 *(1) The term “underserved population” means a*  
8 *population of individuals who have historically been*  
9 *outside the purview of arts and humanities programs*  
10 *due to factors such as a high incidence of income*  
11 *below the poverty line or to geographic isolation.*

12 *(2) The term “poverty line” means the poverty*  
13 *line (as defined by the Office of Management and*  
14 *Budget, and revised annually in accordance with sec-*  
15 *tion 673(2) of the Community Services Block Grant*  
16 *Act (42 U.S.C. 9902(2)) applicable to a family of the*  
17 *size involved.*

18 *(c) In providing services and awarding financial as-*  
19 *sistance under the National Foundation on the Arts and*  
20 *Humanities Act of 1965 with funds appropriated by this*  
21 *Act, the Chairperson of the National Endowment for the*  
22 *Arts shall ensure that priority is given to providing services*  
23 *or awarding financial assistance for projects, productions,*  
24 *workshops, or programs that will encourage public knowl-*

1 *edge, education, understanding, and appreciation of the*  
2 *arts.*

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

6 *(1) the Chairperson shall establish a grant cat-*  
7 *egory for projects, productions, workshops, or pro-*  
8 *grams that are of national impact or availability or*  
9 *are able to tour several States;*

10 *(2) the Chairperson shall not make grants ex-*  
11 *ceeding 15 percent, in the aggregate, of such funds to*  
12 *any single State, excluding grants made under the*  
13 *authority of paragraph (1);*

14 *(3) the Chairperson shall report to the Congress*  
15 *annually and by State, on grants awarded by the*  
16 *Chairperson in each grant category under section 5 of*  
17 *such Act; and*

18 *(4) the Chairperson shall encourage the use of*  
19 *grants to improve and support community-based*  
20 *music performance and education.*

21 *SEC. 323. None of the funds in this Act may be used*  
22 *for planning, design or construction of improvements to*  
23 *Pennsylvania Avenue in front of the White House without*  
24 *the advance approval of the House and Senate Committees*  
25 *on Appropriations.*

1       *SEC. 324. Notwithstanding any other provision of law,*  
2 *none of the funds provided in this Act to the Indian Health*  
3 *Service or Bureau of Indian Affairs may be used to enter*  
4 *into any new or expanded self-determination contract or*  
5 *grant or self-governance compact pursuant to the Indian*  
6 *Self-Determination Act of 1975, as amended, for any activi-*  
7 *ties not previously covered by such contracts, compacts or*  
8 *grants. Nothing in this section precludes the continuation*  
9 *of those specific activities for which self-determination and*  
10 *self-governance contracts, compacts and grants currently*  
11 *exist or the renewal of contracts, compacts and grants for*  
12 *those activities; implementation of section 325 of Public*  
13 *Law 105–83 (111 Stat. 1597); or compliance with 25*  
14 *U.S.C. 2005.*

15       *SEC. 325. Amounts deposited during fiscal year 1999*  
16 *in the roads and trails fund provided for in the fourteenth*  
17 *paragraph under the heading “FOREST SERVICE” of the*  
18 *Act of March 4, 1913 (37 Stat. 843; 16 U.S.C. 501), shall*  
19 *be used by the Secretary of Agriculture, without regard to*  
20 *the State in which the amounts were derived, to repair or*  
21 *reconstruct roads, bridges, and trails on National Forest*  
22 *System lands or to carry out and administer projects to*  
23 *improve forest health conditions, which may include the re-*  
24 *pair or reconstruction of roads, bridges, and trails on Na-*  
25 *tional Forest System lands in the wildland-community*

1 interface where there is an abnormally high risk of fire. The  
2 projects shall emphasize reducing risks to human safety and  
3 public health and property and enhancing ecological func-  
4 tions, long-term forest productivity, and biological integ-  
5 rity. The Secretary shall commence the projects during fis-  
6 cal year 2000, but the projects may be completed in a subse-  
7 quent fiscal year. Funds shall not be expended under this  
8 section to replace funds which would otherwise appro-  
9 priately be expended from the timber salvage sale fund.  
10 Nothing in this section shall be construed to exempt any  
11 project from any environmental law.

12 SEC. 326. HARDWOOD TECHNOLOGY TRANSFER AND  
13 APPLIED RESEARCH. (a) The Secretary of Agriculture  
14 (hereinafter the “Secretary”) is hereby and hereafter au-  
15 thorized to conduct technology transfer and development,  
16 training, dissemination of information and applied re-  
17 search in the management, processing and utilization of the  
18 hardwood forest resource. This authority is in addition to  
19 any other authorities which may be available to the Sec-  
20 retary including, but not limited to, the Cooperative For-  
21 estry Assistance Act of 1978, as amended (16 U.S.C. 2101  
22 et. seq.), and the Forest and Rangeland Renewable Re-  
23 sources Act of 1978, as amended (16 U.S.C. 1600–1614).

24 (b) In carrying out this authority, the Secretary may  
25 enter into grants, contracts, and cooperative agreements



1 *with public and private agencies, organizations, corpora-*  
2 *tions, institutions and individuals. The Secretary may ac-*  
3 *cept gifts and donations pursuant to the Act of October 10,*  
4 *1978 (7 U.S.C. 2269) including gifts and donations from*  
5 *a donor that conducts business with any agency of the De-*  
6 *partment of Agriculture or is regulated by the Secretary*  
7 *of Agriculture.*

8       (c) *The Secretary is hereby and hereafter authorized*  
9 *to operate and utilize the assets of the Wood Education and*  
10 *Resource Center (previously named the Robert C. Byrd*  
11 *Hardwood Technology Center in West Virginia) as part of*  
12 *a newly formed "Institute of Hardwood Technology Trans-*  
13 *fer and Applied Research" (hereinafter the "Institute"). The*  
14 *Institute, in addition to the Wood Education and Resource*  
15 *Center, will consist of a Director, technology transfer spe-*  
16 *cialists from State and Private Forestry, the Forestry*  
17 *Sciences Laboratory in Princeton, West Virginia, and any*  
18 *other organizational unit of the Department of Agriculture*  
19 *as the Secretary deems appropriate. The overall manage-*  
20 *ment of the Institute will be the responsibility of the USDA*  
21 *Forest Service, State and Private Forestry.*

22       (d) *The Secretary is hereby and hereafter authorized*  
23 *to generate revenue using the authorities provided herein.*  
24 *Any revenue received as part of the operation of the Insti-*  
25 *tute shall be deposited into a special fund in the Treasury*

1 *of the United States, known as the “Hardwood Technology*  
2 *Transfer and Applied Research Fund”, which shall be*  
3 *available to the Secretary until expended, without further*  
4 *appropriation, in furtherance of the purposes of this section,*  
5 *including upkeep, management, and operation of the Insti-*  
6 *tute and the payment of salaries and expenses.*

7       *(e) There are hereby and hereafter authorized to be ap-*  
8 *propriated such sums as necessary to carry out the provi-*  
9 *sions of this section.*

10       *SEC. 327. No timber in Region 10 of the Forest Service*  
11 *shall be advertised for sale which, when using domestic*  
12 *Alaska western red cedar selling values and manufacturing*  
13 *costs, fails to provide at least 60 percent of normal profit*  
14 *and risk of the appraised timber, except at the written re-*  
15 *quest by a prospective bidder. Program accomplishments*  
16 *shall be based on volume sold. Should Region 10 sell, in*  
17 *fiscal year 2000, the annual average portion of the decadal*  
18 *allowable sale quantity called for in the current Tongass*  
19 *Land Management Plan which provides greater than 60*  
20 *percent of normal profit and risk at the time of the sale*  
21 *advertisement, all of the western red cedar timber from those*  
22 *sales which is surplus to the needs of domestic processors*  
23 *in Alaska, shall be made available to domestic processors*  
24 *in the contiguous 48 United States based on values in the*  
25 *Pacific Northwest as determined by the Forest Service and*

1 *stated in the timber sale contract. Should Region 10 sell,*  
2 *in fiscal year 2000, less than the annual average portion*  
3 *of the decadal allowable sale quantity called for in the cur-*  
4 *rent Tongass Land Management Plan meeting the 60 per-*  
5 *cent of normal profit and risk standard at the time of sale*  
6 *advertisement, the volume of western red cedar timber*  
7 *available to domestic processors at rates specified in the*  
8 *timber sale contract in the contiguous 48 states shall be that*  
9 *volume: (i) which is surplus to the needs of domestic proc-*  
10 *essors in Alaska; and (ii) is that percent of the surplus west-*  
11 *ern red cedar volume determined by calculating the ratio*  
12 *of the total timber volume which has been sold on the*  
13 *Tongass to the annual average portion of the decadal allow-*  
14 *able sale quantity called for in the current Tongass Land*  
15 *Management Plan. The percentage shall be calculated by*  
16 *Region 10 on a rolling basis as each sale is sold. (For pur-*  
17 *poses of this amendment, a “rolling basis” shall mean that*  
18 *the determination of how much western red cedar is eligible*  
19 *for sale to various markets shall be made at the time each*  
20 *sale is awarded.) Western red cedar shall be deemed “sur-*  
21 *plus to the needs of domestic processors in Alaska” when*  
22 *the timber sale holder has presented to the Forest Service*  
23 *documentation of the inability to sell western red cedar logs*  
24 *from a given sale to domestic Alaska processors at a price*  
25 *equal to or greater than the log selling value stated in the*

1 *contract. All additional western red cedar volume not sold*  
2 *to Alaska or contiguous 48 United States domestic proc-*  
3 *essors may be exported to foreign markets at the election*  
4 *of the timber sale holder. All Alaska yellow cedar may be*  
5 *sold at prevailing export prices at the election of the timber*  
6 *sale holder.*

7       *SEC. 328. For fiscal year 2000, the Secretary of Agri-*  
8 *culture, with respect to lands within the National Forest*  
9 *System, and the Secretary of the Interior, with respect to*  
10 *lands under the jurisdiction of the Bureau of Land Manage-*  
11 *ment, shall use the best available scientific and commercial*  
12 *data in amending or revising resource management plans*  
13 *for, and offering sales, issuing leases, or otherwise author-*  
14 *izing or undertaking management activities on, lands*  
15 *under their respective jurisdictions: Provided, That the Sec-*  
16 *retaries may at their discretion determine whether any ad-*  
17 *ditional information concerning wildlife resources shall be*  
18 *collected prior to approving any such plan, sale, lease or*  
19 *other activity, and, if so, the type of, and collection proce-*  
20 *dures for, such information.*

21       *SEC. 329. The Secretary of Agriculture and the Sec-*  
22 *retary of the Interior shall:*

23               *(a) prepare the report required of them by sec-*  
24       *tion 323(a) of the Fiscal Year 1998 Interior and Re-*

1 *lated Agencies Appropriations Act (Public Law 105–*  
 2 *83; 111 Stat. 1543, 1596–7);*

3 *(b) make the report available for public comment*  
 4 *for a period of not less than 120 days; and*

5 *(c) include the information contained in the re-*  
 6 *port and a detailed response or responses to any such*  
 7 *public comment in any final environmental impact*  
 8 *statement associated with the Interior Columbia*  
 9 *Basin Ecosystem Project.*

10 *SEC. 330. Section 7 of the Service Contract Act (SCA),*  
 11 *41 U.S.C. section 356 is amended by adding the following*  
 12 *paragraph:*

13 *“(8) any concession contract with Federal land*  
 14 *management agencies, the principal purpose of which*  
 15 *is the provision of recreational services to the general*  
 16 *public, including lodging, campgrounds, food, stores,*  
 17 *guiding, recreational equipment, fuel, transportation,*  
 18 *and skiing, provided that this exemption shall not af-*  
 19 *fect the applicability of the Davis-Bacon Act, 40*  
 20 *U.S.C. section 276a et seq., to construction contracts*  
 21 *associated with these concession contracts.”.*

22 *SEC. 331. TIMBER AND SPECIAL FOREST PRODUCTS.*  
 23 *(a) DEFINITION OF SPECIAL FOREST PRODUCT.—For pur-*  
 24 *poses of this section, the term “special forest product”*  
 25 *means any vegetation or other life forms, such as mush-*

1 *rooms and fungi that grows on National Forest System*  
2 *lands, excluding trees, animals, insects, or fish except as*  
3 *provided in regulations issued under this section by the Sec-*  
4 *retary of Agriculture.*

5       **(b) FAIR MARKET VALUE FOR SPECIAL FOREST PROD-**  
6 *UCTS.—The Secretary of Agriculture shall develop and im-*  
7 *plement a pilot program to charge and collect not less than*  
8 *the fair market value for special forest products harvested*  
9 *on National Forest System lands. The authority for this*  
10 *pilot program shall be for fiscal years 2000 through 2004.*  
11 *The Secretary of Agriculture shall establish appraisal meth-*  
12 *ods and bidding procedures to ensure that the amounts col-*  
13 *lected for special forest products are not less than fair mar-*  
14 *ket value.*

15       **(c) FEES.—**

16           **(1) IN GENERAL.—***The Secretary of Agriculture*  
17 *shall charge and collect from persons who harvest spe-*  
18 *cial forest products all costs to the Department of Ag-*  
19 *riculture associated with the granting, modifying, or*  
20 *monitoring the authorization for harvest of the special*  
21 *forest products, including the costs of any environ-*  
22 *mental or other analysis.*

23           **(2) SECURITY.—***The Secretary of Agriculture*  
24 *may require a person that is assessed a fee under this*  
25 *subsection to provide security to ensure that the Sec-*

1        *retary of Agriculture receives fees authorized under*  
2        *this subsection from such person.*

3        (d) *WAIVER.—The Secretary of Agriculture may waive*  
4        *the application of subsection (b) or subsection (c) pursuant*  
5        *to such regulations as the Secretary of Agriculture may pre-*  
6        *scribe.*

7        (e) *COLLECTION AND USE OF FUNDS.—*

8                (1) *Funds collected in accordance with subsection*  
9                *(b) and subsection (c) shall be deposited into a special*  
10               *account in the Treasury of the United States.*

11               (2) *Funds deposited into the special account in*  
12               *the Treasury in accordance with this section in excess*  
13               *of the amounts collected for special forest products*  
14               *during fiscal year 1999 shall be available for expendi-*  
15               *ture by the Secretary of Agriculture on October 1,*  
16               *2000 without further appropriation, and shall remain*  
17               *available until expended to pay for—*

18                        (A) *in the case of funds collected pursuant*  
19                        *to subsection (b), the costs of conducting inven-*  
20                        *tories of special forest products, monitoring and*  
21                        *assessing the impacts of harvest levels and meth-*  
22                        *ods, and for restoration activities, including any*  
23                        *necessary vegetation; and*

1                   (B) in the case of fees collected pursuant to  
 2                   subsection (c), the costs for which the fees were  
 3                   collected.

4                   (3) Amounts collected in accordance with sub-  
 5                   section (b) and subsection (c) shall not be taken into  
 6                   account for the purposes of the sixth paragraph under  
 7                   the heading of “Forest Service” of the Act of May 23,  
 8                   1908 (16 U.S.C. § 500); section 13 of the Act of  
 9                   March 1, 1911 (16 U.S.C. § 500); the Act of March  
 10                  4, 1913 (16 U.S.C. § 501); the Act of July 22, 1937  
 11                  (7 U.S.C. § 1012); the Acts of August 8, 1937 and of  
 12                  May 24, 1939 (43 U.S.C. §§ 1181 *et. seq.*); the Act  
 13                  of June 14, 1926 (43 U.S.C. § 869–4); chapter 69 of  
 14                  title 31 United States Code; section 401 of the Act of  
 15                  June 15, 1935 (16 U.S.C. § 715s); the Land and  
 16                  Water Conservation Fund Act of 1965 (16 U.S.C. §  
 17                  460l–6a); and any other provision of law relating to  
 18                  revenue allocation.

19               SEC. 332. Title III, section 3001 of Public Law 106–  
 20               31 is amended by inserting after the word “Alabama,” the  
 21               following phrase “in fiscal year 1999 or 2000”.

22               SEC. 333. The authority to enter into stewardship and  
 23               end result contracts provided to the Forest Service in ac-  
 24               cordance with Section 347 of Title III of Section 101(e)  
 25               of Division A of Public Law 105–825 is hereby expanded



1 *to authorize the Forest Service to enter into an additional*  
 2 *9 contracts in Region One.*

3 *SEC. 334. LOCAL EXEMPTIONS FROM FOREST SERV-*  
 4 *ICE DEMONSTRATION PROGRAM FEES. Section 6906 of Title*  
 5 *31, United States Code, is amended—*

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

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

9 *“(b) LOCAL EXEMPTIONS FROM DEMONSTRATION*  
 10 *PROGRAM FEES.—*

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

19 *“(2) ADMINISTRATION.—The Secretary of Agri-*  
 20 *culture shall establish a method of identifying persons*  
 21 *who are exempt from paying user fees under para-*  
 22 *graph (1). This method may include valid form of*  
 23 *identification including a drivers license.”.*

24 *SEC. 335. MILLSITES OPINION. PROHIBITION ON*  
 25 *MILLSITE LIMITATIONS.—Notwithstanding the opinion*

1 *dated November 7, 1997, by the Solicitor of the Department*  
 2 *of the Interior concerning millsites under the general min-*  
 3 *ing law (referred to in this section as the “opinion”), in*  
 4 *accordance with the millsite provisions of the Bureau of*  
 5 *Land Management’s Manual Sec. 3864.1.B (dated 1991),*  
 6 *the Bureau of Land Management Handbook for Mineral*  
 7 *Examiners H–3890–1, page III–8 (dated 1989), and section*  
 8 *2811.33 of the Forest Service Manual (dated 1990), the De-*  
 9 *partment of the Interior and the Department of Agriculture*  
 10 *shall not limit the number or acreage of millsites based on*  
 11 *the ratio between the number or acreage of millsites and*  
 12 *the number or acreage of associated lode or placer claims*  
 13 *for any fiscal year.*

14       *SEC. 336. Notwithstanding section 343 of Public Law*  
 15 *105–83, increases in recreation residence fees may be imple-*  
 16 *mented in fiscal year 2000: Provided, That such an increase*  
 17 *would not result in a fee that exceeds 125 percent of the*  
 18 *fiscal year 1998 fee.*

19       *SEC. 337. No federal monies appropriated for the pur-*  
 20 *chase of land by the Forest Service in the Columbia River*  
 21 *Gorge National Scenic Area (“CRGNSA”) may be used un-*  
 22 *less the Forest Service complies with the acquisition pro-*  
 23 *TOCOL set out in this section:*

24               *(a) PURCHASE OPTION REQUIREMENT.—Upon*  
 25       *the Forest Service making a determination that the*

1        *agency intends to pursue purchase of land or an in-*  
2        *terest in land located within the boundaries of the*  
3        *CRGNSA, the Forest Service and the owner of the*  
4        *land or interest in land to be purchased shall enter*  
5        *into a written purchase option agreement in which*  
6        *the landowner agrees to retain ownership of the inter-*  
7        *est in land to be acquired for a period not to exceed*  
8        *one year. In return, the Forest Service shall agree to*  
9        *abide by the bargaining and arbitration process set*  
10       *out in this section.*

11            *(b) OPT OUT.—After the Forest Service and*  
12        *landowner have entered into the purchase option*  
13        *agreement, the landowner may at any time prior to*  
14        *federal acquisition voluntarily opt out of the purchase*  
15        *option agreement.*

16            *(c) SELECTION OF APPRAISERS.—Once the land-*  
17        *owner and Forest Service both have executed the re-*  
18        *quired purchase option, the landowner and Forest*  
19        *Service each shall select an appraiser to appraise the*  
20        *land or interest in land described in the purchase op-*  
21        *tion. The landowner and Forest Service both shall in-*  
22        *struct their appraiser to estimate the fair market*  
23        *value of the land or interest in land to be acquired.*  
24        *The landowner and Forest Service both shall instruct*  
25        *their appraiser to comply with the Uniform Ap-*

1      *praisal Standards for Federal Land Acquisitions*  
2      *(Interagency Land Acquisition Conference 1992) and*  
3      *Public Law 91-646 as amended. Both appraisers*  
4      *shall possess qualifications consistent with state regu-*  
5      *latory requirements that meet the intent of Title XI,*  
6      *Financial Institutions Reform, Recovery, and En-*  
7      *forcement Act of 1989.*

8            (d) *PERIOD TO COMPLETE APPRAISALS.—The*  
9      *landowner and Forest Service each shall be allowed a*  
10     *period of 180 days to provide to the other an ap-*  
11     *praisal of the land or interest in land described in the*  
12     *purchase option. This 180-day period shall commence*  
13     *upon execution of a purchase option by the landowner*  
14     *and the Forest Service.*

15           (e) *BARGAINING PERIOD.—Once the landowner*  
16     *and Forest Service each have provided to the other a*  
17     *completed appraisal, a 45-day period of good faith*  
18     *bargaining and negotiation shall commence. If the*  
19     *landowner and Forest Service cannot agree within*  
20     *this period on the proper purchase price to be paid*  
21     *by the United States for the land or interest in land*  
22     *described in the purchase option, the landowner may*  
23     *request arbitration under subsection (f) of this section.*

24           (f) *ARBITRATION PROCESS.—If a landowner and*  
25     *the Forest Service are unable to reach a negotiated*

1        *settlement on value within the 45-day period of good*  
2        *faith bargaining and negotiation, during the 10 days*  
3        *following this period of good faith bargaining and ne-*  
4        *gotiation the landowner may request arbitration. The*  
5        *process for arbitration shall commence with each*  
6        *party submitting its appraisal and a copy of this leg-*  
7        *islation, and only its appraisal and a copy of this*  
8        *legislation, to the arbitration panel within 10 days*  
9        *following the receipt by the Forest Service of the re-*  
10       *quest for arbitration. The arbitration panel shall*  
11       *render a written advisory decision on value within 45*  
12       *days of receipt of both appraisals. This advisory deci-*  
13       *sion shall be forwarded to the Secretary of Agriculture*  
14       *by the arbitration panel with a recommendation to*  
15       *the Secretary that if the land or interest in land at*  
16       *issue is to be purchased that the United States pay*  
17       *a sum certain for the land or interest in land. This*  
18       *sum certain shall fall within the value range estab-*  
19       *lished by the two appraisals. Costs of employing the*  
20       *arbitration panel shall be divided equally between the*  
21       *Forest Service and the landowner, unless the arbitra-*  
22       *tion panel recommends either the landowner or the*  
23       *Forest Service bear the entire cost of employing the*  
24       *arbitration panel. The arbitration panel shall not*  
25       *make such a recommendation unless the panel finds*

1     *that one of the appraisals submitted fails to conform*  
2     *to the Uniform Appraisal Standard for Federal Land*  
3     *Acquisition (Interagency Land Acquisition Conference*  
4     *1992). In no event, shall the cost of employing the ar-*  
5     *bitration panel exceed \$10,000.*

6             *(g) ARBITRATION PANEL.—The arbitration panel*  
7     *shall consist of one appraiser and two lawyers who*  
8     *have substantial experience working with the purchase*  
9     *of land and interests in land by the United States.*  
10    *The Secretary is directed to ask the Federal Center for*  
11    *Dispute Resolution at the American Arbitration Asso-*  
12    *ciation to develop lists of no less than ten appraisers*  
13    *and twenty lawyers who possess substantial experi-*  
14    *ence working with federal land purchases to serve as*  
15    *third-party neutrals in the event arbitration is re-*  
16    *quested by a landowner. Selection of the arbitration*  
17    *panel shall be made by mutual agreement of the For-*  
18    *est Service and landowner. If mutual agreement can-*  
19    *not be reached on one or more panel members, selec-*  
20    *tion of the remaining panel members shall be by blind*  
21    *draw once each party has been allowed the oppor-*  
22    *tunity to strike up to 25 percent of the third-party*  
23    *neutrals named on either list. Of the funds available*  
24    *to the Forest Service, up to \$15,000 shall be available*  
25    *to the Federal Center for Dispute Resolution to cover*

1     *the initial cost of establishing this program. Once es-*  
2     *tablished, costs of administering the program shall be*  
3     *borne by the Forest Service, but shall not exceed*  
4     *\$5,000 a year.*

5           (h)     QUALIFICATIONS     OF     THIRD-PARTY  
6     NEUTRALS.—*Each appraiser selected by the Federal*  
7     *Dispute Resolution Center, in addition to possessing*  
8     *substantial experience working with federal land pur-*  
9     *chases, shall possess qualifications consistent with*  
10    *state regulatory requirements that meet the intent of*  
11    *Title XI, Financial Institutions Reform, Recovery &*  
12    *Enforcement Act of 1989. Each lawyer selected by the*  
13    *Federal Dispute Resolution Center, in addition to*  
14    *possessing substantial experience working with federal*  
15    *land purchases, shall be an active member in good*  
16    *standing of the bar of one of the 50 states or the Dis-*  
17    *trict of Columbia.*

18           (i)     DECISION REQUIRED BY THE SECRETARY OF  
19    AGRICULTURE.—*Upon receipt of a recommendation*  
20    *by an arbitration panel appointed under subsection*  
21    *(g), the Secretary of Agriculture shall notify the land-*  
22    *owner and the CRGNSA of the day the recommenda-*  
23    *tion was received. The Secretary shall make a deter-*  
24    *mination to adopt or reject the arbitration panel's*  
25    *advisory decision and notify the landowner and the*

1        *CRGNSA of this determination within 45 days of re-*  
2        *ceipt of the advisory decision.*

3            (j) *ADMISSABILITY.*—*Neither the fact that arbi-*  
4        *tration pursuant to this act has occurred nor the rec-*  
5        *ommendation of the arbitration panel shall be admis-*  
6        *sible in any court or administrative proceeding.*

7            (k) *EXPIRATION DATE.*—*This act shall expire on*  
8        *October 1, 2002.*

9        *SEC. 338. A project undertaken by the Forest Service*  
10       *under the Recreation Fee Demonstration Program as au-*  
11       *thorized by Section 315 of the Department of the Interior*  
12       *and Related Agencies Appropriations Act for Fiscal Year*  
13       *1996, as amended, shall not result in—*

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

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



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

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

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

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

12       SEC. 339. NATIONAL FOREST-DEPENDENT RURAL  
13   COMMUNITIES ECONOMIC DIVERSIFICATION. (a) FINDINGS  
14   AND PURPOSES.—Section 2373 of the National Forest-De-  
15   pendent Rural Communities Economic Diversification Act  
16   of 1990 (7 U.S.C. 6611) is amended—

17           (1) in subsection (a)—

18               (A) in paragraph (2), by striking “national  
19               forests” and inserting “National Forest System  
20               land”;

21               (B) in paragraph (4), by striking “the na-  
22               tional forests” and inserting “National Forest  
23               System land”;

24               (C) in paragraph (5), by striking “forest re-  
25               sources” and inserting “natural resources”; and

1                   (D) in paragraph (6), by striking “national  
2                   forest resources” and inserting “National Forest  
3                   System land resources”; and  
4                   (2) in subsection (b)(1)—

5                   (A) by striking “national forests” and in-  
6                   serting “National Forest System land”; and

7                   (B) by striking “forest resources” and in-  
8                   serting “natural resources”.

9           (b) *DEFINITIONS.*—Section 2374(1) of the National  
10 *Forest-Dependent Rural Communities Economic Diver-*  
11 *sification Act of 1990 (7 U.S.C. 6612(1)) is amended by*  
12 *striking “forestry” and inserting “natural resources”.*

13           (c) *RURAL FORESTRY AND ECONOMIC DIVERSIFICA-*  
14 *TION ACTION TEAMS.*—Section 2375(b) of the National For-  
15 *est-Dependent Rural Communities Economic Diversifica-*  
16 *tion Act of 1990 (7 U.S.C. 6613(b)) is amended—*

17                   (1) in the first sentence, by striking “forestry”  
18                   and inserting “natural resources”; and

19                   (2) in the second and third sentences, by striking  
20                   “national forest resources” and inserting “National  
21                   Forest System land resources”.

22           (d) *ACTION PLAN IMPLEMENTATION.*—Section 2376(a)  
23 *of the National Forest-Dependent Rural Communities Eco-*  
24 *nomics Diversification Act of 1990 (7 U.S.C. 6614(a)) is*  
25 *amended—*

1           (1) *by striking “forest resources” and inserting*  
 2           *“natural resources”; and*

3           (2) *by striking “national forest resources” and*  
 4           *inserting “National Forest System land resources”.*

5           (e) *TRAINING AND EDUCATION.—Paragraphs (3) and*  
 6           *(4) of section 2377(a) of the National Forest-Dependent*  
 7           *Rural Communities Economic Diversification Act of 1990*  
 8           *(7 U.S.C. 6615(a)) are amended by striking “national forest*  
 9           *resources” and inserting “National Forest System land re-*  
 10          *sources”.*

11          (f) *LOANS TO ECONOMICALLY DISADVANTAGED RURAL*  
 12          *COMMUNITIES.—Paragraphs (2) and (3) of section 2378(a)*  
 13          *of the National Forest-Dependent Rural Communities Eco-*  
 14          *nomic Diversification Act of 1990 (7 U.S.C. 6616(a)) are*  
 15          *amended by striking “national forest resources” and insert-*  
 16          *ing “National Forest System land resources”.*

17          SEC. 340. *INTERSTATE 90 LAND EXCHANGE.* (a) *Sec-*  
 18          *tion 604(a) of the Interstate 90 Land Exchange Act of 1998*  
 19          *(105 Pub. L. 277; 12 Stat. 2681–326 (1998)) is hereby*  
 20          *amended by adding at the end of the first sentence: “except*  
 21          *title to offered lands and interests in lands described in sec-*  
 22          *tion 605(c)(2) (Q), (R), (S), and (T) must be placed in es-*  
 23          *crow by Plum Creek, according to terms and conditions ac-*  
 24          *ceptable to the Secretary and Plum Creek, for a three-year*  
 25          *period beginning on the later of the date of enactment of*

1 *this Act or consummation of the exchange. During the pe-*  
 2 *riod the lands are held in escrow, Plum Creek shall not un-*  
 3 *dertake any activities on these lands, except for fire suppres-*  
 4 *sion and road maintenance, without the approval of the*  
 5 *Secretary, which shall not be unreasonably withheld”.*

6       (b) *Section 604(b) of the Interstate 90 Land Exchange*  
 7 *Act of 1998 (105 Pub. L. 277; 12 Stat. 2681–326 (1998))*  
 8 *is hereby amended by inserting after the words “offered*  
 9 *land” the following: “as provided in section 604(a), and*  
 10 *placement in escrow of acceptable title to the offered lands*  
 11 *described in section 605(c)(2) (Q), (R), (S), and (T)”.*

12       (c) *Section 604(b) is further amended by adding the*  
 13 *following at the end of the first sentence: “except Township*  
 14 *19 North, Range 10 East, W.M., Section 4, Township 20*  
 15 *North, Range 10 East, W.M., Section 32, and Township 21*  
 16 *North, Range 14 East, W.M., W<sup>1</sup>/<sub>2</sub>W<sup>1</sup>/<sub>2</sub> of Section 16, which*  
 17 *shall be retained by the United States”. The appraisal ap-*  
 18 *proved by the Secretary of Agriculture on July 14, 1999*  
 19 *(the “Appraisal”) shall be adjusted by subtracting the val-*  
 20 *ues determined for Township 19 North, Range 10 East,*  
 21 *W.M., Section 4 and Township 20 North, Range 10 East,*  
 22 *W.M., Section 32 during the Appraisal process in the con-*  
 23 *text of the whole estate to be conveyed.*

24       (d) *After adjustment of the Appraisal, the values of*  
 25 *the offered and selected lands, including the offered lands*

1 *held in escrow, shall be equalized as provided in section*  
2 *605(c) except that the Secretary also may equalize values*  
3 *through the following, including any combination thereof—*

4 *(1) conveyance of any other lands under the ju-*  
5 *risdiction of the Secretary acceptable to Plum Creek*  
6 *and the Secretary after compliance with all applica-*  
7 *ble Federal environmental and other laws; and*

8 *(2) to the extent sufficient acceptable lands are*  
9 *not available pursuant to paragraph (1) of this sub-*  
10 *section, cash payments as and to the extent funds be-*  
11 *come available through appropriations, private*  
12 *sources, or, if necessary, by reprogramming.*

13 *(e) The Secretary shall promptly seek to identify lands*  
14 *acceptable for conveyance to equalize values under para-*  
15 *graph (1) of subsection (d) and shall, not later than May*  
16 *1, 2000, provide a report to Congress outlining the results*  
17 *of such efforts.*

18 *(f) As funds or lands are provided to Plum Creek by*  
19 *the Secretary, Plum Creek shall release to the United States*  
20 *deeds for lands and interests in land held in escrow based*  
21 *on the values determined during the Appraisal process in*  
22 *the context of the whole estate to be conveyed. Deeds shall*  
23 *be released for lands and interests in lands in the exact*  
24 *reverse order listed in section 605(c)(2).*

1       (g) *Section 606(d) is hereby amended to read as fol-*  
2 *lows: “the Secretary and Plum Creek shall make the adjust-*  
3 *ments directed in section 604(b) and consummate the land*  
4 *exchange within 30 days of enactment of the Interstate 90*  
5 *Land Exchange Amendment, unless the Secretary and*  
6 *Plum Creek mutually agree to extend the consummation*  
7 *date”.*

8       SEC. 341. THE SNOQUALMIE NATIONAL FOREST  
9 BOUNDARY ADJUSTMENT ACT OF 1999. (a) IN GENERAL.—  
10 *The boundary of the Snoqualmie National Forest is hereby*  
11 *adjusted as generally depicted on a map entitled*  
12 *“Snoqualmie National Forest 1999 Boundary Adjustment”*  
13 *dated June 30, 1999. Such map, together with a legal de-*  
14 *scription of all lands included in the boundary adjustment,*  
15 *shall be on file and available for public inspection in the*  
16 *office of the Chief of the Forest Service in Washington, Dis-*  
17 *trict of Columbia. Nothing in this subsection shall limit the*  
18 *authority of the Secretary of Agriculture to adjust the*  
19 *boundary pursuant to section 11 of the Weeks Law of March*  
20 *1, 1911.*

21       (b) RULE FOR LAND AND WATER CONSERVATION  
22 FUND.—*For the purposes of section 7 of the Land and*  
23 *Water Conservation Fund Act of 1965 (16 U.S.C. 460l–9),*  
24 *the boundary of the Snoqualmie National Forest, as ad-*

1 *justed by subsection (a), shall be considered to be the bound-*  
2 *ary of the Forest as of January 1, 1965.*

3 *SEC. 342. Section 1770(d) of the Food Security Act*  
4 *of 1985 (7 U.S.C. 2276(d)) is amended by redesignating*  
5 *paragraph (10) as paragraph (11) and by inserting after*  
6 *paragraph (9) the following new paragraph:*

7 *“(10) section 3(e) of the Forest and Rangeland*  
8 *Renewable Resources Research Act of 1978 (16 U.S.C.*  
9 *1642(e));”.*

10 *SEC. 343. None of the funds appropriated or otherwise*  
11 *made available by this Act may be used to implement or*  
12 *enforce any provision in Presidential Executive Order*  
13 *13123 regarding the Federal Energy Management Program*  
14 *which circumvents or contradicts any statutes relevant to*  
15 *Federal energy use and the measurement thereof, including,*  
16 *but not limited to, the existing statutory mandate that life-*  
17 *cycle cost effective measures be undertaken at Federal facili-*  
18 *ties to save energy and reduce the operational expenditures*  
19 *of the Government.*

20 *SEC. 344. The Forest Service shall use appropriations*  
21 *or other funds available to the Service to—*

22 *(1) improve the control or eradication of the pine*  
23 *beetles in the Rocky Mountain region of the United*  
24 *States; and*

1           (2)(A) *conduct a study of the causes and effects*  
2           *of, and solutions for, the infestation of pine beetles in*  
3           *the Rocky Mountain region of the United States; and*  
4           (B) *submit to Congress a report on the results of*  
5           *the study, within 6 months of the date of enactment*  
6           *of this provision.*

7       SEC. 345. *None of the funds made available by this*  
8       *Act may be used for the physical relocation of grizzly bears*  
9       *into the Selway-Bitterroot Wilderness of Idaho and Mon-*  
10       *tana.*

11       SEC. 346. *SHAWNEE NATIONAL FOREST, ILLINOIS.*  
12       *None of the funds made available under this Act may be*  
13       *used to—*

14           (1) *develop a resource management plan for the*  
15           *Shawnee National Forest, Illinois; or*

16           (2) *make a sale of timber for commodity pur-*  
17           *poses produced on land in the Shawnee National For-*  
18           *est from which the expected cost of making the timber*  
19           *available for sale is greater than the expected revenue*  
20           *to the United States from the sale.*

21       SEC. 347. *YOUTH CONSERVATION CORPS AND RE-*  
22       *LATED PARTNERSHIPS. (a) Notwithstanding any other pro-*  
23       *vision of this Act, there shall be available for high priority*  
24       *projects which shall be carried out by the Youth Conserva-*  
25       *tion Corps as authorized by Public Law 91–378, or related*



1 *partnerships with non-Federal youth conservation corps or*  
2 *entities such as the Student Conservation Association,*  
3 *\$1,000,000 of the funds available to the Bureau of Land*  
4 *Management under this Act, in order to increase the num-*  
5 *ber of summer jobs available for youth, ages 15 through 22,*  
6 *on Federal lands.*

7       *(b) Within six months after the date of enactment of*  
8 *this Act, the Secretary of Agriculture and the Secretary of*  
9 *the Interior shall jointly submit a report to the House and*  
10 *Senate Committees on Appropriations and the Committee*  
11 *on Energy and Natural Resources of the Senate and the*  
12 *Committee on Resources of the House of Representatives*  
13 *that includes the following—*

14               *(1) the number of youth, ages 15 through 22, em-*  
15 *ployed during the summer of 1999, and the number*  
16 *estimated to be employed during the summer of 2000,*  
17 *through the Youth Conservation Corps, the Public*  
18 *Land Corps, or a related partnership with a State,*  
19 *local or nonprofit youth conservation corps or other*  
20 *entities such as the Student Conservation Association;*

21               *(2) a description of the different types of work*  
22 *accomplished by youth during the summer of 1999;*

23               *(3) identification of any problems that prevent*  
24 *or limit the use of the Youth Conservation Corps, the*

1       *Public Land Corps, or related partnerships to accom-*  
2       *plish projects described in subsection (a);*

3               *(4) recommendations to improve the use and ef-*  
4       *fectiveness of partnerships described in subsection (a);*  
5       *and*

6               *(5) an analysis of the maintenance backlog that*  
7       *identifies the types of projects that the Youth Con-*  
8       *servation Corps, the Public Land Corps, or related*  
9       *partnerships are qualified to complete.*

10       *SEC. 348. Each amount of budget authority for the fis-*  
11       *cal year ending September 30, 2000, provided in this Act*  
12       *for payments not required by law, is hereby reduced by 0.34*  
13       *percent: Provided, That such reductions shall be applied*  
14       *ratably to each account, program, activity, and project pro-*  
15       *vided for in this Act.*

16       *This Act may be cited as the “Department of the Inte-*  
17       *rior and Related Agencies Appropriations Act, 2000”.*

Attest:

*Secretary.*

106TH CONGRESS  
1ST SESSION

**H. R. 2466**

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**AMENDMENT**

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