

SEC. 207. TITLE TO NEWLY CONSTRUCTED FACILITIES.

(a) **NEW PROJECTS AND FACILITIES.**—All new projects or facilities constructed in accordance with this title shall remain under the jurisdiction and control of the non-Federal borrower subject to the terms of the repayment agreement.

(b) **EXISTING PROJECTS AND FACILITIES.**—Nothing in this title affects the title of—

(1) reclamation projects authorized prior to the date of enactment of this Act;

(2) works supplemental to existing reclamation projects; or

(3) works constructed to rehabilitate existing reclamation projects.

SEC. 208. WATER RIGHTS.

(a) **IN GENERAL.**—Nothing in this title pre-empt or affects State water law or an interstate compact governing water.

(b) **COMPLIANCE REQUIRED.**—The Secretary shall comply with State water laws in carrying out this title. Nothing in this title affects or pre-empt State water law or an interstate compact governing water.

SEC. 209. INTERAGENCY COORDINATION AND CO-OPERATION.

(a) **CONSULTATION.**—The Secretary shall consult with the Secretary of Agriculture before promulgating criteria with respect to financial appraisal functions and loan guarantee administration for activities carried out under this title.

(b) **MEMORANDUM OF AGREEMENT.**—The Secretary and the Secretary of Agriculture may enter into a memorandum of agreement providing for Department of Agriculture financial appraisal functions and loan guarantee administration for activities carried out under this title.

SEC. 210. RECORDS; AUDITS.

(a) **IN GENERAL.**—A recipient of a loan guarantee shall keep such records and other pertinent documents as the Secretary shall prescribe by regulation, including such records as the Secretary may require to facilitate an effective audit.

(b) **ACCESS.**—The Secretary and the Comptroller General of the United States, or their duly authorized representatives, shall have access, for the purpose of audit, to the records and other pertinent documents.

SEC. 211. FULL FAITH AND CREDIT.

The full faith and credit of the United States is pledged to the payment of all guarantees issued under this section with respect to principal and interest.

SEC. 212. AUTHORIZATION OF APPROPRIATIONS.

There are authorized to be appropriated such sums as are necessary to carry out this title, to remain available until expended.

The committee amendment in the nature of a substitute was agreed to.

The bill (S. 895), as amended, was read the third time and passed.

STAR-SPANGLED BANNER NATIONAL HISTORIC TRAIL ACT

The Senate proceeded to consider the bill (S. 958) to amend the National Trails System Act to designate the Star-Spangled Banner Trail in the State of Maryland and Virginia and the District of Columbia as a National Historic Trail, which had been reported from the Committee on Energy and Natural Resources, with amendments, as follows:

[Strike the parts shown in black brackets and insert the parts shown in italic.]

S. 958

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Star-Spangled Banner National Historic Trail Act”.

SEC. 2. AUTHORIZATION AND ADMINISTRATION OF TRAIL.

Section 5(a) of the National Trails System Act (16 U.S.C. 1244(a)) is amended by adding at the end the following:

“(25) STAR-SPANGLED BANNER NATIONAL HISTORIC TRAIL.—

“(A) **IN GENERAL.**—The Star-Spangled Banner National Historic Trail (referred to in this paragraph as the ‘trail’), an approximately 290-mile long trail extending from southern

“(A) **IN GENERAL.**—The Star-Spangled Banner National Historic Trail, a trail consisting of water and overland routes totaling approximately 290 miles extending from southern Maryland through the District of Columbia and Virginia, and north to Baltimore, Maryland, commemorating the Chesapeake Campaign of the War of 1812 (including the British invasion of Washington, District of Columbia, and its associated feints and the Battle of Baltimore in summer 1814), as generally depicted on the maps contained in the [draft] report entitled ‘Star-Spangled Banner National Historic Trail Feasibility Study and Environmental Impact Statement’, and dated March 2004.

“(B) **MAP.**—A map generally depicting the trail shall be maintained on file and available for public inspection in the appropriate offices of the National Park Service.

“(C) **ADMINISTRATION.**—Subject to subparagraph (E)(ii), the trail shall be administered by the Secretary of the Interior.

“(D) **LAND ACQUISITION.**—No land or interest in land outside the exterior boundaries of any federally administered area may be acquired by the United States for the trail except with the consent of the owner of the land or interest in land.

“(E) **PUBLIC PARTICIPATION.**—The Secretary of the Interior shall—

“(i) encourage communities, owners of land along the trail, and volunteer trail groups to participate in the planning, development, and maintenance of the trail; and

“(ii) consult with other affected land-owners and Federal, State, and local agencies in the administration of the trail.

“(F) **INTERPRETATION AND ASSISTANCE.**—Subject to the availability of appropriations, the Secretary of the Interior may provide to State and local governments and nonprofit organizations interpretive programs and services and, through Fort McHenry National Monument and Shrine, technical assistance, for use in carrying out preservation and development of, and education relating to the War of 1812 along, the trail.”.

The committee amendments were agreed to.

The bill (S. 958), as amended, was read the third time and passed, as follows:

S. 958

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ACADIA NATIONAL PARK IMPROVEMENT ACT OF 2005

The Senate proceeded to consider the bill (S. 1154) to extend the Acadia National Park Advisory Commission, to provide improved visitor services at the park, and for other purposes, which had been reported from the Committee on Energy and Natural Resources, with amendments, as follows:

[Strike the parts shown in black brackets and insert the parts shown in italic.]

S. 1154

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Acadia National Park Improvement Act of 2005”.

SEC. 2. EXTENSION OF ACADIA NATIONAL PARK ADVISORY COMMISSION.

Section 103(f) of Public Law 99-420 (16 U.S.C. 341 note) is amended by striking “20” and inserting “40”.

SEC. 3. INCREASE IN LAND ACQUISITION CEILING.

Section 106(a) of Public Law 99-420 (16 U.S.C. 341 note) is amended by striking “\$9,100,000” and inserting “\$28,000,000”.

SEC. 4. INTERMODAL TRANSPORTATION CENTER.

Title I of Public Law 99-420 (16 U.S.C. 341 note) is amended by adding at the end the following new section:

“SEC. 108. INTERMODAL TRANSPORTATION CENTER.

“(a) **IN GENERAL.**—The Secretary [shall] may provide assistance in the planning, construction, and operation of an intermodal transportation center located outside of the

boundary of the Park in the town of Trenton, Maine to improve the management, interpretation, and visitor enjoyment of the Park.

“(b) AGREEMENTS.—To carry out subsection (a), in administering the intermodal transportation center, the Secretary may enter into interagency agreements with other Federal agencies, and cooperative agreements, under appropriate terms and conditions, with State and local agencies, and nonprofit organizations—

“(1) to provide exhibits, interpretive services (including employing individuals to provide such services), and technical assistance;

“(2) to conduct activities that facilitate the dissemination of information relating to the Park and the Island Explorer transit system or any successor transit system;

“(3) to provide financial assistance for the construction of the intermodal transportation center in exchange for space in the center that is sufficient to interpret the Park; and

“(4) to assist with the operation and maintenance of the intermodal transportation center.

“(c) AUTHORIZATION OF APPROPRIATIONS.—

“(1) IN GENERAL.—There are authorized to be appropriated to the Secretary such sums as are necessary to carry out this section (including planning, design and construction of the intermodal transportation center).

“(2) OPERATIONS AND MAINTENANCE.—There are authorized to be appropriated such sums as are necessary to maintain and operate the intermodal transportation center.”.

The committee amendments were agreed to.

The bill (S. 1154), as amended, was read the third time and passed, as follows:

S. 1154

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

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“(1) to provide exhibits, interpretive services (including employing individuals to provide such services), and technical assistance;

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“(2) OPERATIONS AND MAINTENANCE.—There are authorized to be appropriated such sums as are necessary to maintain and operate the intermodal transportation center.”.

PUBLIC LANDS CORPS HEALTHY FORESTS RESTORATION ACT OF 2005

The Senate proceeded to consider the bill (S. 1238) to amend the Public Lands Corps Act of 1993 to provide for the conduct of projects that protect forests, and for other purposes, which had been reported from the Committee on Energy and Natural Resources, with amendments, as follows:

[Strike the parts shown in black brackets and insert the parts shown in italic.]

S. 1238

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Public Lands Corps Healthy Forests Restoration Act of 2005”.

SEC. 2. AMENDMENTS TO THE PUBLIC LANDS CORPS ACT OF 1993.

(a) DEFINITIONS.—Section 203 of the Public Lands Corps Act of 1993 (16 U.S.C. 1722) is amended—

(1) by redesignating paragraphs (8), (9), (10), and (11) as paragraphs (9), (10), (11), and (13), respectively;

(2) by inserting after paragraph (7) the following:

“(8) PRIORITY PROJECT.—The term ‘priority project’ means an appropriate conservation project conducted on eligible service lands to further 1 or more of the purposes of the Healthy Forests Restoration Act of 2003 (16 U.S.C. 6501 et seq.), as follows:

“(A) To reduce wildfire risk to a community, municipal water supply, or other at-risk Federal land.

“(B) To protect a watershed or address a threat to forest and rangeland health, including catastrophic wildfire.

“(C) To address the impact of insect or disease infestations or other damaging agents on forest and rangeland health.

“(D) To protect, restore, or enhance forest ecosystem components to—

“(i) promote the recovery of threatened or endangered species;

“(ii) improve biological diversity; or

“(iii) enhance productivity and carbon sequestration.”; and

(3) by inserting after paragraph (11) (as redesignated by paragraph (1)) the following:

“(12) SECRETARY.—The term ‘Secretary’ means—

“(A) with respect to National Forest System land, the Secretary of Agriculture; and

“(B) with respect to Indian lands, Hawaiian home lands, or land administered by the Department of the Interior, the Secretary of the Interior.”.

(b) QUALIFIED YOUTH OR CONSERVATION CORPS.—Section 204(c) of the Public Lands

Corps Act of 1993 (16 U.S.C. 1723(c)) is amended—

(1) by striking “The Secretary of the Interior and the Secretary of Agriculture are” and inserting the following:

“(1) IN GENERAL.—The Secretary is”; and

(2) by adding at the end the following:

“(2) PREFERENCE.—

“(A) IN GENERAL.—For purposes of entering into contracts and cooperative agreements under paragraph (1), the Secretary may give preference to qualified youth or conservation corps located in a specific area that have a substantial portion of members who are economically, physically, or educationally disadvantaged to carry out projects within the area.

“(B) PRIORITY PROJECTS.—In carrying out priority projects in a specific area, the Secretary shall, to the maximum extent practicable, give preference to qualified youth or conservation corps located in that specific area that have a substantial portion of members who are economically, physically, or educationally disadvantaged.”.

(c) CONSERVATION PROJECTS.—Section 204(d) of the Public Lands Corps Act of 1993 (16 U.S.C. 1723(d)) is amended—

(1) in the first sentence—

(A) by striking “The Secretary of the Interior and the Secretary of Agriculture may each” and inserting the following:

“(1) IN GENERAL.—The Secretary may”; and

(B) by striking “such Secretary” and inserting “the Secretary”;

(2) in the second sentence, by striking “Appropriate conservation” and inserting the following:

“(2) PROJECTS ON INDIAN LANDS.—Appropriate conservation”; and

(3) by striking the third sentence and inserting the following:

“(3) DISASTER PREVENTION OR RELIEF PROJECTS.—The Secretary may authorize appropriate conservation projects and other appropriate projects to be carried out on Federal, State, local, or private land as part of a Federal disaster prevention or relief effort.”.

(d) CONSERVATION CENTERS AND PROGRAM SUPPORT.—Section 205 of the Public Lands Corps Act of 1993 (16 U.S.C. 1724) is amended—

(1) by striking the heading and inserting the following:

“SEC. 205. CONSERVATION CENTERS AND PROGRAM SUPPORT.”;

(2) by striking subsection (a) and inserting the following:

“(a) ESTABLISHMENT AND USE.—

“(1) IN GENERAL.—The Secretary may establish and use conservation centers owned and operated by the Secretary for—

“(A) use by the Public Lands Corps; and

“(B) the conduct of appropriate conservation projects under this title.

“(2) ASSISTANCE FOR CONSERVATION CENTERS.—The Secretary may provide to a conservation center established under paragraph (1) any services, facilities, equipment, and supplies that the Secretary determines to be necessary for the conservation center.

“(3) STANDARDS FOR CONSERVATION CENTERS.—The Secretary shall—

“(A) establish basic standards of health, nutrition, sanitation, and safety for all conservation centers established under paragraph (1); and

“(B) ensure that the standards established under subparagraph (A) are enforced.

“(4) MANAGEMENT.—As the Secretary determines to be appropriate, the Secretary may enter into a contract or other appropriate arrangement with a State or local government agency or private organization to provide for the management of a conservation center.”; and

(3) by adding at the end the following: