

112TH CONGRESS
2^D SESSION

H. R. 4408

To amend the Sikes Act to promote the use of cooperative agreements under such Act for land management related to Department of Defense installations and to amend title 10, United States Code, to facilitate interagency cooperation in conservation programs.

IN THE HOUSE OF REPRESENTATIVES

APRIL 19, 2012

Ms. BORDALLO introduced the following bill; which was referred to the Committee on Armed Services, and in addition to the Committee on Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend the Sikes Act to promote the use of cooperative agreements under such Act for land management related to Department of Defense installations and to amend title 10, United States Code, to facilitate interagency cooperation in conservation programs.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. COOPERATIVE AGREEMENTS UNDER SIKES**
2 **ACT FOR LAND MANAGEMENT RELATED TO**
3 **DEPARTMENT OF DEFENSE INSTALLATIONS.**

4 (a) **MULTIYEAR AGREEMENTS TO FUND ENDOW-**
5 **MENT.**—Subsection (b) of section 103A of the Sikes Act
6 (16 U.S.C. 670c–1) is amended—

7 (1) by inserting “(1)” before “Funds”; and

8 (2) by adding at the end the following new
9 paragraph:

10 “(2) In the case of a cooperative agreement described
11 in subsection (a)(2), funds appropriated to the Depart-
12 ment of Defense for a fiscal year may be obligated to cover
13 the cost of funding an endowment for the costs of natural
14 resource maintenance and improvement activities provided
15 for under the agreement.”.

16 (b) **AVAILABILITY OF FUNDS AND RELATION TO**
17 **OTHER LAWS.**—Subsection (c) of such section is amended
18 to read as follows:

19 “(c) **AVAILABILITY OF FUNDS AND RELATION TO**
20 **OTHER LAWS.**—(1) Cooperative agreements and inter-
21 agency agreements entered into under this section shall
22 be subject to the availability of funds.

23 “(2) Notwithstanding chapter 63 of title 31, United
24 States Code, a cooperative agreement under this section
25 may be used to acquire property or services for the direct
26 benefit or use of the United States Government.”.

1 **SEC. 2. FACILITATION OF INTERAGENCY COOPERATION IN**
2 **CONSERVATION PROGRAMS OF THE DEPART-**
3 **MENTS OF DEFENSE, AGRICULTURE, INTE-**
4 **RIOR, AND COMMERCE.**

5 Section 2684a of title 10, United States Code, is
6 amended—

7 (1) by redesignating subsection (i) as subsection
8 (j); and

9 (2) by inserting after subsection (h) the fol-
10 lowing new subsection (i):

11 “(i) **FACILITATION OF INTERAGENCY COOPERATION**
12 **IN CONSERVATION PROGRAMS.**—In order to facilitate
13 interagency cooperation and enhance the effectiveness of
14 actions that will protect both the environment and military
15 readiness, and notwithstanding any other provision of law
16 relating to matching funds or cost-sharing requirements,
17 the recipient of funds provided by the Secretary of Defense
18 or the Secretary of a military department pursuant an
19 agreement under this section or under the Sikes Act (16
20 U.S.C. 670 et seq.) may, with regard to the lands and
21 waters within the scope of the agreement, use such funds
22 to satisfy any matching funds or cost-sharing requirement
23 of any conservation program of the Department of Agri-
24 culture, the Department of Commerce, or the Department
25 of the Interior.”.