

113TH CONGRESS
2D SESSION

H. R. 5220

To amend the Land and Water Conservation Fund to limit the use of funds available from the Land and Water Conservation Fund Act of 1965 to use for maintenance.

IN THE HOUSE OF REPRESENTATIVES

JULY 28, 2014

Mr. GRAVES of Missouri introduced the following bill; which was referred to the Committee on Natural Resources, and in addition to the Committee on Agriculture, 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 Land and Water Conservation Fund to limit the use of funds available from the Land and Water Conservation Fund Act of 1965 to use for maintenance.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “No More Land Act”.

5 **SEC. 2. LIMITATION ON USE OF FUNDS FROM LAND AND**
6 **WATER CONSERVATION FUND.**

7 The Land and Water Conservation Fund Act of 1965
8 is amended—

1 (1) in section 1(b)(2) (16 U.S.C. 4601–4(b)(2))
2 by striking “acquisition and development” and in-
3 serting “maintenance”;

4 (2) in section 5 (16 U.S.C. 4601–7) in the last
5 sentence, in the text preceding paragraph (1), by
6 striking “acquisition” and inserting “maintenance”;

7 (3) in section 7(a) (16 U.S.C. 4601–9(a))—

8 (A) in the matter preceding paragraph (1)
9 by inserting “for maintenance” after “otherwise
10 allotted”;

11 (B) in paragraph (1)—

12 (i) in the matter preceding the first
13 undesignated paragraph by striking “For
14 the acquisition” and inserting “For the
15 maintenance”;

16 (ii) by amending the second undesign-
17 ated paragraph to read as follows:

18 “NATIONAL FOREST SYSTEM.—Wilderness
19 areas of the National Forest System, and other
20 areas of national forests that are primarily of value
21 for outdoor recreation.”.

22 (iii) by amending the third undesign-
23 ated paragraph to read as follows:

24 “NATIONAL WILDLIFE REFUGE SYSTEM.—Fed-
25 eral lands that are acquired for endangered species

1 and threatened species under section 5(a) of the En-
2 dangered Species Act of 1973; areas acquired under
3 section 2 of the Act of September 28, 1962 (16
4 U.S.C. 460k-1); national wildlife refuge areas ac-
5 quired under section 7(a)(5) of the Fish and Wildlife
6 Act of 1956 (16 U.S.C. 742f(a)(4)), and wetlands
7 acquired under section 304 of the Emergency Wet-
8 lands Resources Act of 1986; and any areas ac-
9 quired for the National Wildlife Refuge System by
10 specific Acts.”; and

11 (C) by striking paragraph (3);

12 (4) in subsection (b) of section 7 (16 U.S.C.
13 460l-9(b)) by striking “unless” and all that follows
14 through the end of the subsection and inserting a
15 period;

16 (5) by striking subsection (c) of section 7 (16
17 U.S.C. 460l-9(c)); and

18 (6) by striking sections 9 and 10 (16 U.S.C.
19 460l-10a and 460l-10b).

20 **SEC. 3. REQUIREMENT TO REDUCE BACKLOGGED MAINTENANCE.**
21

22 The head of each covered landholding agency shall—

23 (1) by not later than the end of the 5-fiscal-
24 year period beginning on the date of the enactment
25 of this Act, reduce by at least 20 percent the dollar

1 value of backlogged maintenance that exists on the
2 date of the enactment of this Act with respect to
3 lands under the administrative jurisdiction of the
4 agency; and

5 (2) by not later than the end of each 5-fiscal-
6 year period thereafter, reduce the dollar value of
7 backlogged maintenance that exists on the first day
8 of that period with respect to lands under the ad-
9 ministrative jurisdiction of the agency, by an amount
10 that is equal to or greater than the sum of—

11 (A) 20 percent of the dollar value of back-
12 logged maintenance that exists on the date of
13 the enactment of this Act with respect to such
14 lands;

15 (B) the amount of any reduction in back-
16 logged maintenance previously required under
17 this section that has not been carried out; and

18 (C) any additional backlogged maintenance
19 that arose on or after the date of the enactment
20 of this Act and that has not been carried out.

21 **SEC. 4. REPORTS ON REDUCTION OF BACKLOGGED MAIN-**
22 **TENANCE.**

23 (a) **IN GENERAL.**—The head of each covered land-
24 holding agency shall publish and submit reports to the
25 Congress that—

1 (1) document the progress made by the agency
2 in reducing backlogged maintenance with respect to
3 lands under the administrative jurisdiction of the
4 agency, including a statement of—

5 (A) the dollar value of the reduction in
6 backlogged maintenance that has been achieved
7 by the agency in the 5-fiscal-year period covered
8 by the report;

9 (B) whether or not the agency, in the 5-
10 fiscal-year period covered by the report, has
11 achieved the reduction in backlogged mainte-
12 nance required to be achieved by the agency
13 under section 3 for that period; and

14 (C) the amount (if any) by which the dol-
15 lar value stated in subparagraph (A) is less
16 than the amount of reduction in backlogged
17 maintenance that is required to be achieved by
18 the agency under section 3;

19 (2) include a prioritized list of construction, de-
20 ferred maintenance, and regular maintenance
21 projects the agency must carry out in order to
22 achieve reductions in backlogged maintenance re-
23 quired under section 3; and

24 (3) include a plan for carrying out such projects
25 over the next 5 fiscal years.

1 (b) TIMING OF REPORTS.—The head of a covered
2 landholding agency—

3 (1) shall publish and submit the first report
4 under this section by not later than 30 days after
5 the end of the first 5-fiscal-year period beginning
6 after the date of the enactment of this Act; and

7 (2) shall publish and submit subsequent reports
8 under this section by not later than 30 days after
9 the end of each subsequent 5-fiscal-year period
10 thereafter until all backlogged maintenance has been
11 completed with respect to lands under the adminis-
12 trative jurisdiction of the agency.

13 (c) FINAL REPORT.—Not later than December 31 of
14 the year in which all backlogged maintenance has been
15 completed with respect to lands under the administrative
16 jurisdiction of a covered landholding agency, the head of
17 the agency shall submit to the Congress a final report
18 that, in detail—

19 (1) prioritizes lands that are owned by the Fed-
20 eral Government and under the administrative juris-
21 diction of the agency, based on the success of pro-
22 grams of the agency that relate to such lands;

23 (2) describes a system of regular maintenance
24 that is required with respect to such lands; and

1 (3) includes a prioritized list of capital improve-
2 ment projects for such lands.

3 **SEC. 5. PRIORITIZATION OF LANDS.**

4 Not later than 4 years after the date of the enact-
5 ment of this Act, the head of each covered landholding
6 agency shall submit to the Congress a report that
7 prioritizes lands that are owned by the Federal Govern-
8 ment and under the administrative jurisdiction of the
9 agency, from highest to lowest priority in the order of their
10 importance to the success of programs carried out by the
11 agency.

12 **SEC. 6. DEFINITIONS.**

13 In this Act:

14 (1) **BACKLOGGED MAINTENANCE.**—The term
15 “backlogged maintenance”—

16 (A) means the total dollar value of regular
17 maintenance, deferred maintenance, and capital
18 improvement to be carried out with respect to
19 lands under the administrative jurisdiction of a
20 covered landholding agency that has not been
21 completed; and

22 (B) is deemed to be, on the date of the en-
23 actment of this Act—

1 (i) \$600,000,000 with respect to lands
2 under the administrative jurisdiction of the
3 Bureau of Land Management;

4 (ii) \$2,300,000,000 with respect to
5 lands under the administrative jurisdiction
6 of the United States Fish and Wildlife
7 Service;

8 (iii) \$314,000,000 with respect to
9 lands under the administrative jurisdiction
10 of the Forest Service; and

11 (iv) \$11,500,000,000 with respect to
12 lands under the administrative jurisdiction
13 of the National Park Service.

14 (2) COVERED LANDHOLDING AGENCY.—The
15 term “covered landholding agency” means each of—

16 (A) the Bureau of Land Management;

17 (B) the United States Fish and Wildlife
18 Service;

19 (C) the Forest Service; and

20 (D) the National Park Service.

21 (3) MAINTENANCE.—The term “maintenance”
22 means the upkeep of real property, including capital
23 improvement and development.

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