

106TH CONGRESS
1ST SESSION

H. R. 3423

Making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2000, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 17, 1999

Mr. YOUNG of Florida introduced the following bill; which was referred to the Committee on Appropriations

A BILL

Making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2000, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 Department of the Interior and related agencies for the
6 fiscal year ending September 30, 2000, and for other pur-
7 poses, namely:

1 TITLE I—DEPARTMENT OF THE INTERIOR

2 BUREAU OF LAND MANAGEMENT

3 MANAGEMENT OF LANDS AND RESOURCES

4 For expenses necessary for protection, use, improve-
5 ment, development, disposal, cadastral surveying, classi-
6 fication, acquisition of easements and other interests in
7 lands, and performance of other functions, including main-
8 tenance of facilities, as authorized by law, in the manage-
9 ment of lands and their resources under the jurisdiction
10 of the Bureau of Land Management, including the general
11 administration of the Bureau, and assessment of mineral
12 potential of public lands pursuant to Public Law 96–487
13 (16 U.S.C. 3150(a)), \$646,218,000, to remain available
14 until expended, of which \$2,147,000 shall be available for
15 assessment of the mineral potential of public lands in
16 Alaska pursuant to section 1010 of Public Law 96–487
17 (16 U.S.C. 3150); and of which not to exceed \$1,000,000
18 shall be derived from the special receipt account estab-
19 lished by the Land and Water Conservation Act of 1965,
20 as amended (16 U.S.C. 460l–6a(i)); and of which
21 \$2,500,000 shall be available in fiscal year 2000 subject
22 to a match by at least an equal amount by the National
23 Fish and Wildlife Foundation, to such Foundation for
24 cost-shared projects supporting conservation of Bureau
25 lands and such funds shall be advanced to the Foundation

1 as a lump sum grant without regard to when expenses are
2 incurred; in addition, \$33,529,000 for Mining Law Ad-
3 ministration program operations, including the cost of ad-
4 ministering the mining claim fee program; to remain avail-
5 able until expended, to be reduced by amounts collected
6 by the Bureau and credited to this appropriation from an-
7 nual mining claim fees so as to result in a final appropria-
8 tion estimated at not more than \$646,218,000, and
9 \$2,000,000, to remain available until expended, from com-
10 munication site rental fees established by the Bureau for
11 the cost of administering communication site activities,
12 and of which \$2,500,000, to remain available until ex-
13 pended, is for coalbed methane Applications for Permits
14 to Drill in the Powder River Basin: *Provided*, That unless
15 there is a written agreement in place between the coal
16 mining operator and a gas producer, the funds available
17 herein shall not be used to process or approve coalbed
18 methane Applications for Permits to Drill for well sites
19 that are located within an area, which as of the date of
20 the coalbed methane Application for Permit to Drill, are
21 covered by: (1) a coal lease; (2) a coal mining permit; or
22 (3) an application for a coal mining lease: *Provided fur-*
23 *ther*, That appropriations herein made shall not be avail-
24 able for the destruction of healthy, unadopted, wild horses
25 and burros in the care of the Bureau or its contractors.

WILDLAND FIRE MANAGEMENT

1
2 For necessary expenses for fire preparedness, sup-
3 pression operations, emergency rehabilitation and haz-
4 ardous fuels reduction by the Department of the Interior,
5 \$292,282,000, to remain available until expended, of
6 which not to exceed \$9,300,000 shall be for the renovation
7 or construction of fire facilities: *Provided*, That such funds
8 are also available for repayment of advances to other ap-
9 propriation accounts from which funds were previously
10 transferred for such purposes: *Provided further*, That un-
11 obligated balances of amounts previously appropriated to
12 the “Fire Protection” and “Emergency Department of the
13 Interior Firefighting Fund” may be transferred and
14 merged with this appropriation: *Provided further*, That
15 persons hired pursuant to 43 U.S.C. 1469 may be fur-
16 nished subsistence and lodging without cost from funds
17 available from this appropriation: *Provided further*, That
18 notwithstanding 42 U.S.C. 1856d, sums received by a bu-
19 reau or office of the Department of the Interior for fire
20 protection rendered pursuant to 42 U.S.C. 1856 et seq.,
21 protection of United States property, may be credited to
22 the appropriation from which funds were expended to pro-
23 vide that protection, and are available without fiscal year
24 limitation: *Provided further*, That not more than \$58,000
25 shall be available to the Bureau of Land Management to

1 reimburse Trinity County for expenses incurred as part
2 of the July 2, 1999 Lowden Fire.

3 CENTRAL HAZARDOUS MATERIALS FUND

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

23 CONSTRUCTION

24 For construction of buildings, recreation facilities,
25 roads, trails, and appurtenant facilities, \$11,425,000, to
26 remain available until expended.

1 PAYMENTS IN LIEU OF TAXES

2 For expenses necessary to implement the Act of Octo-
3 ber 20, 1976, as amended (31 U.S.C. 6901–6907),
4 \$135,000,000, of which not to exceed \$400,000 shall be
5 available for administrative expenses: *Provided*, That no
6 payment shall be made to otherwise eligible units of local
7 government if the computed amount of the payment is less
8 than \$100.

9 LAND ACQUISITION

10 For expenses necessary to carry out sections 205,
11 206, and 318(d) of Public Law 94–579, including admin-
12 istrative expenses and acquisition of lands or waters, or
13 interests therein, \$15,500,000, to be derived from the
14 Land and Water Conservation Fund, to remain available
15 until expended.

16 OREGON AND CALIFORNIA GRANT LANDS

17 For expenses necessary for management, protection,
18 and development of resources and for construction, oper-
19 ation, and maintenance of access roads, reforestation, and
20 other improvements on the revested Oregon and California
21 Railroad grant lands, on other Federal lands in the Or-
22 egon and California land-grant counties of Oregon, and
23 on adjacent rights-of-way; and acquisition of lands or in-
24 terests therein including existing connecting roads on or
25 adjacent to such grant lands; \$99,225,000, to remain
26 available until expended: *Provided*, That 25 percent of the

1 aggregate of all receipts during the current fiscal year
2 from the revested Oregon and California Railroad grant
3 lands is hereby made a charge against the Oregon and
4 California land-grant fund and shall be transferred to the
5 general fund in the Treasury in accordance with the sec-
6 ond paragraph of subsection (b) of title II of the Act of
7 August 28, 1937 (50 Stat. 876).

8 FOREST ECOSYSTEMS HEALTH AND RECOVERY FUND
9 (REVOLVING FUND, SPECIAL ACCOUNT)

10 In addition to the purposes authorized in Public Law
11 102–381, funds made available in the Forest Ecosystem
12 Health and Recovery Fund can be used for the purpose
13 of planning, preparing, and monitoring salvage timber
14 sales and forest ecosystem health and recovery activities
15 such as release from competing vegetation and density
16 control treatments. The Federal share of receipts (defined
17 as the portion of salvage timber receipts not paid to the
18 counties under 43 U.S.C. 1181f and 43 U.S.C. 1181f–
19 1 et seq., and Public Law 103–66) derived from treat-
20 ments funded by this account shall be deposited into the
21 Forest Ecosystem Health and Recovery Fund.

22 RANGE IMPROVEMENTS

23 For rehabilitation, protection, and acquisition of
24 lands and interests therein, and improvement of Federal
25 rangelands pursuant to section 401 of the Federal Land
26 Policy and Management Act of 1976 (43 U.S.C. 1701),

1 notwithstanding any other Act, sums equal to 50 percent
2 of all moneys received during the prior fiscal year under
3 sections 3 and 15 of the Taylor Grazing Act (43 U.S.C.
4 315 et seq.) and the amount designated for range improve-
5 ments from grazing fees and mineral leasing receipts from
6 Bankhead-Jones lands transferred to the Department of
7 the Interior pursuant to law, but not less than
8 \$10,000,000, to remain available until expended: *Pro-*
9 *vided*, That not to exceed \$600,000 shall be available for
10 administrative expenses.

11 SERVICE CHARGES, DEPOSITS, AND FORFEITURES

12 For administrative expenses and other costs related
13 to processing application documents and other authoriza-
14 tions for use and disposal of public lands and resources,
15 for costs of providing copies of official public land docu-
16 ments, for monitoring construction, operation, and termi-
17 nation of facilities in conjunction with use authorizations,
18 and for rehabilitation of damaged property, such amounts
19 as may be collected under Public Law 94-579, as amend-
20 ed, and Public Law 93-153, to remain available until ex-
21 pended: *Provided*, That notwithstanding any provision to
22 the contrary of section 305(a) of Public Law 94-579 (43
23 U.S.C. 1735(a)), any moneys that have been or will be
24 received pursuant to that section, whether as a result of
25 forfeiture, compromise, or settlement, if not appropriate
26 for refund pursuant to section 305(c) of that Act (43

1 U.S.C. 1735(c)), shall be available and may be expended
2 under the authority of this Act by the Secretary to im-
3 prove, protect, or rehabilitate any public lands adminis-
4 tered through the Bureau of Land Management which
5 have been damaged by the action of a resource developer,
6 purchaser, permittee, or any unauthorized person, without
7 regard to whether all moneys collected from each such ac-
8 tion are used on the exact lands damaged which led to
9 the action: *Provided further*, That any such moneys that
10 are in excess of amounts needed to repair damage to the
11 exact land for which funds were collected may be used to
12 repair other damaged public lands.

13 MISCELLANEOUS TRUST FUNDS

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

22 ADMINISTRATIVE PROVISIONS

23 Appropriations for the Bureau of Land Management
24 shall be available for purchase, erection, and dismantle-
25 ment of temporary structures, and alteration and mainte-
26 nance of necessary buildings and appurtenant facilities to

1 which the United States has title; up to \$100,000 for pay-
2 ments, at the discretion of the Secretary, for information
3 or evidence concerning violations of laws administered by
4 the Bureau; miscellaneous and emergency expenses of en-
5 forcement activities authorized or approved by the Sec-
6 retary and to be accounted for solely on his certificate,
7 not to exceed \$10,000: *Provided*, That notwithstanding 44
8 U.S.C. 501, the Bureau may, under cooperative cost-shar-
9 ing and partnership arrangements authorized by law, pro-
10 cure printing services from cooperators in connection with
11 jointly produced publications for which the cooperators
12 share the cost of printing either in cash or in services,
13 and the Bureau determines the cooperator is capable of
14 meeting accepted quality standards.

15 UNITED STATES FISH AND WILDLIFE SERVICE

16 RESOURCE MANAGEMENT

17 For necessary expenses of the United States Fish and
18 Wildlife Service, for scientific and economic studies, con-
19 servation, management, investigations, protection, and
20 utilization of fishery and wildlife resources, except whales,
21 seals, and sea lions, maintenance of the herd of long-
22 horned cattle on the Wichita Mountains Wildlife Refuge,
23 general administration, and for the performance of other
24 authorized functions related to such resources by direct
25 expenditure, contracts, grants, cooperative agreements

1 and reimbursable agreements with public and private enti-
2 ties, \$716,046,000, to remain available until September
3 30, 2001, except as otherwise provided herein, of which
4 \$11,701,000 shall remain available until expended for op-
5 eration and maintenance of fishery mitigation facilities
6 constructed by the Corps of Engineers under the Lower
7 Snake River Compensation Plan, authorized by the Water
8 Resources Development Act of 1976, to compensate for
9 loss of fishery resources from water development projects
10 on the Lower Snake River, and of which not less than
11 \$2,000,000 shall be provided to local governments in
12 southern California for planning associated with the Nat-
13 ural Communities Conservation Planning (NCCP) pro-
14 gram and shall remain available until expended: *Provided*,
15 That not less than \$1,000,000 for high priority projects
16 which shall be carried out by the Youth Conservation
17 Corps as authorized by the Act of August 13, 1970, as
18 amended: *Provided further*, That not to exceed \$6,232,000
19 shall be used for implementing subsections (a), (b), (c),
20 and (e) of section 4 of the Endangered Species Act, as
21 amended, for species that are indigenous to the United
22 States (except for processing petitions, developing and
23 issuing proposed and final regulations, and taking any
24 other steps to implement actions described in subsection
25 (c)(2)(A), (c)(2)(B)(i), or (c)(2)(B)(ii): *Provided further*,

1 That of the amount available for law enforcement, up to
2 \$400,000 to remain available until expended, may at the
3 discretion of the Secretary, be used for payment for infor-
4 mation, rewards, or evidence concerning violations of laws
5 administered by the Service, and miscellaneous and emer-
6 gency expenses of enforcement activity, authorized or ap-
7 proved by the Secretary and to be accounted for solely on
8 his certificate: *Provided further*, That of the amount pro-
9 vided for environmental contaminants, up to \$1,000,000
10 may remain available until expended for contaminant sam-
11 ple analyses: *Provided further*, That hereafter, all fines col-
12 lected by the United States Fish and Wildlife Service for
13 violations of the Marine Mammal Protection Act (16
14 U.S.C. 1362–1407) and implementing regulations shall be
15 available to the Secretary, without further appropriation,
16 to be used for the expenses of the United States Fish and
17 Wildlife Service in administering activities for the protec-
18 tion and recovery of manatees, polar bears, sea otters, and
19 walruses, and shall remain available until expended: *Pro-*
20 *vided further*, That, notwithstanding any other provision
21 of law, in fiscal year 1999 and thereafter, sums provided
22 by private entities for activities pursuant to reimbursable
23 agreements shall be credited to the “Resource Manage-
24 ment” account and shall remain available until expended:
25 *Provided further*, That, heretofore and hereafter, in car-

1 rying out work under reimbursable agreements with any
2 State, local, or tribal government, the United States Fish
3 and Wildlife Service may, without regard to 31 U.S.C.
4 1341 and notwithstanding any other provision of law or
5 regulation, record obligations against accounts receivable
6 from such entities, and shall credit amounts received from
7 such entities to this appropriation, such credit to occur
8 within 90 days of the date of the original request by the
9 Service for payment: *Provided further*, That all funds re-
10 ceived by the United States Fish and Wildlife Service from
11 responsible parties, heretofore and hereafter, for site-spe-
12 cific damages to National Wildlife Refuge System lands
13 resulting from the exercise of privately-owned oil and gas
14 rights associated with such lands in the States of Lou-
15 isiana and Texas (other than damages recoverable under
16 the Comprehensive Environmental Response, Compensa-
17 tion and Liability Act (26 U.S.C. 4611 et seq.), the Oil
18 Pollution Act (33 U.S.C. 1301 et seq.), or section 311 of
19 the Clean Water Act (33 U.S.C. 1321 et seq.)), shall be
20 available to the Secretary, without further appropriation
21 and until expended to: (1) complete damage assessments
22 of the impacted site by the Secretary; (2) mitigate or re-
23 store the damaged resources; and (3) monitor and study
24 the recovery of such damaged resources.

1 CONSTRUCTION

2 For construction and acquisition of buildings and
3 other facilities required in the conservation, management,
4 investigation, protection, and utilization of fishery and
5 wildlife resources, and the acquisition of lands and inter-
6 ests therein; \$54,583,000, to remain available until ex-
7 pended: *Provided*, That notwithstanding any other provi-
8 sion of law, a single procurement for the construction of
9 facilities at the Alaska Maritime National Wildlife Refuge
10 may be issued which includes the full scope of the project:
11 *Provided further*, That the solicitation and the contract
12 shall contain the clauses “availability of funds” found at
13 48 CFR 52.232.18.

14 LAND ACQUISITION

15 For expenses necessary to carry out the Land and
16 Water Conservation Fund Act of 1965, as amended (16
17 U.S.C. 4601–4 through 11), including administrative ex-
18 penses, and for acquisition of land or waters, or interest
19 therein, in accordance with statutory authority applicable
20 to the United States Fish and Wildlife Service,
21 \$50,513,000, to be derived from the Land and Water Con-
22 servation Fund and to remain available until expended.

23 COOPERATIVE ENDANGERED SPECIES CONSERVATION

24 FUND

25 For expenses necessary to carry out the provisions
26 of the Endangered Species Act of 1973 (16 U.S.C. 1531–

1 1543), as amended, \$23,000,000, to be derived from the
2 Cooperative Endangered Species Conservation Fund, and
3 to remain available until expended.

4 NATIONAL WILDLIFE REFUGE FUND

5 For expenses necessary to implement the Act of Octo-
6 ber 17, 1978 (16 U.S.C. 715s), \$10,779,000.

7 NORTH AMERICAN WETLANDS CONSERVATION FUND

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

12 WILDLIFE CONSERVATION AND APPRECIATION FUND

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

16 MULTINATIONAL SPECIES CONSERVATION FUND

17 For expenses necessary to carry out the African Ele-
18 phant Conservation Act (16 U.S.C. 4201–4203, 4211–
19 4213, 4221–4225, 4241–4245, and 1538), the Asian Ele-
20 phant Conservation Act of 1997 (Public Law 105–96; 16
21 U.S.C. 4261–4266), and the Rhinoceros and Tiger Con-
22 servation Act of 1994 (16 U.S.C. 5301–5306),
23 \$2,400,000, to remain available until expended: *Provided*,
24 That funds made available under this Act, Public Law
25 105–277, and Public Law 105–83 for rhinoceros, tiger,
26 and Asian elephant conservation programs are exempt

1 from any sanctions imposed against any country under
2 section 102 of the Arms Export Control Act (22 U.S.C.
3 2799aa-1).

4 COMMERCIAL SALMON FISHERY CAPACITY REDUCTION

5 For the Federal share of a capacity reduction pro-
6 gram to repurchase Washington State Fraser River Sock-
7 eye commercial fishery licenses consistent with the imple-
8 mentation of the “June 30, 1999, Agreement of the
9 United States and Canada on the Treaty Between the
10 Government of the United States and the Government of
11 Canada Concerning Pacific Salmon, 1985”, \$5,000,000,
12 to remain available until expended, and to be provided in
13 the form of a grant directly to the State of Washington
14 Department of Fish and Wildlife.

15 ADMINISTRATIVE PROVISIONS

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

1 jurisdiction of the Service and to which the United States
2 has title, and which are used pursuant to law in connection
3 with management and investigation of fish and wildlife re-
4 sources: *Provided*, That notwithstanding 44 U.S.C. 501,
5 the Service may, under cooperative cost sharing and part-
6 nership arrangements authorized by law, procure printing
7 services from cooperators in connection with jointly pro-
8 duced publications for which the cooperators share at least
9 one-half the cost of printing either in cash or services and
10 the Service determines the cooperator is capable of meet-
11 ing accepted quality standards: *Provided further*, That the
12 Service may accept donated aircraft as replacements for
13 existing aircraft: *Provided further*, That notwithstanding
14 any other provision of law, the Secretary of the Interior
15 may not spend any of the funds appropriated in this Act
16 for the purchase of lands or interests in lands to be used
17 in the establishment of any new unit of the National Wild-
18 life Refuge System unless the purchase is approved in ad-
19 vance by the House and Senate Committees on Appropria-
20 tions in compliance with the reprogramming procedures
21 contained in Senate Report 105-56.

22 NATIONAL PARK SERVICE

23 OPERATION OF THE NATIONAL PARK SYSTEM

24 For expenses necessary for the management, oper-
25 ation, and maintenance of areas and facilities adminis-

1 tered by the National Park Service (including special road
2 maintenance service to trucking permittees on a reimburs-
3 able basis), and for the general administration of the Na-
4 tional Park Service, including not less than \$1,000,000
5 for high priority projects within the scope of the approved
6 budget which shall be carried out by the Youth Conserva-
7 tion Corps as authorized by 16 U.S.C. 1706,
8 \$1,365,059,000, of which \$8,800,000 is for research,
9 planning and interagency coordination in support of land
10 acquisition for Everglades restoration shall remain avail-
11 able until expended, and of which not to exceed
12 \$8,000,000, to remain available until expended, is to be
13 derived from the special fee account established pursuant
14 to title V, section 5201 of Public Law 100–203.

15 NATIONAL RECREATION AND PRESERVATION

16 For expenses necessary to carry out recreation pro-
17 grams, natural programs, cultural programs, heritage
18 partnership programs, environmental compliance and re-
19 view, international park affairs, statutory or contractual
20 aid for other activities, and grant administration, not oth-
21 erwise provided for, \$53,899,000, of which \$2,000,000
22 shall be available to carry out the Urban Park and Recre-
23 ation Recovery Act of 1978 (16 U.S.C. 2501 et seq.), and
24 of which \$866,000 shall be available until expended for
25 the Oklahoma City National Memorial Trust, notwith-
26 standing 7(1) of Public Law 105–58: *Provided*, That not-

1 withstanding any other provision of law, the National
2 Park Service may hereafter recover all fees derived from
3 providing necessary review services associated with his-
4 toric preservation tax certification, and such funds shall
5 be available until expended without further appropriation
6 for the costs of such review services: *Provided further*,
7 That no more than \$150,000 may be used for overhead
8 and program administrative expenses for the heritage
9 partnership program.

10 HISTORIC PRESERVATION FUND

11 For expenses necessary in carrying out the Historic
12 Preservation Act of 1966, as amended (16 U.S.C. 470),
13 and the Omnibus Parks and Public Lands Management
14 Act of 1996 (Public Law 104–333), \$75,212,000, to be
15 derived from the Historic Preservation Fund, to remain
16 available until September 30, 2001, of which \$10,722,000
17 pursuant to section 507 of Public Law 104–333 shall re-
18 main available until expended: *Provided*, That of the total
19 amount provided, \$30,000,000 shall be for Save America’s
20 Treasures for priority preservation projects, including
21 preservation of intellectual and cultural artifacts, preser-
22 vation of historic structures and sites, and buildings to
23 house cultural and historic resources and to provide edu-
24 cational opportunities: *Provided further*, That any indi-
25 vidual Save America’s Treasures grant shall be matched
26 by non-Federal funds: *Provided further*, That individual

1 projects shall only be eligible for one grant, and all
2 projects to be funded shall be approved by the House and
3 Senate Committees on Appropriations prior to the com-
4 mitment of grant funds: *Provided further*, That Save
5 America's Treasures funds allocated for Federal projects
6 shall be available by transfer to appropriate accounts of
7 individual agencies, after approval of such projects by the
8 Secretary of the Interior: *Provided further*, That none of
9 the funds provided for Save America's Treasures may be
10 used for administrative expenses, and staffing for the pro-
11 gram shall be available from the existing staffing levels
12 in the National Park Service.

13 CONSTRUCTION

14 For construction, improvements, repair or replace-
15 ment of physical facilities, including the modifications au-
16 thorized by section 104 of the Everglades National Park
17 Protection and Expansion Act of 1989, \$225,493,000, to
18 remain available until expended, of which \$885,000 shall
19 be for realignment of the Denali National Park entrance
20 road, of which not less than \$3,000,000 shall be available
21 for modifications to the Franklin Delano Roosevelt Memo-
22 rial: *Provided*, That \$3,000,000 for the Wheeling National
23 Heritage Area, \$3,000,000 for the Lincoln Library, and
24 \$3,000,000 for the Southwest Pennsylvania Heritage Area
25 shall be derived from the Historic Preservation Fund pur-
26 suant to 16 U.S.C. 470a: *Provided further*, That the Na-

1 tional Park Service will make available 37 percent, not to
2 exceed \$1,850,000, of the total cost of upgrading the
3 Mariposa County, California municipal solid waste dis-
4 posal system: *Provided further*, That Mariposa County will
5 provide assurance that future use fees paid by the Na-
6 tional Park Service will be reflective of the capital con-
7 tribution made by the National Park Service.

8 LAND AND WATER CONSERVATION FUND

9 (RESCISSION)

10 The contract authority provided for fiscal year 2000
11 by 16 U.S.C. 4601–10a is rescinded.

12 LAND ACQUISITION AND STATE ASSISTANCE

13 For expenses necessary to carry out the Land and
14 Water Conservation Act of 1965, as amended (16 U.S.C.
15 4601–4 through 11), including administrative expenses,
16 and for acquisition of lands or waters, or interest therein,
17 in accordance with the statutory authority applicable to
18 the National Park Service, \$120,700,000, to be derived
19 from the Land and Water Conservation Fund, to remain
20 available until expended, of which \$21,000,000 is for the
21 State assistance program including \$1,000,000 to admin-
22 ister the State assistance program, and of which
23 \$10,000,000 may be for State grants for land acquisition
24 in the State of Florida: *Provided*, That funds provided for
25 State grants for land acquisition in the State of Florida
26 are contingent upon the following: (1) submission of de-

1 tailed legislative language to the House and Senate Com-
2 mittees on Appropriations agreed to by the Secretary of
3 the Interior, the Secretary of the Army and the Governor
4 of Florida that would provide assurances for the guaran-
5 teed supply of water to the natural areas in southern Flor-
6 ida, including all National parks, Preserves, Wildlife Ref-
7 uge lands, and other natural areas to ensure a restored
8 ecosystem; and (2) submission of a complete prioritized
9 non-Federal land acquisition project list: *Provided further*,
10 That after the requirements under this heading have been
11 met, from the funds made available for State grants for
12 land acquisition in the State of Florida the Secretary may
13 provide Federal assistance to the State of Florida for the
14 acquisition of lands or waters, or interests therein, within
15 the Everglades watershed (consisting of lands and waters
16 within the boundaries of the South Florida Water Man-
17 agement District, Florida Bay and the Florida Keys, in-
18 cluding the areas known as the Frog Pond, the Rocky
19 Glades and the Eight and One-Half Square Mile Area)
20 under terms and conditions deemed necessary by the Sec-
21 retary to improve and restore the hydrological function of
22 the Everglades watershed: *Provided further*, That funds
23 provided under this heading to the State of Florida are
24 contingent upon new matching non-Federal funds by the
25 State and shall be subject to an agreement that the lands

1 to be acquired will be managed in perpetuity for the res-
2 toration of the Everglades: *Provided further*, That of the
3 amount provided herein \$2,000,000 shall be made avail-
4 able by the National Park Service, pursuant to a grant
5 agreement, to the State of Wisconsin so that the State
6 may acquire land or interest in land for the Ice Age Na-
7 tional Scenic Trail: *Provided further*, That of the amount
8 provided herein \$500,000 shall be made available by the
9 National Park Service, pursuant to a grant agreement, to
10 the State of Wisconsin so that the State may acquire land
11 or interest in land for the North Country National Scenic
12 Trail: *Provided further*, That funds provided under this
13 heading to the State of Wisconsin are contingent upon
14 matching funds by the State.

15 ADMINISTRATIVE PROVISIONS

16 Appropriations for the National Park Service shall be
17 available for the purchase of not to exceed 384 passenger
18 motor vehicles, of which 298 shall be for replacement only,
19 including not to exceed 312 for police-type use, 12 buses,
20 and 6 ambulances: *Provided*, That none of the funds ap-
21 propriated to the National Park Service may be used to
22 process any grant or contract documents which do not in-
23 clude the text of 18 U.S.C. 1913: *Provided further*, That
24 none of the funds appropriated to the National Park Serv-
25 ice may be used to implement an agreement for the rede-
26 velopment of the southern end of Ellis Island until such

1 agreement has been submitted to the Congress and shall
2 not be implemented prior to the expiration of 30 calendar
3 days (not including any day in which either House of Con-
4 gress is not in session because of adjournment of more
5 than three calendar days to a day certain) from the receipt
6 by the Speaker of the House of Representatives and the
7 President of the Senate of a full and comprehensive report
8 on the development of the southern end of Ellis Island,
9 including the facts and circumstances relied upon in sup-
10 port of the proposed project.

11 None of the funds in this Act may be spent by the
12 National Park Service for activities taken in direct re-
13 sponse to the United Nations Biodiversity Convention.

14 The National Park Service may distribute to oper-
15 ating units based on the safety record of each unit the
16 costs of programs designed to improve workplace and em-
17 ployee safety, and to encourage employees receiving work-
18 ers' compensation benefits pursuant to chapter 81 of title
19 5, United States Code, to return to appropriate positions
20 for which they are medically able.

21 UNITED STATES GEOLOGICAL SURVEY

22 SURVEYS, INVESTIGATIONS, AND RESEARCH

23 For expenses necessary for the United States Geo-
24 logical Survey to perform surveys, investigations, and re-
25 search covering topography, geology, hydrology, biology,

1 and the mineral and water resources of the United States,
2 its territories and possessions, and other areas as author-
3 ized by 43 U.S.C. 31, 1332, and 1340; classify lands as
4 to their mineral and water resources; give engineering su-
5 pervision to power permittees and Federal Energy Regu-
6 latory Commission licensees; administer the minerals ex-
7 ploration program (30 U.S.C. 641); and publish and dis-
8 seminate data relative to the foregoing activities; and to
9 conduct inquiries into the economic conditions affecting
10 mining and materials processing industries (30 U.S.C. 3,
11 21a, and 1603; 50 U.S.C. 98g(1)) and related purposes
12 as authorized by law and to publish and disseminate data;
13 \$823,833,000, of which \$60,856,000 shall be available
14 only for cooperation with States or municipalities for
15 water resources investigations; and of which \$16,400,000
16 shall remain available until expended for conducting in-
17 quires into the economic conditions affecting mining and
18 materials processing industries; and of which \$2,000,000
19 shall remain available until expended for ongoing develop-
20 ment of a mineral and geologic data base; and of which
21 \$137,604,000 shall be available until September 30, 2001
22 for the biological research activity and the operation of
23 the Cooperative Research Units: *Provided*, That none of
24 these funds provided for the biological research activity
25 shall be used to conduct new surveys on private property,

1 unless specifically authorized in writing by the property
2 owner: *Provided further*, That no part of this appropria-
3 tion shall be used to pay more than one-half the cost of
4 topographic mapping or water resources data collection
5 and investigations carried on in cooperation with States
6 and municipalities.

7 ADMINISTRATIVE PROVISIONS

8 The amount appropriated for the United States Geo-
9 logical Survey shall be available for the purchase of not
10 to exceed 53 passenger motor vehicles, of which 48 are
11 for replacement only; reimbursement to the General Serv-
12 ices Administration for security guard services; con-
13 tracting for the furnishing of topographic maps and for
14 the making of geophysical or other specialized surveys
15 when it is administratively determined that such proce-
16 dures are in the public interest; construction and mainte-
17 nance of necessary buildings and appurtenant facilities;
18 acquisition of lands for gauging stations and observation
19 wells; expenses of the United States National Committee
20 on Geology; and payment of compensation and expenses
21 of persons on the rolls of the Survey duly appointed to
22 represent the United States in the negotiation and admin-
23 istration of interstate compacts: *Provided*, That activities
24 funded by appropriations herein made may be accom-
25 plished through the use of contracts, grants, or coopera-
26 tive agreements as defined in 31 U.S.C. 6302 et seq.: *Pro-*

1 *vided further*, That the United States Geological Survey
2 may hereafter contract directly with individuals or indi-
3 rectly with institutions or nonprofit organizations, without
4 regard to 41 U.S.C. 5, for the temporary or intermittent
5 services of students or recent graduates, who shall be con-
6 sidered employees for the purposes of chapters 57 and 81
7 of title 5, United States Code, relating to compensation
8 for travel and work injuries, and chapter 171 of title 28,
9 United States Code, relating to tort claims, but shall not
10 be considered to be Federal employees for any other pur-
11 poses.

12 MINERALS MANAGEMENT SERVICE

13 ROYALTY AND OFFSHORE MINERALS MANAGEMENT

14 For expenses necessary for minerals leasing and envi-
15 ronmental studies, regulation of industry operations, and
16 collection of royalties, as authorized by law; for enforcing
17 laws and regulations applicable to oil, gas, and other min-
18 erals leases, permits, licenses and operating contracts; and
19 for matching grants or cooperative agreements; including
20 the purchase of not to exceed eight passenger motor vehi-
21 cles for replacement only; \$110,682,000, of which
22 \$84,569,000 shall be available for royalty management ac-
23 tivities; and an amount not to exceed \$124,000,000, to
24 be credited to this appropriation and to remain available
25 until expended, from additions to receipts resulting from

1 increases to rates in effect on August 5, 1993, from rate
2 increases to fee collections for Outer Continental Shelf ad-
3 ministrative activities performed by the Minerals Manage-
4 ment Service over and above the rates in effect on Sep-
5 tember 30, 1993, and from additional fees for Outer Con-
6 tinental Shelf administrative activities established after
7 September 30, 1993: *Provided*, That to the extent
8 \$124,000,000 in additions to receipts are not realized
9 from the sources of receipts stated above, the amount
10 needed to reach \$124,000,000 shall be credited to this ap-
11 propriation from receipts resulting from rental rates for
12 Outer Continental Shelf leases in effect before August 5,
13 1993: *Provided further*, That \$3,000,000 for computer ac-
14 quisitions shall remain available until September 30,
15 2001: *Provided further*, That funds appropriated under
16 this Act shall be available for the payment of interest in
17 accordance with 30 U.S.C. 1721(b) and (d): *Provided fur-*
18 *ther*, That not to exceed \$3,000 shall be available for rea-
19 sonable expenses related to promoting volunteer beach and
20 marine cleanup activities: *Provided further*, That notwith-
21 standing any other provision of law, \$15,000 under this
22 heading shall be available for refunds of overpayments in
23 connection with certain Indian leases in which the Direc-
24 tor of the Minerals Management Service concurred with
25 the claimed refund due, to pay amounts owed to Indian

1 allottees or tribes, or to correct prior unrecoverable erro-
2 neous payments: *Provided further*, That not to exceed
3 \$198,000 shall be available to carry out the requirements
4 of section 215(b)(2) of the Water Resources Development
5 Act of 1999.

6 OIL SPILL RESEARCH

7 For necessary expenses to carry out title I, section
8 1016, title IV, sections 4202 and 4303, title VII, and title
9 VIII, section 8201 of the Oil Pollution Act of 1990,
10 \$6,118,000, which shall be derived from the Oil Spill Li-
11 ability Trust Fund, to remain available until expended.

12 OFFICE OF SURFACE MINING RECLAMATION AND
13 ENFORCEMENT

14 REGULATION AND TECHNOLOGY

15 For necessary expenses to carry out the provisions
16 of the Surface Mining Control and Reclamation Act of
17 1977, Public Law 95–87, as amended, including the pur-
18 chase of not to exceed 10 passenger motor vehicles, for
19 replacement only; \$95,891,000: *Provided*, That the Sec-
20 retary of the Interior, pursuant to regulations, may use
21 directly or through grants to States, moneys collected in
22 fiscal year 2000 for civil penalties assessed under section
23 518 of the Surface Mining Control and Reclamation Act
24 of 1977 (30 U.S.C. 1268), to reclaim lands adversely af-
25 fected by coal mining practices after August 3, 1977, to
26 remain available until expended: *Provided further*, That

1 appropriations for the Office of Surface Mining Reclama-
2 tion and Enforcement may provide for the travel and per
3 diem expenses of State and tribal personnel attending Of-
4 fice of Surface Mining Reclamation and Enforcement
5 sponsored training.

6 ABANDONED MINE RECLAMATION FUND

7 For necessary expenses to carry out title IV of the
8 Surface Mining Control and Reclamation Act of 1977,
9 Public Law 95–87, as amended, including the purchase
10 of not more than 10 passenger motor vehicles for replace-
11 ment only, \$196,208,000, to be derived from receipts of
12 the Abandoned Mine Reclamation Fund and to remain
13 available until expended; of which up to \$8,000,000, to
14 be derived from the Federal Expenses Share of the Fund,
15 shall be for supplemental grants to States for the reclama-
16 tion of abandoned sites with acid mine rock drainage from
17 coal mines, and for associated activities, through the Ap-
18 palachian Clean Streams Initiative: *Provided*, That grants
19 to minimum program States will be \$1,500,000 per State
20 in fiscal year 2000: *Provided further*, That of the funds
21 herein provided up to \$18,000,000 may be used for the
22 emergency program authorized by section 410 of Public
23 Law 95–87, as amended, of which no more than 25 per-
24 cent shall be used for emergency reclamation projects in
25 any one State and funds for federally administered emer-
26 gency reclamation projects under this proviso shall not ex-

1 ceed \$11,000,000: *Provided further*, That prior year unob-
2 ligated funds appropriated for the emergency reclamation
3 program shall not be subject to the 25 percent limitation
4 per State and may be used without fiscal year limitation
5 for emergency projects: *Provided further*, That pursuant
6 to Public Law 97–365, the Department of the Interior is
7 authorized to use up to 20 percent from the recovery of
8 the delinquent debt owed to the United States Government
9 to pay for contracts to collect these debts: *Provided fur-*
10 *ther*, That funds made available under title IV of Public
11 Law 95–87 may be used for any required non-Federal
12 share of the cost of projects funded by the Federal Gov-
13 ernment for the purpose of environmental restoration re-
14 lated to treatment or abatement of acid mine drainage
15 from abandoned mines: *Provided further*, That such
16 projects must be consistent with the purposes and prior-
17 ities of the Surface Mining Control and Reclamation Act:
18 *Provided further*, That, in addition to the amount granted
19 to the Commonwealth of Pennsylvania under sections
20 402(g)(1) and 402(g)(5) of the Surface Mining Control
21 and Reclamation Act (Act), an additional \$300,000 will
22 be specifically used for the purpose of conducting a dem-
23 onstration project in accordance with section 401(c)(6) of
24 the Act to determine the efficacy of improving water qual-
25 ity by removing metals from eligible waters polluted by

1 acid mine drainage: *Provided further*, That the State of
2 Maryland may set aside the greater of \$1,000,000 or 10
3 percent of the total of the grants made available to the
4 State under title IV of the Surface Mining Control and
5 Reclamation Act of 1977, as amended (30 U.S.C. 1231
6 et seq.), if the amount set aside is deposited in an acid
7 mine drainage abatement and treatment fund established
8 under a State law, pursuant to which law the amount (to-
9 gether with all interest earned on the amount) is expended
10 by the State to undertake acid mine drainage abatement
11 and treatment projects, except that before any amounts
12 greater than 10 percent of its title IV grants are deposited
13 in an acid mine drainage abatement and treatment fund,
14 the State of Maryland must first complete all Surface
15 Mining Control and Reclamation Act priority one projects.

16 BUREAU OF INDIAN AFFAIRS

17 OPERATION OF INDIAN PROGRAMS

18 For expenses necessary for the operation of Indian
19 programs, as authorized by law, including the Snyder Act
20 of November 2, 1921 (25 U.S.C. 13), the Indian Self-De-
21 termination and Education Assistance Act of 1975 (25
22 U.S.C. 450 et seq.), as amended, the Education Amend-
23 ments of 1978 (25 U.S.C. 2001–2019), and the Tribally
24 Controlled Schools Act of 1988 (25 U.S.C. 2501 et seq.),
25 as amended, \$1,670,444,000, to remain available until

1 September 30, 2001 except as otherwise provided herein,
2 of which not to exceed \$93,684,000 shall be for welfare
3 assistance payments and notwithstanding any other provi-
4 sion of law, including but not limited to the Indian Self-
5 Determination Act of 1975, as amended, not to exceed
6 \$120,229,000 shall be available for payments to tribes and
7 tribal organizations for contract support costs associated
8 with ongoing contracts, grants, compacts, or annual fund-
9 ing agreements entered into with the Bureau prior to or
10 during fiscal year 2000, as authorized by such Act, except
11 that tribes and tribal organizations may use their tribal
12 priority allocations for unmet indirect costs of ongoing
13 contracts, grants, or compacts, or annual funding agree-
14 ments and for unmet welfare assistance costs; and up to
15 \$5,000,000 shall be for the Indian Self-Determination
16 Fund which shall be available for the transitional cost of
17 initial or expanded tribal contracts, grants, compacts or
18 cooperative agreements with the Bureau under such Act;
19 and of which not to exceed \$401,010,000 for school oper-
20 ations costs of Bureau-funded schools and other education
21 programs shall become available on July 1, 2000, and
22 shall remain available until September 30, 2001; and of
23 which not to exceed \$56,991,000 shall remain available
24 until expended for housing improvement, road mainte-
25 nance, attorney fees, litigation support, self-governance

1 grants, the Indian Self-Determination Fund, land records
2 improvement, and the Navajo-Hopi Settlement Program:
3 *Provided*, That notwithstanding any other provision of
4 law, including but not limited to the Indian Self-Deter-
5 mination Act of 1975, as amended, and 25 U.S.C. 2008,
6 not to exceed \$42,160,000 within and only from such
7 amounts made available for school operations shall be
8 available to tribes and tribal organizations for administra-
9 tive cost grants associated with the operation of Bureau-
10 funded schools: *Provided further*, That any forestry funds
11 allocated to a tribe which remain unobligated as of Sep-
12 tember 30, 2001, may be transferred during fiscal year
13 2002 to an Indian forest land assistance account estab-
14 lished for the benefit of such tribe within the tribe's trust
15 fund account: *Provided further*, That any such unobligated
16 balances not so transferred shall expire on September 30,
17 2002.

18 CONSTRUCTION

19 For construction, repair, improvement, and mainte-
20 nance of irrigation and power systems, buildings, utilities,
21 and other facilities, including architectural and engineer-
22 ing services by contract; acquisition of lands, and interests
23 in lands; and preparation of lands for farming, and for
24 construction of the Navajo Indian Irrigation Project pur-
25 suant to Public Law 87-483, \$169,884,000, to remain
26 available until expended: *Provided*, That such amounts as

1 may be available for the construction of the Navajo Indian
2 Irrigation Project may be transferred to the Bureau of
3 Reclamation: *Provided further*, That not to exceed 6 per-
4 cent of contract authority available to the Bureau of In-
5 dian Affairs from the Federal Highway Trust Fund may
6 be used to cover the road program management costs of
7 the Bureau: *Provided further*, That any funds provided for
8 the Safety of Dams program pursuant to 25 U.S.C. 13
9 shall be made available on a nonreimbursable basis: *Pro-*
10 *vided further*, That for fiscal year 2000, in implementing
11 new construction or facilities improvement and repair
12 project grants in excess of \$100,000 that are provided to
13 tribally controlled grant schools under Public Law 100-
14 297, as amended, the Secretary of the Interior shall use
15 the Administrative and Audit Requirements and Cost
16 Principles for Assistance Programs contained in 43 CFR
17 part 12 as the regulatory requirements: *Provided further*,
18 That such grants shall not be subject to section 12.61 of
19 43 CFR; the Secretary and the grantee shall negotiate and
20 determine a schedule of payments for the work to be per-
21 formed: *Provided further*, That in considering applications,
22 the Secretary shall consider whether the Indian tribe or
23 tribal organization would be deficient in assuring that the
24 construction projects conform to applicable building stand-
25 ards and codes and Federal, tribal, or State health and

1 safety standards as required by 25 U.S.C. 2005(a), with
2 respect to organizational and financial management capa-
3 bilities: *Provided further*, That if the Secretary declines an
4 application, the Secretary shall follow the requirements
5 contained in 25 U.S.C. 2505(f): *Provided further*, That
6 any disputes between the Secretary and any grantee con-
7 cerning a grant shall be subject to the disputes provision
8 in 25 U.S.C. 2508(e): *Provided further*, That notwith-
9 standing any other provision of law, collections from the
10 settlements between the United States and the Puyallup
11 tribe concerning Chief Leschi school are made available
12 for school construction in fiscal year 2000 and hereafter.

13 INDIAN LAND AND WATER CLAIM SETTLEMENTS AND
14 MISCELLANEOUS PAYMENTS TO INDIANS

15 For miscellaneous payments to Indian tribes and in-
16 dividuals and for necessary administrative expenses,
17 \$27,256,000, to remain available until expended; of which
18 \$25,260,000 shall be available for implementation of en-
19 acted Indian land and water claim settlements pursuant
20 to Public Laws 101-618 and 102-575, and for implemen-
21 tation of other enacted water rights settlements; and of
22 which \$1,871,000 shall be available pursuant to Public
23 Laws 99-264, 100-383, 103-402 and 100-580.

24 INDIAN GUARANTEED LOAN PROGRAM ACCOUNT

25 For the cost of guaranteed loans, \$4,500,000, as au-
26 thorized by the Indian Financing Act of 1974, as amend-

1 ed: *Provided*, That such costs, including the cost of modi-
2 fying such loans, shall be as defined in section 502 of the
3 Congressional Budget Act of 1974: *Provided further*, That
4 these funds are available to subsidize total loan principal,
5 any part of which is to be guaranteed, not to exceed
6 \$59,682,000.

7 In addition, for administrative expenses to carry out
8 the guaranteed loan programs, \$508,000.

9 ADMINISTRATIVE PROVISIONS

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

15 Appropriations for the Bureau of Indian Affairs (ex-
16 cept the revolving fund for loans, the Indian loan guar-
17 antee and insurance fund, and the Indian Guaranteed
18 Loan Program account) shall be available for expenses of
19 exhibits, and purchase of not to exceed 229 passenger
20 motor vehicles, of which not to exceed 187 shall be for
21 replacement only.

22 Notwithstanding any other provision of law, no funds
23 available to the Bureau of Indian Affairs for central office
24 operations or pooled overhead general administration (ex-
25 cept facilities operations and maintenance) shall be avail-
26 able for tribal contracts, grants, compacts, or cooperative

1 agreements with the Bureau of Indian Affairs under the
2 provisions of the Indian Self-Determination Act or the
3 Tribal Self-Governance Act of 1994 (Public Law 103–
4 413).

5 In the event any tribe returns appropriations made
6 available by this Act to the Bureau of Indian Affairs for
7 distribution to other tribes, this action shall not diminish
8 the Federal Government’s trust responsibility to that
9 tribe, or the government-to-government relationship be-
10 tween the United States and that tribe, or that tribe’s abil-
11 ity to access future appropriations.

12 Notwithstanding any other provision of law, no funds
13 available to the Bureau, other than the amounts provided
14 herein for assistance to public schools under 25 U.S.C.
15 452 et seq., shall be available to support the operation of
16 any elementary or secondary school in the State of Alaska.

17 Appropriations made available in this or any other
18 Act for schools funded by the Bureau shall be available
19 only to the schools in the Bureau school system as of Sep-
20 tember 1, 1996. No funds available to the Bureau shall
21 be used to support expanded grades for any school or dor-
22 mitory beyond the grade structure in place or approved
23 by the Secretary of the Interior at each school in the Bu-
24 reau school system as of October 1, 1995. Funds made
25 available under this Act may not be used to establish a

1 charter school at a Bureau-funded school (as that term
2 is defined in section 1146 of the Education Amendments
3 of 1978 (25 U.S.C. 2026)), except that a charter school
4 that is in existence on the date of the enactment of this
5 Act and that has operated at a Bureau-funded school be-
6 fore September 1, 1999, may continue to operate during
7 that period, but only if the charter school pays to the Bu-
8 reau a pro-rata share of funds to reimburse the Bureau
9 for the use of the real and personal property (including
10 buses and vans), the funds of the charter school are kept
11 separate and apart from Bureau funds, and the Bureau
12 does not assume any obligation for charter school pro-
13 grams of the State in which the school is located if the
14 charter school loses such funding. Employees of Bureau-
15 funded schools sharing a campus with a charter school and
16 performing functions related to the charter school's oper-
17 ation and employees of a charter school shall not be treat-
18 ed as Federal employees for purposes of chapter 171 of
19 title 28, United States Code (commonly known as the
20 "Federal Tort Claims Act"). Not later than June 15,
21 2000, the Secretary of the Interior shall evaluate the effec-
22 tiveness of Bureau-funded schools sharing facilities with
23 charter schools in the manner described in the preceding
24 sentence and prepare and submit a report on the finding

1 of that evaluation to the Committees on Appropriations
2 of the Senate and of the House.

3 The Tate Topa Tribal School, the Black Mesa Com-
4 munity School, the Alamo Navajo School, and other Bu-
5 reau-funded schools subject to the approval of the Sec-
6 retary of the Interior, may use prior year school operations
7 funds for the replacement or repair of Bureau of Indian
8 Affairs education facilities which are in compliance with
9 25 U.S.C. 2005(a) and which shall be eligible for oper-
10 ation and maintenance support to the same extent as
11 other Bureau of Indian Affairs education facilities: *Pro-*
12 *vided*, That any additional construction costs for replace-
13 ment or repair of such facilities begun with prior year
14 funds shall be completed exclusively with non-Federal
15 funds.

16 DEPARTMENTAL OFFICES

17 INSULAR AFFAIRS

18 ASSISTANCE TO TERRITORIES

19 For expenses necessary for assistance to territories
20 under the jurisdiction of the Department of the Interior,
21 \$70,171,000, of which: (1) \$66,076,000 shall be available
22 until expended for technical assistance, including mainte-
23 nance assistance, disaster assistance, insular management
24 controls, coral reef initiative activities, and brown tree
25 snake control and research; grants to the judiciary in

1 American Samoa for compensation and expenses, as au-
2 thorized by law (48 U.S.C. 1661(c)); grants to the Govern-
3 ment of American Samoa, in addition to current local rev-
4 enues, for construction and support of governmental func-
5 tions; grants to the Government of the Virgin Islands as
6 authorized by law; grants to the Government of Guam,
7 as authorized by law; and grants to the Government of
8 the Northern Mariana Islands as authorized by law (Pub-
9 lic Law 94–241; 90 Stat. 272); and (2) \$4,095,000 shall
10 be available for salaries and expenses of the Office of Insu-
11 lar Affairs: *Provided*, That all financial transactions of the
12 territorial and local governments herein provided for, in-
13 cluding such transactions of all agencies or instrumental-
14 ities established or used by such governments, may be au-
15 dited by the General Accounting Office, at its discretion,
16 in accordance with chapter 35 of title 31, United States
17 Code: *Provided further*, That Northern Mariana Islands
18 Covenant grant funding shall be provided according to
19 those terms of the Agreement of the Special Representa-
20 tives on Future United States Financial Assistance for the
21 Northern Mariana Islands approved by Public Law 104–
22 134: *Provided further*, That Public Law 94–241, as
23 amended, is further amended: (1) in section 4(b) by strik-
24 ing “2002” and inserting “1999” and by striking the
25 comma after “\$11,000,000 annually” and inserting the

1 following: “and for fiscal year 2000, payments to the Com-
2 monwealth of the Northern Mariana Islands shall be
3 \$5,580,000, but shall return to the level of \$11,000,000
4 annually for fiscal years 2001 and 2002. In fiscal year
5 2003, the payment to the Commonwealth of the Northern
6 Mariana Islands shall be \$5,420,000. Such payments shall
7 be”; and (2) in section (4)(c) by adding a new subsection
8 as follows: “(4) for fiscal year 2000, \$5,420,000 shall be
9 provided to the Virgin Islands for correctional facilities
10 and other projects mandated by Federal law.”: *Provided*
11 *further*, That of the amounts provided for technical assist-
12 ance, sufficient funding shall be made available for a grant
13 to the Close Up Foundation: *Provided further*, That the
14 funds for the program of operations and maintenance im-
15 provement are appropriated to institutionalize routine op-
16 erations and maintenance improvement of capital infra-
17 structure in American Samoa, Guam, the Virgin Islands,
18 the Commonwealth of the Northern Mariana Islands, the
19 Republic of Palau, the Republic of the Marshall Islands,
20 and the Federated States of Micronesia through assess-
21 ments of long-range operations maintenance needs, im-
22 proved capability of local operations and maintenance in-
23 stitutions and agencies (including management and voca-
24 tional education training), and project-specific mainte-
25 nance (with territorial participation and cost sharing to

1 be determined by the Secretary based on the individual
2 territory's commitment to timely maintenance of its cap-
3 ital assets): *Provided further*, That any appropriation for
4 disaster assistance under this heading in this Act or pre-
5 vious appropriations Acts may be used as non-Federal
6 matching funds for the purpose of hazard mitigation
7 grants provided pursuant to section 404 of the Robert T.
8 Stafford Disaster Relief and Emergency Assistance Act
9 (42 U.S.C. 5170c).

10 COMPACT OF FREE ASSOCIATION

11 For economic assistance and necessary expenses for
12 the Federated States of Micronesia and the Republic of
13 the Marshall Islands as provided for in sections 122, 221,
14 223, 232, and 233 of the Compact of Free Association,
15 and for economic assistance and necessary expenses for
16 the Republic of Palau as provided for in sections 122, 221,
17 223, 232, and 233 of the Compact of Free Association,
18 \$20,545,000, to remain available until expended, as au-
19 thorized by Public Law 99–239 and Public Law 99–658.

20 DEPARTMENTAL MANAGEMENT

21 SALARIES AND EXPENSES

22 For necessary expenses for management of the De-
23 partment of the Interior, \$62,864,000, of which not to ex-
24 ceed \$8,500 may be for official reception and representa-
25 tion expenses and of which up to \$1,000,000 shall be
26 available for workers compensation payments and unem-

1 ployment compensation payments associated with the or-
2 derly closure of the United States Bureau of Mines.

3 OFFICE OF THE SOLICITOR

4 SALARIES AND EXPENSES

5 For necessary expenses of the Office of the Solicitor,
6 \$40,196,000.

7 OFFICE OF INSPECTOR GENERAL

8 SALARIES AND EXPENSES

9 OFFICE OF INSPECTOR GENERAL

10 For necessary expenses of the Office of Inspector
11 General, \$26,086,000.

12 OFFICE OF SPECIAL TRUSTEE FOR AMERICAN INDIANS

13 FEDERAL TRUST PROGRAMS

14 For operation of trust programs for Indians by direct
15 expenditure, contracts, cooperative agreements, compacts,
16 and grants, \$90,025,000, to remain available until ex-
17 pended: *Provided*, That funds for trust management im-
18 provements may be transferred, as needed, to the Bureau
19 of Indian Affairs "Operation of Indian Programs" account
20 and to the Departmental Management "Salaries and Ex-
21 penses" account: *Provided further*, That funds made avail-
22 able to Tribes and Tribal organizations through contracts
23 or grants obligated during fiscal year 2000, as authorized
24 by the Indian Self-Determination Act of 1975 (25 U.S.C.
25 450 et seq.), shall remain available until expended by the
26 contractor or grantee: *Provided further*, That notwith-

1 standing any other provision of law, the statute of limita-
2 tions shall not commence to run on any claim, including
3 any claim in litigation pending on the date of the enact-
4 ment of this Act, concerning losses to or mismanagement
5 of trust funds, until the affected tribe or individual Indian
6 has been furnished with an accounting of such funds from
7 which the beneficiary can determine whether there has
8 been a loss: *Provided further*, That notwithstanding any
9 other provision of law, the Secretary shall not be required
10 to provide a quarterly statement of performance for any
11 Indian trust account that has not had activity for at least
12 18 months and has a balance of \$1.00 or less: *Provided*
13 *further*, That the Secretary shall issue an annual account
14 statement and maintain a record of any such accounts and
15 shall permit the balance in each such account to be with-
16 drawn upon the express written request of the account
17 holder.

18 INDIAN LAND CONSOLIDATION PILOT

19 INDIAN LAND CONSOLIDATION

20 For implementation of a pilot program for consolida-
21 tion of fractional interests in Indian lands by direct ex-
22 penditure or cooperative agreement, \$5,000,000 to remain
23 available until expended and which shall be transferred to
24 the Bureau of Indian Affairs, of which not to exceed
25 \$500,000 shall be available for administrative expenses:
26 *Provided*, That the Secretary may enter into a cooperative

1 agreement, which shall not be subject to Public Law 93–
2 638, as amended, with a tribe having jurisdiction over the
3 pilot reservation to implement the program to acquire
4 fractional interests on behalf of such tribe: *Provided fur-*
5 *ther*, That the Secretary may develop a reservation-wide
6 system for establishing the fair market value of various
7 types of lands and improvements to govern the amounts
8 offered for acquisition of fractional interests: *Provided fur-*
9 *ther*, That acquisitions shall be limited to one or more pilot
10 reservations as determined by the Secretary: *Provided fur-*
11 *ther*, That funds shall be available for acquisition of frac-
12 tional interest in trust or restricted lands with the consent
13 of its owners and at fair market value, and the Secretary
14 shall hold in trust for such tribe all interests acquired pur-
15 suant to this pilot program: *Provided further*, That all pro-
16 ceeds from any lease, resource sale contract, right-of-way
17 or other transaction derived from the fractional interest
18 shall be credited to this appropriation, and remain avail-
19 able until expended, until the purchase price paid by the
20 Secretary under this appropriation has been recovered
21 from such proceeds: *Provided further*, That once the pur-
22 chase price has been recovered, all subsequent proceeds
23 shall be managed by the Secretary for the benefit of the
24 applicable tribe or paid directly to the tribe.

1 NATURAL RESOURCE DAMAGE ASSESSMENT AND
 2 RESTORATION

3 NATURAL RESOURCE DAMAGE ASSESSMENT FUND

4 To conduct natural resource damage assessment ac-
 5 tivities by the Department of the Interior necessary to
 6 carry out the provisions of the Comprehensive Environ-
 7 mental Response, Compensation, and Liability Act, as
 8 amended (42 U.S.C. 9601 et seq.), Federal Water Pollu-
 9 tion Control Act, as amended (33 U.S.C. 1251 et seq.),
 10 the Oil Pollution Act of 1990 (Public Law 101–380), and
 11 Public Law 101–337, \$5,400,000, to remain available
 12 until expended.

13 ADMINISTRATIVE PROVISIONS

14 There is hereby authorized for acquisition from avail-
 15 able resources within the Working Capital Fund, 15 air-
 16 craft, 10 of which shall be for replacement and which may
 17 be obtained by donation, purchase or through available ex-
 18 cess surplus property: *Provided*, That notwithstanding any
 19 other provision of law, existing aircraft being replaced may
 20 be sold, with proceeds derived or trade-in value used to
 21 offset the purchase price for the replacement aircraft: *Pro-*
 22 *vided further*, That no programs funded with appropriated
 23 funds in the “Departmental Management”, “Office of the
 24 Solicitor”, and “Office of Inspector General” may be aug-
 25 mented through the Working Capital Fund or the Consoli-
 26 dated Working Fund.

1 GENERAL PROVISIONS, DEPARTMENT OF THE
2 INTERIOR

3 SEC. 101. Appropriations made in this title shall be
4 available for expenditure or transfer (within each bureau
5 or office), with the approval of the Secretary, for the emer-
6 gency reconstruction, replacement, or repair of aircraft,
7 buildings, utilities, or other facilities or equipment dam-
8 aged or destroyed by fire, flood, storm, or other unavoid-
9 able causes: *Provided*, That no funds shall be made avail-
10 able under this authority until funds specifically made
11 available to the Department of the Interior for emer-
12 gencies shall have been exhausted: *Provided further*, That
13 all funds used pursuant to this section are hereby des-
14 ignated by Congress to be “emergency requirements” pur-
15 suant to section 251(b)(2)(A) of the Balanced Budget and
16 Emergency Deficit Control Act of 1985, and must be re-
17 plenished by a supplemental appropriation which must be
18 requested as promptly as possible.

19 SEC. 102. The Secretary may authorize the expendi-
20 ture or transfer of any no year appropriation in this title,
21 in addition to the amounts included in the budget pro-
22 grams of the several agencies, for the suppression or emer-
23 gency prevention of forest or range fires on or threatening
24 lands under the jurisdiction of the Department of the Inte-
25 rior; for the emergency rehabilitation of burned-over lands

1 under its jurisdiction; for emergency actions related to po-
2 tential or actual earthquakes, floods, volcanoes, storms, or
3 other unavoidable causes; for contingency planning subse-
4 quent to actual oil spills; for response and natural resource
5 damage assessment activities related to actual oil spills;
6 for the prevention, suppression, and control of actual or
7 potential grasshopper and Mormon cricket outbreaks on
8 lands under the jurisdiction of the Secretary, pursuant to
9 the authority in section 1773(b) of Public Law 99–198
10 (99 Stat. 1658); for emergency reclamation projects under
11 section 410 of Public Law 95–87; and shall transfer, from
12 any no year funds available to the Office of Surface Min-
13 ing Reclamation and Enforcement, such funds as may be
14 necessary to permit assumption of regulatory authority in
15 the event a primacy State is not carrying out the regu-
16 latory provisions of the Surface Mining Act: *Provided*,
17 That appropriations made in this title for fire suppression
18 purposes shall be available for the payment of obligations
19 incurred during the preceding fiscal year, and for reim-
20 bursement to other Federal agencies for destruction of ve-
21 hicles, aircraft, or other equipment in connection with
22 their use for fire suppression purposes, such reimburse-
23 ment to be credited to appropriations currently available
24 at the time of receipt thereof: *Provided further*, That for
25 emergency rehabilitation and wildfire suppression activi-

1 ties, no funds shall be made available under this authority
2 until funds appropriated to “Wildland Fire Management”
3 shall have been exhausted: *Provided further*, That all funds
4 used pursuant to this section are hereby designated by
5 Congress to be “emergency requirements” pursuant to
6 section 251(b)(2)(A) of the Balanced Budget and Emer-
7 gency Deficit Control Act of 1985, and must be replen-
8 ished by a supplemental appropriation which must be re-
9 quested as promptly as possible: *Provided further*, That
10 such replenishment funds shall be used to reimburse, on
11 a pro rata basis, accounts from which emergency funds
12 were transferred.

13 SEC. 103. Appropriations made in this title shall be
14 available for operation of warehouses, garages, shops, and
15 similar facilities, wherever consolidation of activities will
16 contribute to efficiency or economy, and said appropria-
17 tions shall be reimbursed for services rendered to any
18 other activity in the same manner as authorized by sec-
19 tions 1535 and 1536 of title 31, United States Code: *Pro-*
20 *vided*, That reimbursements for costs and supplies, mate-
21 rials, equipment, and for services rendered may be cred-
22 ited to the appropriation current at the time such reim-
23 bursements are received.

24 SEC. 104. Appropriations made to the Department
25 of the Interior in this title shall be available for services

1 as authorized by 5 U.S.C. 3109, when authorized by the
2 Secretary, in total amount not to exceed \$500,000; hire,
3 maintenance, and operation of aircraft; hire of passenger
4 motor vehicles; purchase of reprints; payment for tele-
5 phone service in private residences in the field, when au-
6 thorized under regulations approved by the Secretary; and
7 the payment of dues, when authorized by the Secretary,
8 for library membership in societies or associations which
9 issue publications to members only or at a price to mem-
10 bers lower than to subscribers who are not members.

11 SEC. 105. Appropriations available to the Depart-
12 ment of the Interior for salaries and expenses shall be
13 available for uniforms or allowances therefor, as author-
14 ized by law (5 U.S.C. 5901–5902 and D.C. Code 4–204).

15 SEC. 106. Appropriations made in this title shall be
16 available for obligation in connection with contracts issued
17 for services or rentals for periods not in excess of 12
18 months beginning at any time during the fiscal year.

19 SEC. 107. No funds provided in this title may be ex-
20 pended by the Department of the Interior for the conduct
21 of offshore leasing and related activities placed under re-
22 striction in the President’s moratorium statement of June
23 26, 1990, in the areas of northern, central, and southern
24 California; the North Atlantic; Washington and Oregon;

1 and the eastern Gulf of Mexico south of 26 degrees north
2 latitude and east of 86 degrees west longitude.

3 SEC. 108. No funds provided in this title may be ex-
4 pended by the Department of the Interior for the conduct
5 of offshore oil and natural gas preleasing, leasing, and re-
6 lated activities, on lands within the North Aleutian Basin
7 planning area.

8 SEC. 109. No funds provided in this title may be ex-
9 pended by the Department of the Interior to conduct off-
10 shore oil and natural gas preleasing, leasing and related
11 activities in the eastern Gulf of Mexico planning area for
12 any lands located outside Sale 181, as identified in the
13 final Outer Continental Shelf 5-Year Oil and Gas Leasing
14 Program, 1997–2002.

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

19 SEC. 111. Advance payments made under this title
20 to Indian tribes, tribal organizations, and tribal consortia
21 pursuant to the Indian Self-Determination and Education
22 Assistance Act (25 U.S.C. 450 et seq.) or the Tribally
23 Controlled Schools Act of 1988 (25 U.S.C. 2501 et seq.)
24 may be invested by the Indian tribe, tribal organization,
25 or consortium before such funds are expended for the pur-

1 poses of the grant, compact, or annual funding agreement
2 so long as such funds are—

3 (1) invested by the Indian tribe, tribal organiza-
4 tion, or consortium only in obligations of the United
5 States, or in obligations or securities that are guar-
6 anteed or insured by the United States, or mutual
7 (or other) funds registered with the Securities and
8 Exchange Commission and which only invest in obli-
9 gations of the United States or securities that are
10 guaranteed or insured by the United States; or

11 (2) deposited only into accounts that are in-
12 sured by an agency or instrumentality of the United
13 States, or are fully collateralized to ensure protec-
14 tion of the funds, even in the event of a bank failure.

15 SEC. 112. (a) Employees of Helium Operations, Bu-
16 reau of Land Management, entitled to severance pay
17 under 5 U.S.C. 5595, may apply for, and the Secretary
18 of the Interior may pay, the total amount of the severance
19 pay to the employee in a lump sum. Employees paid sever-
20 ance pay in a lump sum and subsequently reemployed by
21 the Federal Government shall be subject to the repayment
22 provisions of 5 U.S.C. 5595(i)(2) and (3), except that any
23 repayment shall be made to the Helium Fund.

24 (b) Helium Operations employees who elect to con-
25 tinue health benefits after separation shall be liable for

1 not more than the required employee contribution under
2 5 U.S.C. 8905a(d)(1)(A). The Helium Fund shall pay for
3 18 months the remaining portion of required contribu-
4 tions.

5 (c) The Secretary of the Interior may provide for
6 training to assist Helium Operations employees in the
7 transition to other Federal or private sector jobs during
8 the facility shut-down and disposition process and for up
9 to 12 months following separation from Federal employ-
10 ment, including retraining and relocation incentives on the
11 same terms and conditions as authorized for employees of
12 the Department of Defense in section 348 of the National
13 Defense Authorization Act for Fiscal Year 1995.

14 (d) For purposes of the annual leave restoration pro-
15 visions of 5 U.S.C. 6304(d)(1)(B), the cessation of helium
16 production and sales, and other related Helium Program
17 activities shall be deemed to create an exigency of public
18 business under, and annual leave that is lost during leave
19 years 1997 through 2001 because of 5 U.S.C. 6304 (re-
20 gardless of whether such leave was scheduled in advance)
21 shall be restored to the employee and shall be credited and
22 available in accordance with 5 U.S.C. 6304(d)(2). Annual
23 leave so restored and remaining unused upon the transfer
24 of a Helium Program employee to a position of the execu-
25 tive branch outside of the Helium Program shall be liq-

1 updated by payment to the employee of a lump sum from
2 the Helium Fund for such leave.

3 (e) Benefits under this section shall be paid from the
4 Helium Fund in accordance with section 4(c)(4) of the
5 Helium Privatization Act of 1996. Funds may be made
6 available to Helium Program employees who are or will
7 be separated before October 1, 2002 because of the ces-
8 sation of helium production and sales and other related
9 activities. Retraining benefits, including retraining and re-
10 location incentives, may be paid for retraining com-
11 mencing on or before September 30, 2002.

12 (f) This section shall remain in effect through fiscal
13 year 2002.

14 SEC. 113. Notwithstanding any other provision of
15 law, including but not limited to the Indian Self-Deter-
16 mination Act of 1975, as amended, hereafter funds avail-
17 able to the Department of the Interior for Indian self-de-
18 termination or self-governance contract or grant support
19 costs may be expended only for costs directly attributable
20 to contracts, grants and compacts pursuant to the Indian
21 Self-Determination Act of 1975 and hereafter funds ap-
22 propriated in this title shall not be available for any con-
23 tract support costs or indirect costs associated with any
24 contract, grant, cooperative agreement, self-governance
25 compact or funding agreement entered into between an In-

1 dian tribe or tribal organization and any entity other than
2 an agency of the Department of the Interior.

3 SEC. 114. Notwithstanding any other provisions of
4 law, the National Park Service shall not develop or imple-
5 ment a reduced entrance fee program to accommodate
6 non-local travel through a unit. The Secretary may provide
7 for and regulate local non-recreational passage through
8 units of the National Park System, allowing each unit to
9 develop guidelines and permits for such activity appro-
10 priate to that unit.

11 SEC. 115. Notwithstanding any other provision of
12 law, in fiscal year 2000 and thereafter, the Secretary is
13 authorized to permit persons, firms or organizations en-
14 gaged in commercial, cultural, educational, or recreational
15 activities (as defined in section 612a of title 40, United
16 States Code) not currently occupying such space to use
17 courtyards, auditoriums, meeting rooms, and other space
18 of the main and south Interior building complex, Wash-
19 ington, D.C., the maintenance, operation, and protection
20 of which has been delegated to the Secretary from the Ad-
21 ministrator of General Services pursuant to the Federal
22 Property and Administrative Services Act of 1949, and to
23 assess reasonable charges therefore, subject to such proce-
24 dures as the Secretary deems appropriate for such uses.
25 Charges may be for the space, utilities, maintenance, re-

1 pair, and other services. Charges for such space and serv-
2 ices may be at rates equivalent to the prevailing commer-
3 cial rate for comparable space and services devoted to a
4 similar purpose in the vicinity of the main and south Inte-
5 rior building complex, Washington, D.C., for which
6 charges are being assessed. The Secretary may without
7 further appropriation hold, administer, and use such pro-
8 ceeds within the Departmental Management Working
9 Capital Fund to offset the operation of the buildings under
10 his jurisdiction, whether delegated or otherwise, and for
11 related purposes, until expended.

12 SEC. 116. Notwithstanding any other provision of
13 law, the Steel Industry American Heritage Area, author-
14 ized by Public Law 104–333, is hereby renamed the Rivers
15 of Steel National Heritage Area.

16 SEC. 117. (a) In this section—

17 (1) the term “Huron Cemetery” means the
18 lands that form the cemetery that is popularly
19 known as the Huron Cemetery, located in Kansas
20 City, Kansas, as described in subsection (b)(3); and

21 (2) the term “Secretary” means the Secretary
22 of the Interior.

23 (b)(1) The Secretary shall take such action as may
24 be necessary to ensure that the lands comprising the

1 Huron Cemetery (as described in paragraph (3)) are used
2 only in accordance with this subsection.

3 (2) The lands of the Huron Cemetery shall be used
4 only—

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

7 (B) as a burial ground.

8 (3) The description of the lands of the Huron Ceme-
9 tery is as follows:

10 The tract of land in the NW quarter of sec. 10, T.
11 11 S., R. 25 E., of the sixth principal meridian, in Wyan-
12 dotte County, Kansas (as surveyed and marked on the
13 ground on August 15, 1888, by William Millor, Civil Engi-
14 neer and Surveyor), described as follows:

15 “Commencing on the Northwest corner of the
16 Northwest Quarter of the Northwest Quarter of said
17 Section 10;

18 “Thence South 28 poles to the ‘true point of
19 beginning’;

20 “Thence South 71 degrees East 10 poles and
21 18 links;

22 “Thence South 18 degrees and 30 minutes
23 West 28 poles;

24 “Thence West 11 and one-half poles;

1 “Thence North 19 degrees 15 minutes East 31
2 poles and 15 feet to the ‘true point of beginning’,
3 containing 2 acres or more.”.

4 SEC. 118. Refunds or rebates received on an on-going
5 basis from a credit card services provider under the De-
6 partment of the Interior’s charge card programs may be
7 deposited to and retained without fiscal year limitation in
8 the Departmental Working Capital Fund established
9 under 43 U.S.C. 1467 and used to fund management ini-
10 tiatives of general benefit to the Department of the Inte-
11 rior’s bureaus and offices as determined by the Secretary
12 or his designee.

13 SEC. 119. Appropriations made in this title under the
14 headings Bureau of Indian Affairs and Office of Special
15 Trustee for American Indians and any available unobli-
16 gated balances from prior appropriations Acts made under
17 the same headings, shall be available for expenditure or
18 transfer for Indian trust management activities pursuant
19 to the Trust Management Improvement Project High
20 Level Implementation Plan.

21 SEC. 120. All properties administered by the National
22 Park Service at Fort Baker, Golden Gate National Recre-
23 ation Area, and leases, concessions, permits and other
24 agreements associated with those properties, hereafter
25 shall be exempt from all taxes and special assessments,

1 except sales tax, by the State of California and its political
2 subdivisions, including the County of Marin and the City
3 of Sausalito. Such areas of Fort Baker shall remain under
4 exclusive Federal jurisdiction.

5 SEC. 121. Notwithstanding any provision of law, the
6 Secretary of the Interior is authorized to negotiate and
7 enter into agreements and leases, without regard to sec-
8 tion 321 of chapter 314 of the Act of June 30, 1932 (40
9 U.S.C. 303b), with any person, firm, association, organi-
10 zation, corporation, or governmental entity for all or part
11 of the property within Fort Baker administered by the
12 Secretary as part of Golden Gate National Recreation
13 Area. The proceeds of the agreements or leases shall be
14 retained by the Secretary and such proceeds shall be avail-
15 able, without future appropriation, for the preservation,
16 restoration, operation, maintenance and interpretation
17 and related expenses incurred with respect to Fort Baker
18 properties.

19 SEC. 122. Section 211(d) of division I of the Omnibus
20 Parks and Public Lands Management Act of 1996 (Public
21 Law 104-333; 110 Stat. 4110; 16 U.S.C. 81p) is amended
22 by striking “depicted on the map dated August 1993,
23 numbered 333/80031A,” and inserting “depicted on the
24 map dated August 1996, numbered 333/80031B,”.

1 SEC. 123. A grazing permit or lease that expires (or
2 is transferred) during fiscal year 2000 shall be renewed
3 under section 402 of the Federal Land Policy and Man-
4 agement Act of 1976, as amended (43 U.S.C. 1752) or
5 if applicable, section 510 of the California Desert Protec-
6 tion Act (16 U.S.C. 410aaa–50). The terms and condi-
7 tions contained in the expiring permit or lease shall con-
8 tinue in effect under the new permit or lease until such
9 time as the Secretary of the Interior completes processing
10 of such permit or lease in compliance with all applicable
11 laws and regulations, at which time such permit or lease
12 may be canceled, suspended or modified, in whole or in
13 part, to meet the requirements of such applicable laws and
14 regulations. Nothing in this section shall be deemed to
15 alter the Secretary’s statutory authority.

16 SEC. 124. Notwithstanding any other provision of
17 law, for the purpose of reducing the backlog of Indian pro-
18 bate cases in the Department of the Interior, the hearing
19 requirements of chapter 10 of title 25, United States
20 Code, are deemed satisfied by a proceeding conducted by
21 an Indian probate judge, appointed by the Secretary with-
22 out regard to the provisions of title 5, United States Code,
23 governing the appointments in the competitive service, for
24 such period of time as the Secretary determines necessary:
25 *Provided*, That the Secretary may only appoint such In-

1 dian probate judges if, by January 1, 2000, the Secretary
2 is unable to secure the services of at least 10 qualified
3 Administrative Law Judges on a temporary basis from
4 other agencies and/or through appointing retired Adminis-
5 trative Law Judges: *Provided further*, That the basic pay
6 of an Indian probate judge so appointed may be fixed by
7 the Secretary without regard to the provisions of chapter
8 51, and subchapter III of chapter 53 of title 5, United
9 States Code, governing the classification and pay of Gen-
10 eral Schedule employees, except that no such Indian pro-
11 bate judge may be paid at a level which exceeds the max-
12 imum rate payable for the highest grade of the General
13 Schedule, including locality pay.

14 SEC. 125. (a) LOAN TO BE GRANTED.—Notwith-
15 standing any other provision of law or of this Act, the Sec-
16 retary of the Interior (hereinafter the “Secretary”), in
17 consultation with the Secretary of the Treasury, shall
18 make available to the Government of American Samoa
19 (hereinafter “ASG”), the benefits of a loan in the amount
20 of \$18,600,000 bearing interest at a rate equal to the
21 United States Treasury cost of borrowing for obligations
22 of similar duration. Repayment of the loan shall be se-
23 cured and accomplished pursuant to this section with
24 funds, as they become due and payable to ASG from the
25 Escrow Account established under the terms and condi-

1 tions of the Tobacco Master Settlement Agreement (and
2 the subsequent Enforcing Consent Decree) (hereinafter
3 collectively referred to as “the Agreement”) entered into
4 by the parties November 23, 1998, and judgment granted
5 by the High Court of American Samoa on January 5,
6 1999 (Civil Action 119–98, American Samoa Government
7 v. Philip Morris Tobacco Co., et. al.).

8 (b) CONDITIONS REGARDING LOAN PROCEEDS.—Ex-
9 cept as provided under subsection (e), no proceeds of the
10 loan described in this section shall become available until
11 ASG—

12 (1) has enacted legislation, or has taken such
13 other or additional official action as the Secretary
14 may deem satisfactory to secure and ensure repay-
15 ment of the loan, irrevocably transferring and as-
16 signing for payment to the Department of the Inte-
17 rior (or to the Department of the Treasury, upon
18 agreement between the Secretaries of such depart-
19 ments) all amounts due and payable to ASG under
20 the terms and conditions of the Agreement for a pe-
21 riod of 26 years with the first payment beginning in
22 2000, such repayment to be further secured by a
23 pledge of the full faith and credit of ASG;

24 (2) has entered into an agreement or memo-
25 randum of understanding described in subsection (c)

1 with the Secretary identifying with specificity the
2 manner in which approximately \$14,300,000 of the
3 loan proceeds will be used to pay debts of ASG in-
4 curred prior to April 15, 1999; and

5 (3) has provided to the Secretary an initial plan
6 of fiscal and managerial reform as described in sub-
7 section (d) designed to bring the ASG's annual oper-
8 ating expenses into balance with projected revenues
9 for the years 2003 and beyond, and identifying the
10 manner in which approximately \$4,300,000 of the
11 loan proceeds will be utilized to facilitate implemen-
12 tation of the plan.

13 (c) PROCEDURE AND PRIORITIES FOR DEBT PAY-
14 MENTS.—

15 (1) In structuring the agreement or memo-
16 randum of understanding identified in subsection
17 (b)(2), the ASG and the Secretary shall include pro-
18 visions, which create priorities for the payment of
19 creditors in the following order—

20 (A) debts incurred for services, supplies,
21 facilities, equipment and materials directly con-
22 nected with the provision of health, safety and
23 welfare functions for the benefit of the general
24 population of American Samoa (including, but
25 not limited to, health care, fire and police pro-

1 tection, educational programs grades K–12, and
2 utility services for facilities belonging to or uti-
3 lized by ASG and its agencies), wherein the
4 creditor agrees to compromise and settle the ex-
5 isting debt for a payment not exceeding 75 per-
6 cent of the amount owed, shall be given the
7 highest priority for payment from the loan pro-
8 ceeds under this section;

9 (B) debts not exceeding a total amount of
10 \$200,000 owed to a single provider and in-
11 curred for any legitimate governmental purpose
12 for the benefit of the general population of
13 American Samoa, wherein the creditor agrees to
14 compromise and settle the existing debt for a
15 payment not exceeding 70 percent of the
16 amount owed, shall be given the second highest
17 priority for payment from the loan proceeds
18 under this section;

19 (C) debts exceeding a total amount of
20 \$200,000 owed to a single provider and in-
21 curred for any legitimate governmental purpose
22 for the benefit of the general population of
23 American Samoa, wherein the creditor agrees to
24 compromise and settle the existing debt for a
25 payment not exceeding 65 percent of the

1 amount owed, shall be given the third highest
2 priority for payment from the loan proceeds
3 under this section;

4 (D) other debts regardless of total amount
5 owed or purpose for which incurred, wherein
6 the creditor agrees to compromise and settle the
7 existing debt for a payment not exceeding 60
8 percent of the amount owed, shall be given the
9 fourth highest priority for payment from the
10 loan proceeds under this section;

11 (E) debts described in subparagraphs (A),
12 (B), (C), and (D) of this paragraph, wherein
13 the creditor declines to compromise and settle
14 the debt for the percentage of the amount owed
15 as specified under the applicable subparagraph,
16 shall be given the lowest priority for payment
17 from the loan proceeds under this section.

18 (2) The agreement described in subsection
19 (b)(2) shall also generally provide a framework
20 whereby the Governor of American Samoa shall,
21 from time-to-time, be required to give 10 business
22 days notice to the Secretary that ASG will make
23 payment in accordance with this section to specified
24 creditors and the amount which will be paid to each
25 of such creditors. Upon issuance of payments in ac-

1 cordance with the notice, the Governor shall imme-
2 diately confirm such payments to the Secretary, and
3 the Secretary shall within three business days fol-
4 lowing receipt of such confirmation transfer from
5 the loan proceeds an amount sufficient to reimburse
6 ASG for the payments made to creditors.

7 (3) The agreement may contain such other pro-
8 visions as are mutually agreeable, and which are cal-
9 culated to simplify and expedite the payment of ex-
10 isting debt under this section and ensure the great-
11 est level of compromise and settlement with creditors
12 in order to maximize the retirement of ASG debt.

13 (d) FISCAL AND MANAGERIAL REFORM PROGRAM.—

14 (1) The initial plan of fiscal and managerial re-
15 form, designed to bring ASG's annual operating ex-
16 penses into balance with projected revenues for the
17 years 2003 and beyond as required under subsection
18 (b)(3), should identify specific measures which will
19 be implemented by ASG to accomplish such goal, the
20 anticipated reduction in government operating ex-
21 pense which will be achieved by each measure, and
22 should include a timetable for attainment of each re-
23 form measure identified therein.

24 (2) The initial plan should also identify with
25 specificity the manner in which approximately

1 \$4,300,000 of the loan proceeds will be utilized to
2 assist in meeting the reform plan's targets within
3 the timetable specified through the use of incentives
4 for early retirement, severance pay packages,
5 outsourcing services, or any other expenditures for
6 program elements reasonably calculated to result in
7 reduced future operating expenses for ASG on a
8 long term basis.

9 (3) Upon receipt of the initial plan, the Sec-
10 retary shall consult with the Governor of American
11 Samoa, and shall make any recommendations
12 deemed reasonable and prudent to ensure the goals
13 of reform are achieved. The reform plan shall con-
14 tain objective criteria that can be documented by a
15 competent third party, mutually agreeable to the
16 Governor and the Secretary. The plan shall include
17 specific targets for reducing the amounts of ASG
18 local revenues expended on government payroll and
19 overhead (including contracts for consulting serv-
20 ices), and may include provisions which allow modest
21 increases in support of the LBJ Hospital Authority
22 reasonably calculated to assist the Authority imple-
23 ment reforms which will lead to an independent
24 audit indicating annual expenditures at or below an-
25 nual Authority receipts.

1 (4) The Secretary shall enter into an agreement
2 with the Governor similar to that specified in sub-
3 section (c)(2) of this section, enabling ASG to make
4 payments as contemplated in the reform plan and
5 then to receive reimbursement from the Secretary
6 out of the portion of loan proceeds allocated for the
7 implementation of fiscal reforms.

8 (5) Within 60 days following receipt of the ini-
9 tial plan, the Secretary shall approve an interim
10 final plan reasonably calculated to make substantial
11 progress toward overall reform. The Secretary shall
12 provide copies of the plan, and any subsequent modi-
13 fications, to the House Committee on Resources, the
14 House Committee on Appropriations Subcommittee
15 on the Department of the Interior and Related
16 Agencies, the Senate Committee on Energy and Nat-
17 ural Resources, and the Senate Committee on Ap-
18 propriations Subcommittee on the Department of
19 the Interior and Related Agencies.

20 (6) From time-to-time as deemed necessary, the
21 Secretary shall consult further with the Governor of
22 American Samoa, and shall approve such mutually
23 agreeable modifications to the interim final plan as
24 circumstances warrant in order to achieve the overall
25 goals of ASG fiscal and managerial reforms.

1 (e) RELEASE OF LOAN PROCEEDS.—From the total
2 proceeds of the loan described in this section, the Sec-
3 retary shall make available—

4 (1) upon compliance by ASG with paragraphs
5 (b)(1) and (b)(2) of this section and in accordance
6 with subsection (c), approximately \$14,300,000 in
7 reimbursements as requested from time-to-time by
8 the Governor for payments to creditors;

9 (2) upon compliance by ASG with paragraphs
10 (b)(1) and (b)(3) of this section and in accordance
11 with subsection (d), approximately \$4,300,000 in re-
12 imbursements as requested from time-to-time by the
13 Governor for payments associated with implementa-
14 tion of the interim final reform plan; and

15 (3) notwithstanding paragraphs (1) and (2) of
16 this subsection, at any time the Secretary and the
17 Governor mutually determine that the amount nec-
18 essary to fund payments under paragraph (2) will
19 total less than \$4,300,000 then the Secretary may
20 approve the amount of any unused portion of such
21 sum for additional payments against ASG debt
22 under paragraph (1).

23 (f) EXCEPTION.— Proceeds from the loan under this
24 section shall be used solely for the purposes of debt pay-
25 ments and reform plan implementation as specified herein,

1 except that the Secretary may provide an amount equal
2 to not more than 2 percent of the total loan proceeds for
3 the purpose of retaining the services of an individual or
4 business entity to provide direct assistance and manage-
5 ment expertise in carrying out the purposes of this section.
6 Such individual or business entity shall be mutually agree-
7 able to the Governor and the Secretary, may not be a cur-
8 rent or former employee of, or contractor for, and may
9 not be a creditor of ASG. Notwithstanding the preceding
10 two sentences, the Governor and the Secretary may agree
11 to also retain the services of any semi-autonomous agency
12 of ASG which has established a record of sound manage-
13 ment and fiscal responsibility, as evidenced by audited fi-
14 nancial reports for at least three of the past 5 years, to
15 coordinate with and assist any individual or entity re-
16 tained under this subsection.

17 (g) CONSTRUCTION.—The provisions of this section
18 are expressly applicable only to the utilization of proceeds
19 from the loan described in this section, and nothing herein
20 shall be construed to relieve ASG from any lawful debt
21 or obligation except to the extent a creditor shall volun-
22 tarily enter into an arms length agreement to compromise
23 and settle outstanding amounts under subsection (c).

24 (h) TERMINATION.—The payment of debt and the
25 payments associated with implementation of the interim

1 final reform plan shall be completed not later than Octo-
2 ber 1, 2003. On such date, any unused loan proceeds to-
3 taling \$1,000,000 or less shall be transferred by the Sec-
4 retary directly to ASG. If the amount of unused loan pro-
5 ceeds exceeds \$1,000,000, then such amount shall be cred-
6 ited to the total of loan repayments specified in paragraph
7 (b)(1). With approval of the Secretary, ASG may des-
8 ignate additional payments from time-to-time from funds
9 available from any source, without regard to the original
10 purpose of such funds.

11 SEC. 126. The Secretary of the Interior, acting
12 through the Director of the United States Fish and Wild-
13 life Service and in consultation with the Director of the
14 National Park Service, shall undertake the necessary ac-
15 tivities to designate Midway Atoll as a National Memorial
16 to the Battle of Midway. In pursuing such a designation
17 the Secretary shall consult with organizations with an in-
18 terest in Midway Atoll. The Secretary shall consult on a
19 regular basis with such organizations, including the Inter-
20 national Midway Memorial Foundation, Inc. on the man-
21 agement of the National Memorial.

22 SEC. 127. Notwithstanding any other provision of
23 law, the Secretary of the Interior is authorized to redis-
24 tribute any Tribal Priority Allocation funds, including
25 tribal base funds, to alleviate tribal funding inequities by

1 transferring funds to address identified, unmet needs,
2 dual enrollment, overlapping service areas or inaccurate
3 distribution methodologies. No tribe shall receive a reduc-
4 tion in Tribal Priority Allocation funds of more than 10
5 percent in fiscal year 2000. Under circumstances of dual
6 enrollment, overlapping service areas or inaccurate dis-
7 tribution methodologies, the 10 percent limitation does not
8 apply.

9 SEC. 128. None of the Funds provided in this Act
10 shall be available to the Bureau of Indian Affairs or the
11 Department of the Interior to transfer land into trust sta-
12 tus for the Shoalwater Bay Indian Tribe in Clark County,
13 Washington, unless and until the tribe and the county
14 reach a legally enforceable agreement that addresses the
15 financial impact of new development on the county, school
16 district, fire district, and other local governments and the
17 impact on zoning and development.

18 SEC. 129. None of the funds provided in this Act may
19 be used by the Department of the Interior to implement
20 the provisions of Principle 3(C)ii and Appendix section
21 3(B)(4) in Secretarial Order 3206, entitled “American In-
22 dian Tribal Rights, Federal-Tribal Trust Responsibilities,
23 and the Endangered Species Act”.

24 SEC. 130. Of the funds appropriated in title V of the
25 Fiscal Year 1998 Interior and Related Agencies Appro-

1 priation Act, Public Law 105–83, the Secretary shall pro-
2 vide up to \$2,000,000 in the form of a grant to the Fair-
3 banks North Star Borough for acquisition of undeveloped
4 parcels along the banks of the Chena River for the purpose
5 of establishing an urban greenbelt within the Borough.
6 The Secretary shall further provide from the funds appro-
7 priated in title V up to \$1,000,000 in the form of a grant
8 to the Municipality of Anchorage for the acquisition of ap-
9 proximately 34 acres of wetlands adjacent to a municipal
10 park in Anchorage (the Jewel Lake Wetlands).

11 SEC. 131. FUNDING FOR THE OTTAWA NATIONAL
12 WILDLIFE REFUGE AND CERTAIN PROJECTS IN THE
13 STATE OF OHIO. Notwithstanding any other provision of
14 law, from the unobligated balances appropriated for a
15 grant to the State of Ohio for the acquisition of the How-
16 ard Farm near Metzger Marsh, Ohio—

17 (1) \$500,000 shall be derived by transfer and
18 made available for the acquisition of land in the Ot-
19 tawa National Wildlife Refuge;

20 (2) \$302,000 shall be derived by transfer and
21 made available for the Dayton Aviation Heritage
22 Commission, Ohio; and

23 (3) \$198,000 shall be derived by transfer and
24 made available for a grant to the State of Ohio for

1 the preservation and restoration of the birthplace,
2 boyhood home, and schoolhouse of Ulysses S. Grant.

3 SEC. 132. CONVEYANCE TO NYE COUNTY, NEVADA.

4 (a) DEFINITIONS.—In this section:

5 (1) COUNTY.—The term “County” means Nye
6 County, Nevada.

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

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

12 (1) IN GENERAL.—The Secretary shall convey
13 to the County, subject to the requirements of 43
14 U.S.C. 869 and subject to valid existing rights, all
15 right, title, and interest in and to the parcels of pub-
16 lic land described in paragraph (2). Such conveyance
17 shall be made at a price determined to be appro-
18 priate for the conveyance of land for educational fa-
19 cilities under the Act of June 14, 1926 (43 U.S.C.
20 869 et seq.) and in accordance with the Bureau of
21 Land Management Document entitled “Recreation
22 and Public Purposes Act”, dated October 1994,
23 under the category of Special Pricing Program Uses
24 for Governmental Entities.

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

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

6 (B) In Sec. 18, T. 15 S., R. 50 E., Mount
7 Diablo Meridian, Nevada:

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

9 (ii) The portion of the $W \frac{1}{2} W \frac{1}{2} SW$
10 $\frac{1}{4}$ north of United States Route 95.

11 (3) USE.—

12 (A) IN GENERAL.—The parcels described
13 in paragraph (2) shall be used for the construc-
14 tion and operation of the Nevada Science and
15 Technology Center as a nonprofit museum and
16 exposition center, and related facilities and ac-
17 tivities.

18 (B) REVERSION.—The conveyance of any
19 parcel described in paragraph (2) shall be sub-
20 ject to reversion to the United States, at the
21 discretion of Secretary, if the parcel is used for
22 a purpose other than that specified in subpara-
23 graph (A).

24 (c) PARCELS CONVEYED FOR OTHER USE FOR A
25 COMMERCIAL PURPOSE.—

1 (1) RIGHT TO PURCHASE.—For a period of 5
2 years beginning on the date of the enactment of this
3 Act, the County shall have the exclusive right to
4 purchase the parcels of public land described in
5 paragraph (2) for the fair market value of the par-
6 cels, as determined by the Secretary.

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

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

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

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

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

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

19 (3) USE OF PROCEEDS.—Proceeds of a sale of
20 a parcel described in paragraph (2)—

21 (A) shall be deposited in the special ac-
22 count established under section 4(e)(1)(C) of
23 the Southern Nevada Public Land Management
24 Act of 1998 (112 Stat. 2345); and

1 (B) shall be available for use by the
2 Secretary—

3 (i) to reimburse costs incurred by the
4 local offices of the Bureau of Land Man-
5 agement in arranging the land conveyances
6 directed by this Act; and

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

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

13 “(e) FIFTH AREA.—

14 “(1) RIGHT TO PURCHASE.—

15 “(A) IN GENERAL.—For a period of 12
16 years after the date of the enactment of this
17 Act, the City of Mesquite, Nevada, subject to
18 all appropriate environmental reviews, including
19 compliance with the National Environmental
20 Policy Act and the Endangered Species Act,
21 shall have the exclusive right to purchase the
22 parcels of public land described in paragraph
23 (2).

24 “(B) APPLICABILITY.—Subparagraph (A)
25 shall apply to a parcel of land described in

1 paragraph (2) that has not been identified for
2 disposal in the 1998 Bureau of Land Manage-
3 ment Las Vegas Resource Management Plan
4 only if the conveyance is made under subsection
5 (f).

6 “(2) LAND DESCRIPTION.—The parcels of pub-
7 lic land referred to in paragraph (1) are as follows:

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

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

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

14 “(iii) Sec. 29: E $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE
15 $\frac{1}{4}$ SE $\frac{1}{4}$.

16 “(iv) The portion of sec. 30 south of
17 Interstate Route 15.

18 “(v) The portion of sec. 31 south of
19 Interstate Route 15.

20 “(vi) Sec. 32: NE $\frac{1}{4}$ NE $\frac{1}{4}$ (except
21 the Interstate Route 15 right-of-way), the
22 portion of NW $\frac{1}{4}$ NE $\frac{1}{4}$ south of Inter-
23 state Route 15, and the portion of W $\frac{1}{2}$
24 south of Interstate Route 15.

1 “(vii) The portion of sec. 33 north of
2 Interstate Route 15.

3 “(B) In T. 13 S., R. 69 E., Mount Diablo
4 Meridian, Nevada:

5 “(i) The portion of sec. 25 south of
6 Interstate Route 15.

7 “(ii) The portion of sec. 26 south of
8 Interstate Route 15.

9 “(iii) The portion of sec. 27 south of
10 Interstate Route 15.

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

12 “(v) Sec. 33: E $\frac{1}{2}$.

13 “(vi) Sec. 34.

14 “(vii) Sec. 35.

15 “(viii) Sec. 36.

16 “(3) NOTIFICATION.—Not later than 10 years
17 after the date of the enactment of this subsection,
18 the city shall notify the Secretary which of the par-
19 cels of public land described in paragraph (2) the
20 city intends to purchase.

21 “(4) CONVEYANCE.—Not later than 1 year
22 after receiving notification from the city under para-
23 graph (3), the Secretary shall convey to the city the
24 land selected for purchase.

1 “(5) WITHDRAWAL.—Subject to valid existing
2 rights, until the date that is 12 years after the date
3 of the enactment of this subsection, the parcels of
4 public land described in paragraph (2) are with-
5 drawn from all forms of entry and appropriation
6 under the public land laws, including the mining
7 laws, and from operation of the mineral leasing and
8 geothermal leasing laws.

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

11 “(A) shall be deposited in the special ac-
12 count established under section 4(e)(1)(C) of
13 the Southern Nevada Public Land Management
14 Act of 1998 (112 Stat. 2345); and

15 “(B) shall be available for use by the
16 Secretary—

17 “(i) to reimburse costs incurred by
18 the local offices of the Bureau of Land
19 Management in arranging the land convey-
20 ances directed by this Act; and

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

23 “(f) SIXTH AREA.—

24 “(1) IN GENERAL.—Not later than 1 year after
25 the date of the enactment of this subsection, the

1 Secretary shall convey to the City of Mesquite, Ne-
2 vada, in accordance with section 47125 of title 49,
3 United States Code, and subject to all appropriate
4 environmental reviews, including compliance with the
5 National Environmental Policy Act and the Endan-
6 gered Species Act, up to 2,560 acres of public land
7 to be selected by the city from among the parcels of
8 land described in paragraph (2).

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

11 “(A) In T. 13 S., R. 69 E., Mount Diablo
12 Meridian, Nevada:

13 “(i) The portion of sec. 28 south of
14 Interstate Route 15 (except S $\frac{1}{2}$ SE $\frac{1}{4}$).

15 “(ii) The portion of sec. 29 south of
16 Interstate Route 15.

17 “(iii) The portion of sec. 30 south of
18 Interstate Route 15.

19 “(iv) The portion of sec. 31 south of
20 Interstate Route 15.

21 “(v) Sec. 32.

22 “(vi) Sec. 33: W $\frac{1}{2}$.

23 “(B) In T. 14 S., R. 69 E., Mount Diablo
24 Meridian, Nevada:

25 “(i) Sec. 4.

1 “(ii) Sec. 5.

2 “(iii) Sec. 6.

3 “(iv) Sec. 8.

4 “(C) In T. 14 S., R. 68 E., Mount Diablo
5 Meridian, Nevada:

6 “(i) Sec. 1.

7 “(ii) Sec. 12.

8 “(3) WITHDRAWAL.—Subject to valid existing
9 rights, until the date that is 12 years after the date
10 of the enactment of this subsection, the parcels of
11 public land described in paragraph (2) are with-
12 drawn from all forms of entry and appropriation
13 under the public land laws, including the mining
14 laws, and from operation of the mineral leasing and
15 geothermal leasing laws.

16 “(4) If the land conveyed pursuant to this sec-
17 tion is not utilized by the city as an airport, it shall
18 revert to the United States, at the option of the Sec-
19 retary.

20 “(5) Nothing in this section shall preclude the
21 Secretary from applying appropriate terms and con-
22 ditions as identified by the required environmental
23 review to any conveyance made under this section.”.

1 SEC. 134. QUADRICENTENNIAL COMMEMORATION OF
2 THE SAINT CROIX ISLAND INTERNATIONAL HISTORIC
3 SITE. (a) FINDINGS.—The Senate finds that—

4 (1) in 1604, one of the first European coloniza-
5 tion efforts was attempted at St. Croix Island in Ca-
6 lais, Maine;

7 (2) St. Croix Island settlement predated both
8 the Jamestown and Plymouth colonies;

9 (3) St. Croix Island offers a rare opportunity to
10 preserve and interpret early interactions between
11 European explorers and colonists and Native Ameri-
12 cans;

13 (4) St. Croix Island is one of only two inter-
14 national historic sites comprised of land adminis-
15 tered by the National Park Service;

16 (5) the quadricentennial commemorative cele-
17 bration honoring the importance of the St. Croix Is-
18 land settlement to the countries and people of both
19 Canada and the United States is rapidly approach-
20 ing;

21 (6) the 1998 National Park Service manage-
22 ment plans and long-range interpretive plan call for
23 enhancing 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
4 international significance of St. Croix Island and, in
5 an amendment memorandum, agreed to conduct
6 joint strategic planning for the international com-
7 memoration with a special focus on the 400th anni-
8 versary of 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
16 Senate 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
23 people of Calais, to ensure that appropriate exhibits
24 at Red Beach and the town of Calais are completed
25 by 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
5 water levels required for the operation of the Glen Canyon
6 Dam.

7 SEC. 136. None of the funds appropriated or other-
8 wise made available in this Act or any other provision of
9 law, may be used by any officer, employee, department or
10 agency of the United States to impose or require payment
11 of an inspection fee in connection with the export of ship-
12 ments of fur-bearing wildlife containing 1,000 or fewer
13 raw, crusted, salted or tanned hides or fur skins, or sepa-
14 rate parts thereof, including species listed under the Con-
15 vention on International Trade in Endangered Species of
16 Wild Fauna and Flora done at Washington, March 3,
17 1973 (27 UST 1027): *Provided*, That this provision shall
18 for the duration of the calendar year in which the ship-
19 ment occurs, not apply to any person who ships more than
20 2,500 of such hides, fur skins or parts thereof during the
21 course of such year.

22 SEC. 137. (a) The Secretary of the Interior shall dur-
23 ing fiscal year 2000 reorganize and consolidate the Bu-
24 reau of Indian Affairs' management and administrative

1 functions based on the recommendations of the National
2 Academy of Public Administration.

3 (b) Bureau of Indian Affairs employees in Central
4 Office West divisions that are moved due to the implemen-
5 tation of the National Academy of Public Administration
6 recommendations, who voluntarily resign or retire from
7 the Bureau of Indian Affairs on or before December 31,
8 1999, may receive, from the Bureau of Indian Affairs, a
9 lump sum voluntary separation incentive payment that
10 shall be equal to the lesser of an amount equal to the
11 amount the employee would be entitled to receive under
12 section 5595(c) of title 5, United States Code, if the em-
13 ployee were entitled to payment under such section; or
14 \$25,000.

15 (1) The voluntary separation incentive
16 payment—

17 (A) shall not be a basis for payment, and
18 shall not be included in the computation of any
19 other type of Government benefit; and

20 (B) shall be paid from appropriations or
21 funds available for the payment of the basic pay
22 of the employee.

23 (2) Employees receiving a voluntary separation
24 incentive payment and accepting employment with
25 the Federal Government within 5 years of the date

1 of separation shall be required to repay the entire
2 amount of the incentive payment to the Bureau of
3 Indian Affairs.

4 (3) The Secretary may, at the request of the
5 head of an executive branch agency, waive the repay-
6 ment under paragraph (2) if the individual involved
7 possesses unique abilities and is the only qualified
8 applicant available for the position.

9 (4) In addition to any other payment which is
10 required to be made under subchapter III of chapter
11 83 of title 5, United States Code, the Bureau of In-
12 dian Affairs shall remit to the Office of Personnel
13 Management for deposit in the Treasury of the
14 United States to the credit of the Civil Service Re-
15 tirement and Disability Fund an amount equal to 15
16 percent of the final basic pay of each employee of
17 the Bureau of Indian Affairs to whom a voluntary
18 separation incentive payment has been or is to be
19 paid under the provisions of this section.

20 (c) Employees of the Bureau of Indian Affairs, in
21 Central Office West divisions that are moved due to the
22 implementation of the National Academy of Public Admin-
23 istration recommendations and who are entitled to sever-
24 ance pay under 5 U.S.C. 5595, may apply for, and the
25 Bureau of Indian Affairs may pay, the total amount of

1 severance pay to the employee in a lump sum. Employees
2 paid severance pay in a lump sum and subsequently reem-
3 ployed by the Federal Government shall be subject to the
4 repayment provisions of 5 U.S.C. 5595(i)(2) and (3), ex-
5 cept that any repayment shall be made to the Bureau of
6 Indian Affairs.

7 (d) Employees of the Bureau of Indian Affairs, in
8 Central Office West divisions that are moved due to the
9 implementation of the National Academy of Public Admin-
10 istration recommendations and who voluntarily resign on
11 or before December 31, 1999, or who are separated, shall
12 be liable for not more than the required employee con-
13 tribution under 5 U.S.C. 8905a(d)(1)(A) if they elect to
14 continue health benefits after separation. The Bureau of
15 Indian Affairs shall pay for 12 months the remaining por-
16 tion of required contributions.

17 SEC. 138. Notwithstanding any other provision of
18 law, the Secretary of the Interior is authorized to acquire
19 lands from the Haines Borough, Alaska, consisting of ap-
20 proximately 20 acres, more or less, in four tracts identified
21 for this purpose by the Borough, and contained in an area
22 formerly known as “Duncan’s Camp”; the Secretary shall
23 use \$340,000 previously allocated from funds appro-
24 priated for the Department of the Interior for fiscal year
25 1998 for acquisition of lands; the Secretary is authorized

1 to convey in fee all land and interests in land acquired
2 pursuant to this section without compensation to the heirs
3 of Peter Duncan in settlement of a claim filed by them
4 against the United States: *Provided*, That the Secretary
5 shall not convey the lands acquired pursuant to this sec-
6 tion unless and until a signed release of all claims is exe-
7 cuted.

8 SEC. 139. Funds appropriated for the Bureau of In-
9 dian Affairs for postsecondary schools for fiscal year 2000
10 shall be allocated among the schools proportionate to the
11 unmet need of the schools as determined by the Postsec-
12 ondary Funding Formula adopted by the Office of Indian
13 Education Programs.

14 SEC. 140. Notwithstanding any other provision of
15 law, in conveying the Twin Cities Research Center under
16 the authority provided by Public Law 104–134, as amend-
17 ed by Public Law 104–208, the Secretary may accept and
18 retain land and other forms of reimbursement: *Provided*,
19 That the Secretary may retain and use any such reim-
20 bursement until expended and without further appropria-
21 tion: (1) for the benefit of the National Wildlife Refuge
22 System within the State of Minnesota; and (2) for all ac-
23 tivities authorized by Public Law 100–696; 16 U.S.C.
24 460zz.

1 SEC. 141. None of the funds made available by this
2 Act shall be used to issue a notice of final rulemaking with
3 respect to the valuation of crude oil for royalty purposes
4 until March 15, 2000. The rulemaking must be consistent
5 with existing statutory requirements.

6 SEC. 142. EXTENSION OF AUTHORITY FOR ESTAB-
7 LISHMENT OF THOMAS PAINE MEMORIAL. (a) IN GEN-
8 ERAL.—Public Law 102–407 (40 U.S.C. 1003 note; 106
9 Stat. 1991) is amended by adding at the end the following:
10 **“SEC. 4. EXPIRATION OF AUTHORITY.**

11 “Notwithstanding the time period limitation specified
12 in section 10(b) of the Commemorative Works Act (40
13 U.S.C. 1010(b)) or any other provision of law, the author-
14 ity for the Thomas Paine National Historical Association
15 to establish a memorial to Thomas Paine in the District
16 of Columbia under this Act shall expire on December 31,
17 2003.”.

18 (b) CONFORMING AMENDMENTS.—

19 (1) APPLICABLE LAW.—Section 1(b) of Public
20 Law 102–407 (40 U.S.C. 1003 note; 106 Stat.
21 1991) is amended by striking “The establishment”
22 and inserting “Except as provided in section 4, the
23 establishment”.

1 (2) EXPIRATION OF AUTHORITY.—Section 3 of
2 Public Law 102–407 (40 U.S.C. 1003 note; 106
3 Stat. 1991) is amended—

4 (A) by striking “or upon expiration of the
5 authority for the memorial under section 10(b)
6 of that Act,” and inserting “or on expiration of
7 the authority for the memorial under section
8 4,”; and

9 (B) by striking “section 8(b)(1) of that
10 Act” and inserting “section 8(b)(1) of the Com-
11 memorative Works Act (40 U.S.C.
12 1008(b)(1))”.

13 SEC. 143. USE OF NATIONAL PARK SERVICE TRANS-
14 PORTATION SERVICE CONTRACT FEES. Section 412 of the
15 National Parks Omnibus Management Act of 1998 (16
16 U.S.C. 5961) is amended—

17 (1) by inserting “(a) IN GENERAL.—” before
18 “Notwithstanding”; and

19 (2) by adding at the end the following:

20 “(b) OBLIGATION OF FUNDS.—Notwithstanding any
21 other provision of law, with respect to a service contract
22 for the provision solely of transportation services at Zion
23 National Park, the Secretary may obligate the expenditure
24 of fees received in fiscal year 2000 under section 501 be-
25 fore the fees are received.”.

1 SEC. 144. EXTENSION OF DEADLINE FOR RED ROCK
2 CANYON NATIONAL CONSERVATION AREA. (a) IN GEN-
3 ERAL.—Section 3(c)(1) of Public Law 103–450 (108 Stat.
4 4767) is amended by striking “the date 5 years after the
5 date of enactment of this Act” and inserting “May 2,
6 2000”.

7 (b) EFFECTIVE DATE.—The amendment made by
8 subsection (a) takes effect on November 1, 1999.

9 SEC. 145. NATIONAL PARK PASSPORT PROGRAM.
10 Section 603(c)(1) of the National Park Omnibus Manage-
11 ment Act of 1998 (16 U.S.C. 5993(c)(1)) is amended by
12 striking “10” and inserting “15”.

13 TITLE II—RELATED AGENCIES

14 DEPARTMENT OF AGRICULTURE

15 FOREST SERVICE

16 FOREST AND RANGELAND RESEARCH

17 For necessary expenses of forest and rangeland re-
18 search as authorized by law, \$202,700,000, to remain
19 available until expended.

20 STATE AND PRIVATE FORESTRY

21 For necessary expenses of cooperating with and pro-
22 viding technical and financial assistance to States, terri-
23 tories, possessions, and others, and for forest health man-
24 agement, cooperative forestry, and education and land

1 conservation activities, \$202,534,000, to remain available
2 until expended, as authorized by law.

3 NATIONAL FOREST SYSTEM

4 For necessary expenses of the Forest Service, not
5 otherwise provided for, for management, protection, im-
6 provement, and utilization of the National Forest System,
7 and for administrative expenses associated with the man-
8 agement of funds provided under the headings “Forest
9 and Rangeland Research”, “State and Private Forestry”,
10 “National Forest System”, “Wildland Fire Management”,
11 “Reconstruction and Maintenance”, and “Land Acquisi-
12 tion”, \$1,269,504,000, to remain available until expended,
13 which shall include 50 percent of all moneys received dur-
14 ing prior fiscal years as fees collected under the Land and
15 Water Conservation Fund Act of 1965, as amended, in
16 accordance with section 4 of the Act (16 U.S.C. 460l-
17 6a(i)): *Provided*, That unobligated balances available at
18 the start of fiscal year 2000 shall be displayed by extended
19 budget line item in the fiscal year 2001 budget justifica-
20 tion.

21 WILDLAND FIRE MANAGEMENT

22 For necessary expenses for forest fire presuppression
23 activities on National Forest System lands, for emergency
24 fire suppression on or adjacent to such lands or other
25 lands under fire protection agreement, and for emergency
26 rehabilitation of burned-over National Forest System

1 lands and water, \$561,354,000, to remain available until
2 expended: *Provided*, That such funds are available for re-
3 payment of advances from other appropriations accounts
4 previously transferred for such purposes: *Provided further*,
5 That not less than 50 percent of any unobligated balances
6 remaining (exclusive of amounts for hazardous fuels re-
7 duction) at the end of fiscal year 1999 shall be trans-
8 ferred, as repayment for past advances that have not been
9 repaid, to the fund established pursuant to section 3 of
10 Public Law 71–319 (16 U.S.C. 576 et seq.): *Provided fur-*
11 *ther*, That notwithstanding any other provision of law, up
12 to \$4,000,000 of funds appropriated under this appropri-
13 ation may be used for Fire Science Research in support
14 of the Joint Fire Science Program: *Provided further*, That
15 all authorities for the use of funds, including the use of
16 contracts, grants, and cooperative agreements, available to
17 execute the Forest Service and Rangeland Research ap-
18 propriation, are also available in the utilization of these
19 funds for Fire Science Research.

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 Con-
25 gress as an emergency requirement pursuant to section

1 251(b)(2)(A) of the Balanced Budget and Emergency
2 Deficit 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
5 includes designation of the entire amount of the request
6 as 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
11 otherwise provided for, \$398,927,000, to remain available
12 until expended for construction, reconstruction, mainte-
13 nance and acquisition of buildings and other facilities, and
14 for construction, reconstruction, repair and maintenance
15 of forest roads and trails by the Forest Service as author-
16 ized by 16 U.S.C. 532–538 and 23 U.S.C. 101 and 205:
17 *Provided*, That up to \$15,000,000 of the funds provided
18 herein for road maintenance shall be available for the de-
19 commissioning of roads, including unauthorized roads not
20 part of the transportation system, which are no longer
21 needed: *Provided further*, That no funds shall be expended
22 to decommission any system road until notice and an op-
23 portunity for public comment has been provided on each
24 decommissioning project: *Provided further*, That any unob-
25 ligated balances of amounts previously appropriated to the
26 Forest Service “Reconstruction and Construction” ac-

1 count as well as any unobligated balances remaining in
2 the “National Forest System” account for the facility
3 maintenance and trail maintenance extended budget line
4 items at the end of fiscal year 1999 may be transferred
5 to and merged with the “Reconstruction and Maintenance”
6 account.

7 LAND ACQUISITION

8 For expenses necessary to carry out the provisions
9 of the Land and Water Conservation Fund Act of 1965,
10 as amended (16 U.S.C. 4601–4 through 11), including ad-
11 ministrative expenses, and for acquisition of land or wa-
12 ters, or interest therein, in accordance with statutory au-
13 thority applicable to the Forest Service, \$79,575,000, to
14 be derived from the Land and Water Conservation Fund,
15 to remain available until expended, of which not to exceed
16 \$40,000,000 may be available for the acquisition of lands
17 or interests within the tract known as the Baca Location
18 No. 1 in New Mexico only upon: (1) the enactment of leg-
19 islation authorizing the acquisition of lands, or interests
20 in lands, within such tract; (2) completion of a review,
21 not to exceed 90 days, by the Comptroller General of the
22 United States of an appraisal conforming with the Uni-
23 form Appraisal Standards for Federal Land Acquisition
24 of all lands and interests therein to be acquired by the
25 United States; and (3) submission of the Comptroller Gen-
26 eral’s review of such appraisal to the Committee on Re-

1 sources of the House of Representatives, the Committee
 2 on Energy and Natural Resources of the Senate, and the
 3 Committees on Appropriations of the House and Senate:
 4 *Provided*, That subject to valid existing rights, all feder-
 5 ally-owned lands and interests in lands within the New
 6 World Mining District comprising approximately 26,223
 7 acres, more or less, which are described in a Federal Reg-
 8 ister notice dated August 19, 1997 (62 Fed. Reg. 44136–
 9 44137), are hereby withdrawn from all forms of entry, ap-
 10 propriation, and disposal under the public land laws, and
 11 from location, entry and patent under the mining laws,
 12 and from disposition under all mineral and geothermal
 13 leasing laws.

14 ACQUISITION OF LANDS FOR NATIONAL FORESTS SPECIAL
 15 ACTS

16 For acquisition of lands within the exterior bound-
 17 aries of the Cache, Uinta, and Wasatch National Forests,
 18 Utah; the Toiyabe National Forest, Nevada; and the An-
 19 geles, San Bernardino, Sequoia, and Cleveland National
 20 Forests, California, as authorized by law, \$1,069,000, to
 21 be derived from forest receipts.

22 ACQUISITION OF LANDS TO COMPLETE LAND EXCHANGES

23 For acquisition of lands, such sums, to be derived
 24 from funds deposited by State, county, or municipal gov-
 25 ernments, public school districts, or other public school au-
 26 thorities pursuant to the Act of December 4, 1967, as

1 amended (16 U.S.C. 484a), to remain available until ex-
2 pended.

3 RANGE BETTERMENT FUND

4 For necessary expenses of range rehabilitation, pro-
5 tection, and improvement, 50 percent of all moneys re-
6 ceived during the prior fiscal year, as fees for grazing do-
7 mestic livestock on lands in National Forests in the 16
8 Western States, pursuant to section 401(b)(1) of Public
9 Law 94-579, as amended, to remain available until ex-
10 pended, of which not to exceed 6 percent shall be available
11 for administrative expenses associated with on-the-ground
12 range rehabilitation, protection, and improvements.

13 GIFTS, DONATIONS AND BEQUESTS FOR FOREST AND
14 RANGELAND RESEARCH

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

18 ADMINISTRATIVE PROVISIONS, FOREST SERVICE

19 Appropriations to the Forest Service for the current
20 fiscal year shall be available for: (1) purchase of not to
21 exceed 110 passenger motor vehicles of which 15 will be
22 used primarily for law enforcement purposes and of which
23 109 shall be for replacement; acquisition of 25 passenger
24 motor vehicles from excess sources, and hire of such vehi-
25 cles; operation and maintenance of aircraft, the purchase
26 of not to exceed three for replacement only, and acquisi-

1 tion of sufficient aircraft from excess sources to maintain
2 the operable fleet at 213 aircraft for use in Forest Service
3 wildland fire programs and other Forest Service programs;
4 notwithstanding other provisions of law, existing aircraft
5 being replaced may be sold, with proceeds derived or
6 trade-in value used to offset the purchase price for the
7 replacement aircraft; (2) services pursuant to 7 U.S.C.
8 2225, and not to exceed \$100,000 for employment under
9 5 U.S.C. 3109; (3) purchase, erection, and alteration of
10 buildings and other public improvements (7 U.S.C. 2250);
11 (4) acquisition of land, waters, and interests therein, pur-
12 suant to 7 U.S.C. 428a; (5) for expenses pursuant to the
13 Volunteers in the National Forest Act of 1972 (16 U.S.C.
14 558a, 558d, and 558a note); (6) the cost of uniforms as
15 authorized by 5 U.S.C. 5901–5902; and (7) for debt col-
16 lection contracts in accordance with 31 U.S.C. 3718(c).

17 None of the funds made available under this Act shall
18 be obligated or expended to abolish any region, to move
19 or close any regional office for National Forest System
20 administration of the Forest Service, Department of Agri-
21 culture without the consent of the House and Senate Com-
22 mittees on Appropriations.

23 Any appropriations or funds available to the Forest
24 Service may be transferred to the Wildland Fire Manage-
25 ment appropriation for forest firefighting, emergency re-

1 habilitation of burned-over or damaged lands or waters
2 under its jurisdiction, and fire preparedness due to severe
3 burning conditions if and only if all previously appro-
4 priated emergency contingent funds under the heading
5 “Wildland Fire Management” have been released by the
6 President and apportioned.

7 Funds appropriated to the Forest Service shall be
8 available for assistance to or through the Agency for Inter-
9 national Development and the Foreign Agricultural Serv-
10 ice in connection with forest and rangeland research, tech-
11 nical information, and assistance in foreign countries, and
12 shall be available to support forestry and related natural
13 resource activities outside the United States and its terri-
14 tories and possessions, including technical assistance, edu-
15 cation and training, and cooperation with United States
16 and international organizations.

17 None of the funds made available to the Forest Serv-
18 ice under this Act shall be subject to transfer under the
19 provisions of section 702(b) of the Department of Agri-
20 culture Organic Act of 1944 (7 U.S.C. 2257) or 7 U.S.C.
21 147b unless the proposed transfer is approved in advance
22 by the House and Senate Committees on Appropriations
23 in compliance with the reprogramming procedures con-
24 tained in House Report No. 105–163.

1 None of the funds available to the Forest Service may
2 be reprogrammed without the advance approval of the
3 House and Senate Committees on Appropriations in ac-
4 cordance with the procedures contained in House Report
5 No. 105–163.

6 No funds appropriated to the Forest Service shall be
7 transferred to the Working Capital Fund of the Depart-
8 ment of Agriculture without the approval of the Chief of
9 the Forest Service.

10 Funds available to the Forest Service shall be avail-
11 able to conduct a program of not less than \$1,000,000
12 for high priority projects within the scope of the approved
13 budget which shall be carried out by the Youth Conserva-
14 tion Corps as authorized by the Act of August 13, 1970,
15 as amended by Public Law 93–408.

16 Of the funds available to the Forest Service, \$1,500
17 is available to the Chief of the Forest Service for official
18 reception and representation expenses.

19 To the greatest extent possible, and in accordance
20 with the Final Amendment to the Shawnee National For-
21 est Plan, none of the funds available in this Act shall be
22 used for preparation of timber sales using clearcutting or
23 other forms of even-aged management in hardwood stands
24 in the Shawnee National Forest, Illinois.

1 Pursuant to sections 405(b) and 410(b) of Public
2 Law 101–593, of the funds available to the Forest Service,
3 up to \$2,250,000 may be advanced in a lump sum as Fed-
4 eral financial assistance to the National Forest Founda-
5 tion, without regard to when the Foundation incurs ex-
6 penses, for administrative expenses or projects on or bene-
7 fitting National Forest System lands or related to Forest
8 Service programs: *Provided*, That of the Federal funds
9 made available to the Foundation, no more than \$400,000
10 shall be available for administrative expenses: *Provided*
11 *further*, That the Foundation shall obtain, by the end of
12 the period of Federal financial assistance, private con-
13 tributions to match on at least one-for-one basis funds
14 made available by the Forest Service: *Provided further*,
15 That the Foundation may transfer Federal funds to a
16 non-Federal recipient for a project at the same rate that
17 the recipient has obtained the non-Federal matching
18 funds: *Provided further*, That hereafter, the National For-
19 est Foundation may hold Federal funds made available
20 but not immediately disbursed and may use any interest
21 or other investment income earned (before, on, or after
22 the date of the enactment of this Act) on Federal funds
23 to carry out the purposes of Public Law 101–593: *Pro-*
24 *vided further*, That such investments may be made only
25 in interest-bearing obligations of the United States or in

1 obligations guaranteed as to both principal and interest
2 by the United States.

3 Pursuant to section 2(b)(2) of Public Law 98–244,
4 \$2,650,000 of the funds available to the Forest Service
5 shall be available for matching funds to the National Fish
6 and Wildlife Foundation, as authorized by 16 U.S.C.
7 3701–3709, and may be advanced in a lump sum as Fed-
8 eral financial assistance, without regard to when expenses
9 are incurred, for projects on or benefitting National For-
10 est System lands or related to Forest Service programs:
11 *Provided*, That the Foundation shall obtain, by the end
12 of the period of Federal financial assistance, private con-
13 tributions to match on at least one-for-one basis funds ad-
14 vanced by the Forest Service: *Provided further*, That the
15 Foundation may transfer Federal funds to a non-Federal
16 recipient for a project at the same rate that the recipient
17 has obtained the non-Federal matching funds.

18 Funds appropriated to the Forest Service shall be
19 available for interactions with and providing technical as-
20 sistance to rural communities for sustainable rural devel-
21 opment purposes.

22 Notwithstanding any other provision of law, 80 per-
23 cent of the funds appropriated to the Forest Service in
24 the “National Forest System” and “Reconstruction and
25 Construction” accounts and planned to be allocated to ac-

1 tivities under the “Jobs in the Woods” program for
2 projects on National Forest land in the State of Wash-
3 ington may be granted directly to the Washington State
4 Department of Fish and Wildlife for accomplishment of
5 planned projects. Twenty percent of said funds shall be
6 retained by the Forest Service for planning and admin-
7 istering projects. Project selection and prioritization shall
8 be accomplished by the Forest Service with such consulta-
9 tion with the State of Washington as the Forest Service
10 deems appropriate.

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

16 The Secretary of Agriculture is authorized to enter
17 into grants, contracts, and cooperative agreements as ap-
18 propriate with the Pinchot Institute for Conservation, as
19 well as with public and other private agencies, organiza-
20 tions, institutions, and individuals, to provide for the de-
21 velopment, administration, maintenance, or restoration of
22 land, facilities, or Forest Service programs, at the Grey
23 Towers National Historic Landmark: *Provided*, That, sub-
24 ject to such terms and conditions as the Secretary of Agri-
25 culture may prescribe, any such public or private agency,

1 organization, institution, or individual may solicit, accept,
2 and administer private gifts of money and real or personal
3 property for the benefit of, or in connection with, the ac-
4 tivities and services at the Grey Towers National Historic
5 Landmark: *Provided further*, That such gifts may be ac-
6 cepted notwithstanding the fact that a donor conducts
7 business with the Department of Agriculture in any capac-
8 ity.

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

14 For purposes of the Southeast Alaska Economic Dis-
15 aster Fund as set forth in section 101(c) of Public Law
16 104–134, the direct grants provided from the Fund shall
17 be considered direct payments for purposes of all applica-
18 ble law except that these direct grants may not be used
19 for lobbying activities: *Provided*, That a total of
20 \$22,000,000 is hereby appropriated and shall be deposited
21 into the Southeast Alaska Economic Disaster Fund estab-
22 lished pursuant to Public Law 104–134, as amended,
23 without further appropriation or fiscal year limitation of
24 which \$10,000,000 shall be distributed in fiscal year 2000,
25 \$7,000,000 shall be distributed in fiscal year 2001, and

1 \$5,000,000 shall be distributed in fiscal year 2002. The
2 Secretary of Agriculture shall allocate the funds to local
3 communities suffering economic hardship because of mill
4 closures and economic dislocation in the timber industry
5 to employ unemployed timber workers and for related
6 community redevelopment projects as follows:

7 (1) in fiscal year 2000, \$4,000,000 for the
8 Ketchikan Gateway Borough, \$2,000,000 for the
9 City of Petersburg, \$2,000,000 for the City and
10 Borough of Sitka, and \$2,000,000 for the
11 Metlakatla Indian Community;

12 (2) in fiscal year 2001, \$3,000,000 for the
13 Ketchikan Gateway Borough, \$1,000,000 for the
14 City of Petersburg, \$1,500,000 for the City and
15 Borough of Sitka, and \$1,500,000 for the
16 Metlakatla Indian Community; and

17 (3) in fiscal year 2002, \$3,000,000 for the
18 Ketchikan Gateway Borough, \$500,000 for the City
19 and Borough of Sitka, and \$1,500,000 for the
20 Metlakatla Indian Community.

21 Notwithstanding any other provision of law, any ap-
22 propriations or funds available to the Forest Service not
23 to exceed \$500,000 may be used to reimburse the Office
24 of the General Counsel (OGC), Department of Agri-
25 culture, for travel and related expenses incurred as a re-

1 sult of OGC assistance or participation requested by the
2 Forest Service at meetings, training sessions, management
3 reviews, land purchase negotiations and similar non-litiga-
4 tion related matters. Future budget justifications for both
5 the Forest Service and the Department of Agriculture
6 should clearly display the sums previously transferred and
7 the requested funding transfers.

8 No employee of the Department of Agriculture may
9 be detailed or assigned from an agency or office funded
10 by this Act to any other agency or office of the department
11 for more than 30 days unless the individual's employing
12 agency or office is fully reimbursed by the receiving agency
13 or office for the salary and expenses of the employee for
14 the period of assignment.

15 The Forest Service shall fund overhead, national
16 commitments, indirect expenses, and any other category
17 for use of funds which are expended at any units, that
18 are not directly related to the accomplishment of specific
19 work on-the-ground (referred to as "indirect expendi-
20 tures"), from funds available to the Forest Service, unless
21 otherwise prohibited by law: *Provided*, That the Forest
22 Service shall implement and adhere to the definitions of
23 indirect expenditures established pursuant to Public Law
24 105-277 on a nationwide basis without flexibility for
25 modification by any organizational level except the Wash-

1 ington Office, and when changed by the Washington Of-
2 fice, such changes in definition shall be reported in budget
3 requests submitted by the Forest Service: *Provided fur-*
4 *ther*, That the Forest Service shall provide in all future
5 budget justifications, planned indirect expenditures in ac-
6 cordance with the definitions, summarized and displayed
7 to the Regional, Station, Area, and detached unit office
8 level. The justification shall display the estimated source
9 and amount of indirect expenditures, by expanded budget
10 line item, of funds in the agency's annual budget justifica-
11 tion. The display shall include appropriated funds and the
12 Knutson-Vandenberg, Brush Disposal, Cooperative Work-
13 Other, and Salvage Sale funds. Changes between esti-
14 mated and actual indirect expenditures shall be reported
15 in subsequent budget justifications: *Provided further*, That
16 during fiscal year 2000 the Secretary shall limit total an-
17 nual indirect obligations from the Brush Disposal, Cooper-
18 ative Work-Other, Knutson-Vandenberg, Reforestation,
19 Salvage Sale, and Roads and Trails funds to 20 percent
20 of the total obligations from each fund.

21 Any appropriations or funds available to the Forest
22 Service may be used for necessary expenses in the event
23 of law enforcement emergencies as necessary to protect
24 natural resources and public or employee safety: *Provided*,
25 That such amounts shall not exceed \$500,000.

1 From any unobligated balances available at the start
2 of fiscal year 2000, the amount of \$5,000,000 shall be
3 allocated to the Alaska Region, in addition to the funds
4 appropriated to sell timber in the Alaska Region under
5 this Act, for expenses directly related to preparing suffi-
6 cient additional timber for sale in the Alaska Region to
7 establish a 3-year timber supply.

8 The Forest Service is authorized through the Forest
9 Service existing budget to reimburse Harry Frey,
10 \$143,406 (1997 dollars) because his home was destroyed
11 by arson on June 21, 1990 in retaliation for his work with
12 the Forest Service.

13 DEPARTMENT OF ENERGY

14 CLEAN COAL TECHNOLOGY

15 (DEFERRAL)

16 Of the funds made available under this heading for
17 obligation in prior years, \$156,000,000 shall not be avail-
18 able until October 1, 2000: *Provided*, That funds made
19 available in previous appropriations Acts shall be available
20 for any ongoing project regardless of the separate request
21 for proposal under which the project was selected.

22 FOSSIL ENERGY RESEARCH AND DEVELOPMENT

23 (INCLUDING TRANSFER OF FUNDS)

24 For necessary expenses in carrying out fossil energy
25 research and development activities, under the authority

1 of the Department of Energy Organization Act (Public
2 Law 95–91), including the acquisition of interest, includ-
3 ing defeasible and equitable interests in any real property
4 or any facility or for plant or facility acquisition or expan-
5 sion, and for conducting inquiries, technological investiga-
6 tions and research concerning the extraction, processing,
7 use, and disposal of mineral substances without objection-
8 able social and environmental costs (30 U.S.C. 3, 1602,
9 and 1603), performed under the minerals and materials
10 science programs at the Albany Research Center in Or-
11 egon, \$419,025,000, to remain available until expended,
12 of which \$24,000,000 shall be derived by transfer from
13 unobligated balances in the Biomass Energy Development
14 account: *Provided*, That no part of the sum herein made
15 available shall be used for the field testing of nuclear ex-
16 plosives in the recovery of oil and gas.

17 ALTERNATIVE FUELS PRODUCTION

18 (INCLUDING TRANSFER OF FUNDS)

19 Moneys received as investment income on the prin-
20 cipal amount in the Great Plains Project Trust at the
21 Norwest Bank of North Dakota, in such sums as are
22 earned as of October 1, 1999, shall be deposited in this
23 account and immediately transferred to the general fund
24 of the Treasury. Moneys received as revenue sharing from
25 operation of the Great Plains Gasification Plant and set-

1 tlement payments shall be immediately transferred to the
2 general fund of the Treasury.

3 NAVAL PETROLEUM AND OIL SHALE RESERVES

4 The requirements of 10 U.S.C. 7430(b)(2)(B) shall
5 not apply to fiscal year 2000: *Provided*, That, notwith-
6 standing any other provision of law, unobligated funds re-
7 maining from prior years shall be available for all naval
8 petroleum and oil shale reserve activities.

9 ELK HILLS SCHOOL LANDS FUND

10 For necessary expenses in fulfilling the second install-
11 ment payment under the Settlement Agreement entered
12 into by the United States and the State of California on
13 October 11, 1996, as authorized by section 3415 of Public
14 Law 104–106, \$36,000,000, to become available on Octo-
15 ber 1, 2000, for payment to the State of California for
16 the State Teachers' Retirement Fund from the Elk Hills
17 School Lands Fund.

18 ENERGY CONSERVATION

19 (INCLUDING TRANSFER OF FUNDS)

20 For necessary expenses in carrying out energy con-
21 servation activities, \$745,242,000, to remain available
22 until expended, of which \$25,000,000 shall be derived by
23 transfer from unobligated balances in the Biomass Energy
24 Development account: *Provided*, That \$168,500,000 shall
25 be for use in energy conservation programs as defined in

1 section 3008(3) of Public Law 99–509 (15 U.S.C. 4507):
2 *Provided further*, That notwithstanding section 3003(d)(2)
3 of Public Law 99–509, such sums shall be allocated to
4 the eligible programs as follows: \$135,000,000 for weath-
5 erization assistance grants and \$33,500,000 for State en-
6 ergy conservation grants: *Provided further*, That, notwith-
7 standing any other provision of law, in fiscal year 2001
8 and thereafter sums appropriated for weatherization as-
9 sistance grants shall be contingent on a cost share of 25
10 percent by each participating State or other qualified par-
11 ticipant.

12 **ECONOMIC REGULATION**

13 For necessary expenses in carrying out the activities
14 of the Office of Hearings and Appeals, \$2,000,000, to re-
15 main available until expended.

16 **STRATEGIC PETROLEUM RESERVE**

17 For necessary expenses for Strategic Petroleum Re-
18 serve facility development and operations and program
19 management activities pursuant to the Energy Policy and
20 Conservation Act of 1975, as amended (42 U.S.C. 6201
21 et seq.), \$159,000,000, to remain available until expended:
22 *Provided*, That the Secretary of Energy hereafter may
23 transfer to the SPR Petroleum Account such funds as may
24 be necessary to carry out drawdown and sale operations
25 of the Strategic Petroleum Reserve initiated under section

1 161 of the Energy Policy and Conservation Act (42 U.S.C.
2 6241) from any funds available to the Department of En-
3 ergy under this or any other Act: *Provided further*, That
4 all funds transferred pursuant to this authority must be
5 replenished as promptly as possible from oil sale receipts
6 pursuant to the drawdown and sale.

7 ENERGY INFORMATION ADMINISTRATION

8 For necessary expenses in carrying out the activities
9 of the Energy Information Administration, \$72,644,000,
10 to remain available until expended.

11 ADMINISTRATIVE PROVISIONS, DEPARTMENT OF ENERGY

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

18 From appropriations under this Act, transfers of
19 sums may be made to other agencies of the Government
20 for the performance of work for which the appropriation
21 is made.

22 None of the funds made available to the Department
23 of Energy under this Act shall be used to implement or
24 finance authorized price support or loan guarantee pro-
25 grams unless specific provision is made for such programs
26 in an appropriations Act.

1 The Secretary is authorized to accept lands, build-
2 ings, equipment, and other contributions from public and
3 private sources and to prosecute projects in cooperation
4 with other agencies, Federal, State, private or foreign:
5 *Provided*, That revenues and other moneys received by or
6 for the account of the Department of Energy or otherwise
7 generated by sale of products in connection with projects
8 of the department appropriated under this Act may be re-
9 tained by the Secretary of Energy, to be available until
10 expended, and used only for plant construction, operation,
11 costs, and payments to cost-sharing entities as provided
12 in appropriate cost-sharing contracts or agreements: *Pro-*
13 *vided further*, That the remainder of revenues after the
14 making of such payments shall be covered into the Treas-
15 ury as miscellaneous receipts: *Provided further*, That any
16 contract, agreement, or provision thereof entered into by
17 the Secretary pursuant to this authority shall not be exe-
18 cuted prior to the expiration of 30 calendar days (not in-
19 cluding any day in which either House of Congress is not
20 in session because of adjournment of more than three cal-
21 endar days to a day certain) from the receipt by the
22 Speaker of the House of Representatives and the Presi-
23 dent of the Senate of a full comprehensive report on such
24 project, including the facts and circumstances relied upon
25 in support of the proposed project.

1 No funds provided in this Act may be expended by
2 the Department of Energy to prepare, issue, or process
3 procurement documents for programs or projects for
4 which appropriations have not been made.

5 In addition to other authorities set forth in this Act,
6 the Secretary may accept fees and contributions from pub-
7 lic and private sources, to be deposited in a contributed
8 funds account, and prosecute projects using such fees and
9 contributions in cooperation with other Federal, State or
10 private agencies or concerns.

11 The Secretary of Energy in cooperation with the Ad-
12 ministrator of General Services Administration shall con-
13 vey to the City of Bartlesville, Oklahoma, for no consider-
14 ation, the approximately 15.644 acres of land comprising
15 the former site of the National Institute of Petroleum En-
16 ergy Research (including all improvements on the land)
17 described as follows: All of Block 1, Keeler's Second Addi-
18 tion, all of Block 2, Keeler's Fourth Addition, all of Blocks
19 9 and 10, Mountain View Addition, all in the City of
20 Bartlesville, Washington County, Oklahoma.

1 DEPARTMENT OF HEALTH AND HUMAN
2 SERVICES
3 INDIAN HEALTH SERVICE
4 INDIAN HEALTH SERVICES

5 For expenses necessary to carry out the Act of Au-
6 gust 5, 1954 (68 Stat. 674), the Indian Self-Determina-
7 tion Act, the Indian Health Care Improvement Act, and
8 titles II and III of the Public Health Service Act with re-
9 spect to the Indian Health Service, \$2,078,967,000, to-
10 gether with payments received during the fiscal year pur-
11 suant to 42 U.S.C. 238(b) for services furnished by the
12 Indian Health Service: *Provided*, That funds made avail-
13 able to tribes and tribal organizations through contracts,
14 grant agreements, or any other agreements or compacts
15 authorized by the Indian Self-Determination and Edu-
16 cation Assistance Act of 1975 (25 U.S.C. 450), shall be
17 deemed to be obligated at the time of the grant or contract
18 award and thereafter shall remain available to the tribe
19 or tribal organization without fiscal year limitation: *Pro-*
20 *vided further*, That \$12,000,000 shall remain available
21 until expended, for the Indian Catastrophic Health Emer-
22 gency Fund: *Provided further*, That \$395,290,000 for con-
23 tract medical care shall remain available for obligation
24 until September 30, 2001: *Provided further*, That of the
25 funds provided, up to \$17,000,000 shall be used to carry

1 out the loan repayment program under section 108 of the
2 Indian Health Care Improvement Act: *Provided further*,
3 That funds provided in this Act may be used for 1-year
4 contracts and grants which are to be performed in two
5 fiscal years, so long as the total obligation is recorded in
6 the year for which the funds are appropriated: *Provided*
7 *further*, That the amounts collected by the Secretary of
8 Health and Human Services under the authority of title
9 IV of the Indian Health Care Improvement Act shall re-
10 main available until expended for the purpose of achieving
11 compliance with the applicable conditions and require-
12 ments of titles XVIII and XIX of the Social Security Act
13 (exclusive of planning, design, or construction of new fa-
14 cilities): *Provided further*, That funding contained herein,
15 and in any earlier appropriations Acts for scholarship pro-
16 grams under the Indian Health Care Improvement Act
17 (25 U.S.C. 1613) shall remain available for obligation
18 until September 30, 2001: *Provided further*, That amounts
19 received by tribes and tribal organizations under title IV
20 of the Indian Health Care Improvement Act shall be re-
21 ported and accounted for and available to the receiving
22 tribes and tribal organizations until expended: *Provided*
23 *further*, That, notwithstanding any other provision of law,
24 of the amounts provided herein, not to exceed
25 \$228,781,000 shall be for payments to tribes and tribal

1 organizations for contract or grant support costs associ-
2 ated with contracts, grants, self-governance compacts or
3 annual funding agreements between the Indian Health
4 Service and a tribe or tribal organization pursuant to the
5 Indian Self-Determination Act of 1975, as amended, prior
6 to or during fiscal year 2000, of which not to exceed
7 \$10,000,000 may be used for such costs associated with
8 new and expanded contracts, grants, self-governance com-
9 pacts or annual funding agreements: *Provided further*,
10 That funds available for the Indian Health Care Improve-
11 ment Fund may be used, as needed, to carry out activities
12 typically funded under the Indian Health Facilities ac-
13 count.

14 INDIAN HEALTH FACILITIES

15 For construction, repair, maintenance, improvement,
16 and equipment of health and related auxiliary facilities,
17 including quarters for personnel; preparation of plans,
18 specifications, and drawings; acquisition of sites, purchase
19 and erection of modular buildings, and purchases of trail-
20 ers; and for provision of domestic and community sanita-
21 tion facilities for Indians, as authorized by section 7 of
22 the Act of August 5, 1954 (42 U.S.C. 2004a), the Indian
23 Self-Determination Act, and the Indian Health Care Im-
24 provement Act, and for expenses necessary to carry out
25 such Acts and titles II and III of the Public Health Serv-
26 ice Act with respect to environmental health and facilities

1 support activities of the Indian Health Service,
2 \$318,580,000, to remain available until expended: *Pro-*
3 *vided*, That notwithstanding any other provision of law,
4 funds appropriated for the planning, design, construction
5 or renovation of health facilities for the benefit of an In-
6 dian tribe or tribes may be used to purchase land for sites
7 to construct, improve, or enlarge health or related facili-
8 ties: *Provided further*, That notwithstanding any provision
9 of law governing Federal construction, \$3,000,000 of the
10 funds provided herein shall be provided to the Hopi Tribe
11 to reduce the debt incurred by the Tribe in providing staff
12 quarters to meet the housing needs associated with the
13 new Hopi Health Center: *Provided further*, That not to
14 exceed \$500,000 shall be used by the Indian Health Serv-
15 ice to purchase TRANSAM equipment from the Depart-
16 ment of Defense for distribution to the Indian Health
17 Service and tribal facilities: *Provided further*, That not to
18 exceed \$500,000 shall be used by the Indian Health Serv-
19 ice to obtain ambulances for the Indian Health Service
20 and tribal facilities in conjunction with an existing inter-
21 agency agreement between the Indian Health Service and
22 the General Services Administration: *Provided further*,
23 That not to exceed \$500,000 shall be placed in a Demoli-
24 tion Fund, available until expended, to be used by the In-
25 dian Health Service for demolition of Federal buildings:

1 *Provided further*, That from within existing funds, the In-
2 dian Health Service may purchase up to 5 acres of land
3 for expanding the parking facilities at the Indian Health
4 Service hospital in Tahlequah, Oklahoma.

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 equiva-
9 lent 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
13 buildings and renovation of existing facilities; payments
14 for telephone service in private residences in the field,
15 when authorized under regulations approved by the Sec-
16 retary; and for uniforms or allowances therefore as au-
17 thorized by 5 U.S.C. 5901–5902; and for expenses of at-
18 tendance at meetings which are concerned with the func-
19 tions or activities for which the appropriation is made or
20 which will contribute to improved conduct, supervision, or
21 management of those functions or activities: *Provided*,
22 That in accordance with the provisions of the Indian
23 Health Care Improvement Act, non-Indian patients may
24 be extended health care at all tribally administered or In-
25 dian Health Service facilities, subject to charges, and the

1 proceeds along with funds recovered under the Federal
2 Medical Care Recovery Act (42 U.S.C. 2651–2653) shall
3 be credited to the account of the facility providing the
4 service and shall be available without fiscal year limitation:
5 *Provided further*, That notwithstanding any other law or
6 regulation, funds transferred from the Department of
7 Housing and Urban Development to the Indian Health
8 Service shall be administered under Public Law 86–121
9 (the Indian Sanitation Facilities Act) and Public Law 93–
10 638, as amended: *Provided further*, That funds appro-
11 priated to the Indian Health Service in this Act, except
12 those used for administrative and program direction pur-
13 poses, shall not be subject to limitations directed at cur-
14 tailing Federal travel and transportation: *Provided further*,
15 That notwithstanding any other provision of law, funds
16 previously or herein made available to a tribe or tribal or-
17 ganization through a contract, grant, or agreement au-
18 thorized by title I or title III of the Indian Self-Determina-
19 tion and Education Assistance Act of 1975 (25 U.S.C.
20 450), may be deobligated and reobligated to a self-deter-
21 mination contract under title I, or a self-governance agree-
22 ment under title III of such Act and thereafter shall re-
23 main available to the tribe or tribal organization without
24 fiscal year limitation: *Provided further*, That none of the
25 funds made available to the Indian Health Service in this

1 Act shall be used to implement the final rule published
2 in the Federal Register on September 16, 1987, by the
3 Department of Health and Human Services, relating to
4 the eligibility for the health care services of the Indian
5 Health Service until the Indian Health Service has sub-
6 mitted a budget request reflecting the increased costs as-
7 sociated with the proposed final rule, and such request has
8 been included in an appropriations Act and enacted into
9 law: *Provided further*, That funds made available in this
10 Act are to be apportioned to the Indian Health Service
11 as appropriated in this Act, and accounted for in the ap-
12 propriation structure set forth in this Act: *Provided fur-*
13 *ther*, That with respect to functions transferred by the In-
14 dian Health Service to tribes or tribal organizations, the
15 Indian Health Service is authorized to provide goods and
16 services to those entities, on a reimbursable basis, includ-
17 ing payment in advance with subsequent adjustment, and
18 the reimbursements received therefrom, along with the
19 funds received from those entities pursuant to the Indian
20 Self-Determination Act, may be credited to the same or
21 subsequent appropriation account which provided the
22 funding, said amounts to remain available until expended:
23 *Provided further*, That reimbursements for training, tech-
24 nical assistance, or services provided by the Indian Health
25 Service will contain total costs, including direct, adminis-

1 trative, and overhead associated with the provision of
2 goods, services, or technical assistance: *Provided further*,
3 That the appropriation structure for the Indian Health
4 Service may not be altered without advance approval of
5 the House and Senate Committees on Appropriations.

6 OTHER RELATED AGENCIES

7 OFFICE OF NAVAJO AND HOPI INDIAN RELOCATION

8 SALARIES AND EXPENSES

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

1 shall relocate any certified eligible relocatees who have se-
2 lected and received an approved homesite on the Navajo
3 reservation or selected a replacement residence off the
4 Navajo reservation or on the land acquired pursuant to
5 25 U.S.C. 640d–10.

6 INSTITUTE OF AMERICAN INDIAN AND ALASKA NATIVE
7 CULTURE AND ARTS DEVELOPMENT

8 PAYMENT TO THE INSTITUTE

9 For payment to the Institute of American Indian and
10 Alaska Native Culture and Arts Development, as author-
11 ized by title XV of Public Law 99–498, as amended (20
12 U.S.C. 56 part A), \$2,125,000.

13 SMITHSONIAN INSTITUTION

14 SALARIES AND EXPENSES

15 For necessary expenses of the Smithsonian Institu-
16 tion, as authorized by law, including research in the fields
17 of art, science, and history; development, preservation, and
18 documentation of the National Collections; presentation of
19 public exhibits and performances; collection, preparation,
20 dissemination, and exchange of information and publica-
21 tions; conduct of education, training, and museum assist-
22 ance programs; maintenance, alteration, operation, lease
23 (for terms not to exceed 30 years), and protection of build-
24 ings, facilities, and approaches; not to exceed \$100,000
25 for services as authorized by 5 U.S.C. 3109; up to five

1 replacement passenger vehicles; purchase, rental, repair,
2 and cleaning of uniforms for employees, \$372,901,000, of
3 which not to exceed \$43,318,000 for the instrumentation
4 program, collections acquisition, Museum Support Center
5 equipment and move, exhibition reinstallation, the Na-
6 tional Museum of the American Indian, the repatriation
7 of skeletal remains program, research equipment, informa-
8 tion management, and Latino programming shall remain
9 available until expended and of which \$2,500,000 shall re-
10 main available until expended for the National Museum
11 of Natural History's Arctic Studies Center to include as-
12 sistance to other museums for the planning and develop-
13 ment of institutions and facilities that enhance the display
14 of collections, and including such funds as may be nec-
15 essary to support American overseas research centers and
16 a total of \$125,000 for the Council of American Overseas
17 Research Centers: *Provided*, That funds appropriated
18 herein are available for advance payments to independent
19 contractors performing research services or participating
20 in official Smithsonian presentations: *Provided further*,
21 That the Smithsonian Institution may expend Federal ap-
22 propriations designated in this Act for lease or rent pay-
23 ments for long term and swing space, as rent payable to
24 the Smithsonian Institution, and such rent payments may
25 be deposited into the general trust funds of the Institution

1 to the extent that federally supported activities are housed
2 in the 900 H Street, N.W. building in the District of Co-
3 lumbia: *Provided further*, That this use of Federal appro-
4 priations shall not be construed as debt service, a Federal
5 guarantee of, a transfer of risk to, or an obligation of,
6 the Federal Government: *Provided further*, That no appro-
7 priated funds may be used to service debt which is in-
8 curred to finance the costs of acquiring the 900 H Street
9 building or of planning, designing, and constructing im-
10 provements to such building.

11 REPAIR, REHABILITATION AND ALTERATION OF

12 FACILITIES

13 (INCLUDING TRANSFERS OF FUNDS)

14 For necessary expenses of repair, rehabilitation and
15 alteration of facilities owned or occupied by the Smithso-
16 nian Institution, by contract or otherwise, as authorized
17 by section 2 of the Act of August 22, 1949 (63 Stat. 623),
18 including not to exceed \$10,000 for services as authorized
19 by 5 U.S.C. 3109, \$47,900,000, to remain available until
20 expended, of which \$6,000,000 is provided for repair, re-
21 habilitation and alteration of facilities at the National Zo-
22 ological Park: *Provided*, That contracts awarded for envi-
23 ronmental systems, protection systems, and repair or re-
24 habilitation of facilities of the Smithsonian Institution
25 may be negotiated with selected contractors and awarded
26 on the basis of contractor qualifications as well as price:

1 *Provided further*, That funds previously appropriated to
2 the “Construction and Improvements, National Zoological
3 Park” account and the “Repair and Restoration of Build-
4 ings” account may be transferred to and merged with this
5 “Repair, Rehabilitation and Alteration of Facilities” ac-
6 count.

7 CONSTRUCTION

8 For necessary expenses for construction,
9 \$19,000,000, to remain available until expended.

10 ADMINISTRATIVE PROVISIONS, SMITHSONIAN

11 INSTITUTION

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

16 The Smithsonian Institution shall not use Federal
17 funds in excess of the amount specified in Public Law
18 101–185 for the construction of the National Museum of
19 the American Indian.

20 None of the funds in this or any other Act may be
21 used for the Holt House located at the National Zoological
22 Park in Washington, D.C., unless identified as repairs to
23 minimize water damage, monitor structure movement, or
24 provide interim structural support.

1 NATIONAL GALLERY OF ART

2 SALARIES AND EXPENSES

3 For the upkeep and operations of the National Gal-
4 lery of Art, the protection and care of the works of art
5 therein, and administrative expenses incident thereto, as
6 authorized by the Act of March 24, 1937 (50 Stat. 51),
7 as amended by the public resolution of April 13, 1939
8 (Public Resolution 9, Seventy-sixth Congress), including
9 services as authorized by 5 U.S.C. 3109; payment in ad-
10 vance when authorized by the treasurer of the Gallery for
11 membership in library, museum, and art associations or
12 societies whose publications or services are available to
13 members only, or to members at a price lower than to the
14 general public; purchase, repair, and cleaning of uniforms
15 for guards, and uniforms, or allowances therefor, for other
16 employees as authorized by law (5 U.S.C. 5901–5902);
17 purchase or rental of devices and services for protecting
18 buildings and contents thereof, and maintenance, alter-
19 ation, improvement, and repair of buildings, approaches,
20 and grounds; and purchase of services for restoration and
21 repair of works of art for the National Gallery of Art by
22 contracts made, without advertising, with individuals,
23 firms, or organizations at such rates or prices and under
24 such terms and conditions as the Gallery may deem prop-
25 er, \$61,538,000, of which not to exceed \$3,026,000 for

1 the special exhibition program shall remain available until
2 expended.

3 REPAIR, RESTORATION AND RENOVATION OF BUILDINGS

4 For necessary expenses of repair, restoration and
5 renovation of buildings, grounds and facilities owned or
6 occupied by the National Gallery of Art, by contract or
7 otherwise, as authorized, \$6,311,000, to remain available
8 until expended: *Provided*, That contracts awarded for envi-
9 ronmental systems, protection systems, and exterior repair
10 or renovation of buildings of the National Gallery of Art
11 may be negotiated with selected contractors and awarded
12 on the basis of contractor qualifications as well as price.

13 JOHN F. KENNEDY CENTER FOR THE PERFORMING
14 ARTS

15 OPERATIONS AND MAINTENANCE

16 For necessary expenses for the operation, mainte-
17 nance and security of the John F. Kennedy Center for
18 the Performing Arts, \$14,000,000.

19 CONSTRUCTION

20 For necessary expenses for capital repair and reha-
21 bilitation of the existing features of the building and site
22 of the John F. Kennedy Center for the Performing Arts,
23 \$20,000,000, to remain available until expended.

1 ligation only in such amounts as may be equal to the total
2 amounts of gifts, bequests, and devises of money, and
3 other property accepted by the chairman or by grantees
4 of the Endowment under the provisions of section
5 10(a)(2), subsections 11(a)(2)(A) and 11(a)(3)(A) during
6 the current and preceding fiscal years for which equal
7 amounts have not previously been appropriated.

8 NATIONAL ENDOWMENT FOR THE HUMANITIES

9 GRANTS AND ADMINISTRATION

10 For necessary expenses to carry out the National
11 Foundation on the Arts and the Humanities Act of 1965,
12 as amended, \$101,000,000, shall be available to the Na-
13 tional Endowment for the Humanities for support of ac-
14 tivities in the humanities, pursuant to section 7(c) of the
15 Act, and for administering the functions of the Act, to
16 remain available until expended.

17 MATCHING GRANTS

18 To carry out the provisions of section 10(a)(2) of the
19 National Foundation on the Arts and the Humanities Act
20 of 1965, as amended, \$14,700,000, to remain available
21 until expended, of which \$10,700,000 shall be available
22 to the National Endowment for the Humanities for the
23 purposes of section 7(h): *Provided*, That this appropria-
24 tion shall be available for obligation only in such amounts
25 as may be equal to the total amounts of gifts, bequests,
26 and devises of money, and other property accepted by the

1 chairman or by grantees of the Endowment under the pro-
2 visions of subsections 11(a)(2)(B) and 11(a)(3)(B) during
3 the current and preceding fiscal years for which equal
4 amounts have not previously been appropriated.

5 INSTITUTE OF MUSEUM AND LIBRARY SERVICES

6 OFFICE OF MUSEUM SERVICES

7 GRANTS AND ADMINISTRATION

8 For carrying out subtitle C of the Museum and Li-
9 brary Services Act of 1996, as amended, \$24,400,000, to
10 remain available until expended.

11 ADMINISTRATIVE PROVISIONS

12 None of the funds appropriated to the National
13 Foundation on the Arts and the Humanities may be used
14 to process any grant or contract documents which do not
15 include the text of 18 U.S.C. 1913: *Provided*, That none
16 of the funds appropriated to the National Foundation on
17 the Arts and the Humanities may be used for official re-
18 ception and representation expenses: *Provided further*,
19 That funds from nonappropriated sources may be used as
20 necessary for official reception and representation ex-
21 penses.

22 COMMISSION OF FINE ARTS

23 SALARIES AND EXPENSES

24 For expenses made necessary by the Act establishing
25 a Commission of Fine Arts (40 U.S.C. 104), \$1,005,000:

1 *Provided*, That the Commission is authorized to charge
2 fees to cover the full costs of its publications, and such
3 fees shall be credited to this account as an offsetting col-
4 lection, to remain available until expended without further
5 appropriation.

6 NATIONAL CAPITAL ARTS AND CULTURAL AFFAIRS

7 For necessary expenses as authorized by Public Law
8 99–190 (20 U.S.C. 956(a)), as amended, \$7,000,000.

9 ADVISORY COUNCIL ON HISTORIC PRESERVATION

10 SALARIES AND EXPENSES

11 For necessary expenses of the Advisory Council on
12 Historic Preservation (Public Law 89–665, as amended),
13 \$3,000,000: *Provided*, That none of these funds shall be
14 available for compensation of level V of the Executive
15 Schedule or higher positions.

16 NATIONAL CAPITAL PLANNING COMMISSION

17 SALARIES AND EXPENSES

18 For necessary expenses, as authorized by the Na-
19 tional Capital Planning Act of 1952 (40 U.S.C. 71–71i),
20 including services as authorized by 5 U.S.C. 3109,
21 \$6,312,000: *Provided*, That all appointed members will be
22 compensated at a rate not to exceed the rate for level IV
23 of the Executive Schedule.

1 UNITED STATES HOLOCAUST MEMORIAL COUNCIL
2 HOLOCAUST MEMORIAL COUNCIL

3 For expenses of the Holocaust Memorial Council, as
4 authorized by Public Law 96–388 (36 U.S.C. 1401), as
5 amended, \$33,286,000, of which \$1,575,000 for the muse-
6 um’s repair and rehabilitation program and \$1,264,000
7 for the museum’s exhibitions program shall remain avail-
8 able until expended.

9 PRESIDIO TRUST
10 PRESIDIO TRUST FUND

11 For necessary expenses to carry out title I of the Om-
12 nibus Parks and Public Lands Management Act of 1996,
13 \$24,400,000 shall be available to the Presidio Trust, to
14 remain available until expended, of which up to
15 \$1,040,000 may be for the cost of guaranteed loans, as
16 authorized by section 104(d) of the Act: *Provided*, That
17 such costs, including the cost of modifying such loans,
18 shall be as defined in section 502 of the Congressional
19 Budget Act of 1974: *Provided further*, That these funds
20 are available to subsidize total loan principal, any part of
21 which is to be guaranteed, not to exceed \$200,000,000.
22 The Trust is authorized to issue obligations to the Sec-
23 retary of the Treasury pursuant to section 104(d)(3) of
24 the Act, in an amount not to exceed \$20,000,000.

1 TITLE III—GENERAL PROVISIONS

2 SEC. 301. The expenditure of any appropriation
3 under this Act for any consulting service through procure-
4 ment contract, pursuant to 5 U.S.C. 3109, shall be limited
5 to those contracts where such expenditures are a matter
6 of public record and available for public inspection, except
7 where otherwise provided under existing law, or under ex-
8 isting Executive order issued pursuant to existing law.

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

17 SEC. 303. No part of any appropriation contained in
18 this Act shall be available for any activity or the publica-
19 tion or distribution of literature that in any way tends to
20 promote public support or opposition to any legislative
21 proposal on which congressional action is not complete.

22 SEC. 304. No part of any appropriation contained in
23 this Act shall remain available for obligation beyond the
24 current fiscal year unless expressly so provided herein.

1 SEC. 305. None of the funds provided in this Act to
2 any department or agency shall be obligated or expended
3 to provide a personal cook, chauffeur, or other personal
4 servants to any officer or employee of such department
5 or agency except as otherwise provided by law.

6 SEC. 306. No assessments may be levied against any
7 program, budget activity, subactivity, or project funded by
8 this Act unless advance notice of such assessments and
9 the basis therefor are presented to the Committees on Ap-
10 propriations and are approved by such committees.

11 SEC. 307. (a) COMPLIANCE WITH BUY AMERICAN
12 ACT.—None of the funds made available in this Act may
13 be expended by an entity unless the entity agrees that in
14 expending the funds the entity will comply with sections
15 2 through 4 of the Act of March 3, 1933 (41 U.S.C. 10a–
16 10c; popularly known as the “Buy American Act”).

17 (b) SENSE OF THE CONGRESS; REQUIREMENT RE-
18 GARDING NOTICE.—

19 (1) PURCHASE OF AMERICAN-MADE EQUIPMENT
20 AND PRODUCTS.—In the case of any equipment or
21 product that may be authorized to be purchased
22 with financial assistance provided using funds made
23 available in this Act, it is the sense of the Congress
24 that entities receiving the assistance should, in ex-

1 pending the assistance, purchase only American-
2 made equipment and products.

3 (2) NOTICE TO RECIPIENTS OF ASSISTANCE.—

4 In providing financial assistance using funds made
5 available in this Act, the head of each Federal agen-
6 cy shall provide to each recipient of the assistance
7 a notice describing the statement made in paragraph
8 (1) by the Congress.

9 (c) PROHIBITION OF CONTRACTS WITH PERSONS
10 FALSELY LABELING PRODUCTS AS MADE IN AMERICA.—

11 If it has been finally determined by a court or Federal
12 agency that any person intentionally affixed a label bear-
13 ing a “Made in America” inscription, or any inscription
14 with the same meaning, to any product sold in or shipped
15 to the United States that is not made in the United
16 States, the person shall be ineligible to receive any con-
17 tract or subcontract made with funds made available in
18 this Act, pursuant to the debarment, suspension, and ineli-
19 gibility procedures described in sections 9.400 through
20 9.409 of title 48, Code of Federal Regulations.

21 (d) EFFECTIVE DATE.—The provisions of this sec-
22 tion are applicable in fiscal year 2000 and thereafter.

23 SEC. 308. None of the funds in this Act may be used
24 to plan, prepare, or offer for sale timber from trees classi-
25 fied as giant sequoia (*Sequoiadendron giganteum*) which

1 are located on National Forest System or Bureau of Land
2 Management lands in a manner different than such sales
3 were conducted in fiscal year 1999.

4 SEC. 309. None of the funds made available by this
5 Act may be obligated or expended by the National Park
6 Service to enter into or implement a concession contract
7 which permits or requires the removal of the underground
8 lunchroom at the Carlsbad Caverns National Park.

9 SEC. 310. None of the funds appropriated or other-
10 wise made available by this Act may be used for the
11 AmeriCorps program, unless the relevant agencies of the
12 Department of the Interior and/or Agriculture follow ap-
13 propriate reprogramming guidelines: *Provided*, That if no
14 funds are provided for the AmeriCorps program by the
15 Departments of Veterans Affairs and Housing and Urban
16 Development, and Independent Agencies Appropriations
17 Act, 2000, then none of the funds appropriated or other-
18 wise made available by this Act may be used for the
19 AmeriCorps programs.

20 SEC. 311. None of the funds made available in this
21 Act may be used: (1) to demolish the bridge between Jer-
22 sey City, New Jersey, and Ellis Island; or (2) to prevent
23 pedestrian use of such bridge, when it is made known to
24 the Federal official having authority to obligate or expend

1 such funds that such pedestrian use is consistent with gen-
2 erally accepted safety standards.

3 SEC. 312. (a) LIMITATION OF FUNDS.—None of the
4 funds appropriated or otherwise made available pursuant
5 to this Act shall be obligated or expended to accept or
6 process applications for a patent for any mining or mill
7 site claim located under the general mining laws.

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

20 (c) REPORT.—On September 30, 2000, the Secretary
21 of the Interior shall file with the House and Senate Com-
22 mittees on Appropriations and the Committee on Re-
23 sources of the House of Representatives and the Com-
24 mittee on Energy and Natural Resources of the Senate
25 a report on actions taken by the department under the

1 plan submitted pursuant to section 314(e) of the Depart-
2 ment of the Interior and Related Agencies Appropriations
3 Act, 1997 (Public Law 104–208).

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

16 SEC. 313. Notwithstanding any other provision of
17 law, amounts appropriated to or earmarked in committee
18 reports for the Bureau of Indian Affairs and the Indian
19 Health Service by Public Laws 103–138, 103–332, 104–
20 134, 104–208, 105–83, and 105–277 for payments to
21 tribes and tribal organizations for contract support costs
22 associated with self-determination or self-governance con-
23 tracts, grants, compacts, or annual funding agreements
24 with the Bureau of Indian Affairs or the Indian Health
25 Service as funded by such Acts, are the total amounts

1 available for fiscal years 1994 through 1999 for such pur-
2 poses, except that, for the Bureau of Indian Affairs, tribes
3 and tribal organizations may use their tribal priority allo-
4 cations for unmet indirect costs of ongoing contracts,
5 grants, self-governance compacts or annual funding agree-
6 ments.

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

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

24 SEC. 316. All interests created under leases, conces-
25 sions, permits and other agreements associated with the

1 properties administered by the Presidio Trust shall be ex-
2 empt from all taxes and special assessments of every kind
3 by the State of California and its political subdivisions.

4 SEC. 317. None of the funds made available in this
5 or any other Act for any fiscal year may be used to des-
6 ignate, or to post any sign designating, any portion of Ca-
7 navaeral National Seashore in Brevard County, Florida, as
8 a clothing-optional area or as an area in which public nu-
9 dity is permitted, if such designation would be contrary
10 to county ordinance.

11 SEC. 318. Of the funds provided to the National En-
12 dowment for the Arts—

13 (1) The Chairperson shall only award a grant
14 to an individual if such grant is awarded to such in-
15 dividual for a literature fellowship, National Herit-
16 age Fellowship, or American Jazz Masters Fellow-
17 ship.

18 (2) The Chairperson shall establish procedures
19 to ensure that no funding provided through a grant,
20 except a grant made to a State or local arts agency,
21 or regional group, may be used to make a grant to
22 any other organization or individual to conduct ac-
23 tivity independent of the direct grant recipient.
24 Nothing in this subsection shall prohibit payments
25 made in exchange for goods and services.

1 (3) No grant shall be used for seasonal support
2 to a group, unless the application is specific to the
3 contents of the season, including identified programs
4 and/or projects.

5 SEC. 319. The National Endowment for the Arts and
6 the National Endowment for the Humanities are author-
7 ized to solicit, accept, receive, and invest in the name of
8 the United States, gifts, bequests, or devises of money and
9 other property or services and to use such in furtherance
10 of the functions of the National Endowment for the Arts
11 and the National Endowment for the Humanities. Any
12 proceeds from such gifts, bequests, or devises, after ac-
13 ceptance by the National Endowment for the Arts or the
14 National Endowment for the Humanities, shall be paid by
15 the donor or the representative of the donor to the Chair-
16 man. The Chairman shall enter the proceeds in a special
17 interest-bearing account to the credit of the appropriate
18 endowment for the purposes specified in each case.

19 SEC. 320. (a) In providing services or awarding fi-
20 nancial assistance under the National Foundation on the
21 Arts and the Humanities Act of 1965 from funds appro-
22 priated under this Act, the Chairperson of the National
23 Endowment for the Arts shall ensure that priority is given
24 to providing services or awarding financial assistance for

1 projects, productions, workshops, or programs that serve
2 underserved populations.

3 (b) In this section:

4 (1) The term “underserved population” means
5 a population of individuals, including urban minori-
6 ties, who have historically been outside the purview
7 of arts and humanities programs due to factors such
8 as a high incidence of income below the poverty line
9 or to geographic isolation.

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

16 (c) In providing services and awarding financial as-
17 sistance under the National Foundation on the Arts and
18 Humanities Act of 1965 with funds appropriated by this
19 Act, the Chairperson of the National Endowment for the
20 Arts shall ensure that priority is given to providing serv-
21 ices or awarding financial assistance for projects, produc-
22 tions, workshops, or programs that will encourage public
23 knowledge, education, understanding, and appreciation of
24 the arts.

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

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

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

12 (3) the Chairperson shall report to the Con-
13 gress annually and by State, on grants awarded by
14 the Chairperson in each grant category under sec-
15 tion 5 of such Act; and

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

19 SEC. 321. No part of any appropriation contained in
20 this Act shall be expended or obligated to fund new revi-
21 sions of national forest land management plans until new
22 final or interim final rules for forest land management
23 planning are published in the Federal Register. Those na-
24 tional forests which are currently in a revision process,
25 having formally published a Notice of Intent to revise

1 prior to October 1, 1997; those national forests having
2 been court-ordered to revise; those national forests where
3 plans reach the 15 year legally mandated date to revise
4 before or during calendar year 2001; national forests with-
5 in the Interior Columbia Basin Ecosystem study area; and
6 the White Mountain National Forest are exempt from this
7 section and may use funds in this Act and proceed to com-
8 plete the forest plan revision in accordance with current
9 forest planning regulations.

10 SEC. 322. No part of any appropriation contained in
11 this Act shall be expended or obligated to complete and
12 issue the 5-year program under the Forest and Rangeland
13 Renewable Resources Planning Act.

14 SEC. 323. None of the funds in this Act may be used
15 to support Government-wide administrative functions un-
16 less such functions are justified in the budget process and
17 funding is approved by the House and Senate Committees
18 on Appropriations.

19 SEC. 324. Notwithstanding any other provision of
20 law, none of the funds in this Act may be used for GSA
21 Telecommunication Centers or the President's Council on
22 Sustainable Development.

23 SEC. 325. None of the funds in this Act may be used
24 for planning, design or construction of improvements to
25 Pennsylvania Avenue in front of the White House without

1 the advance approval of the House and Senate Committees
2 on Appropriations.

3 SEC. 326. (a) SHORT TITLE.—This section may be
4 cited as the “National Park Service Studies Act of 1999”.

5 (b) AUTHORIZATION OF STUDIES.—

6 (1) IN GENERAL.—The Secretary of the Inte-
7 rior (“the Secretary”) shall conduct studies of the
8 geographical areas and historic and cultural themes
9 described in subsection (b)(3) to determine the ap-
10 propriateness of including such areas or themes in
11 the National Park System.

12 (2) CRITERIA.—In conducting the studies au-
13 thorized by this Act, the Secretary shall use the cri-
14 teria for the study of areas for potential inclusion in
15 the National Park System in accordance with section
16 8 of Public Law 91–383, as amended by section 303
17 of the National Parks Omnibus Management Act
18 (Public Law 105–391; 112 Stat. 3501).

19 (3) STUDY AREAS.—The Secretary shall con-
20 duct studies of the following:

21 (A) Anderson Cottage, Washington, Dis-
22 trict of Columbia.

23 (B) Bioluminescent Bay, Puerto Rico.

24 (C) Civil Rights Sites, multi-State.

1 (D) Crossroads of the American Revolu-
2 tion, Central New Jersey.

3 (E) Fort Hunter Liggett, California.

4 (F) Fort King, Florida.

5 (G) Gaviota Coast Seashore, California.

6 (H) Kate Mullany House, New York.

7 (I) Loess Hills, Iowa.

8 (J) Low Country Gullah Culture, multi-
9 State.

10 (K) Nan Madol, State of Ponape, Fed-
11 erated States of Micronesia (upon the request
12 of the Government of the Federated States of
13 Micronesia).

14 (L) Walden Pond and Woods, Massachu-
15 setts.

16 (M) World War II Sites, Commonwealth of
17 the Northern Marianas.

18 (N) World War II Sites, Republic of Palau
19 (upon the request of the Government of the Re-
20 public of Palau).

21 (c) REPORTS.—The Secretary shall submit to the
22 Committee on Energy and Natural Resources of the Sen-
23 ate and the Committee on Resources of the House of Rep-
24 resentatives a report on the findings, conclusions, and rec-
25 ommendations of each study under subsection (b) within

1 three fiscal years following the date on which funds are
2 first made available for each study.

3 SEC. 327. Amounts deposited during fiscal year 1999
4 in the roads and trails fund provided for in the fourteenth
5 paragraph under the heading “FOREST SERVICE” of
6 the Act of March 4, 1913 (37 Stat. 843; 16 U.S.C. 501),
7 shall be used by the Secretary of Agriculture, without re-
8 gard to the State in which the amounts were derived, to
9 repair or reconstruct roads, bridges, and trails on National
10 Forest System lands or to carry out and administer
11 projects to improve forest health conditions, which may
12 include the repair or reconstruction of roads, bridges, and
13 trails on National Forest System lands in the wildland-
14 community interface where there is an abnormally high
15 risk of fire. The projects shall emphasize reducing risks
16 to human safety and public health and property and en-
17 hancing ecological functions, long-term forest productivity,
18 and biological integrity. The Secretary shall commence the
19 projects during fiscal year 2000, but the projects may be
20 completed in a subsequent fiscal year. Funds shall not be
21 expended under this section to replace funds which would
22 otherwise appropriately be expended from the timber sal-
23 vage sale fund. Nothing in this section shall be construed
24 to exempt any project from any environmental law.

1 SEC. 328. None of the funds in this Act may be used
2 to establish a new National Wildlife Refuge in the Kan-
3 kakee River basin that is inconsistent with the United
4 States Army Corps of Engineers' efforts to control flood-
5 ing and siltation in that area. Written certification of con-
6 sistency shall be submitted to the House and Senate Com-
7 mittees on Appropriations prior to refuge establishment.

8 SEC. 329. None of the funds provided in this or pre-
9 vious appropriations Acts for the agencies funded by this
10 Act or provided from any accounts in the Treasury of the
11 United States derived by the collection of fees available
12 to the agencies funded by this Act, shall be transferred
13 to or used to fund personnel, training, or other adminis-
14 trative activities at the Council on Environmental Quality
15 or other offices in the Executive Office of the President
16 for purposes related to the American Heritage Rivers pro-
17 gram.

18 SEC. 330. Other than in emergency situations, none
19 of the funds in this Act may be used to operate telephone
20 answering machines during core business hours unless
21 such answering machines include an option that enables
22 callers to reach promptly an individual on-duty with the
23 agency being contacted.

24 SEC. 331. ENHANCING FOREST SERVICE ADMINIS-
25 TRATION OF RIGHTS-OF-WAY AND LAND USES. (a) The

1 Secretary of Agriculture shall develop and implement a
2 pilot program for the purpose of enhancing forest service
3 administration of rights-of-way and other land uses. The
4 authority for this program shall be for fiscal years 2000
5 through 2004. Prior to the expiration of the authority for
6 this pilot program, the Secretary shall submit a report to
7 the House and Senate Committees on Appropriations, and
8 the Committee on Energy and Natural Resources of the
9 Senate and the Committee on Resources of the House of
10 Representatives that evaluates whether the use of funds
11 under this section resulted in more expeditious approval
12 of rights-of-way and special use authorizations. This re-
13 port shall include the Secretary's recommendation for
14 statutory or regulatory changes to reduce the average
15 processing time for rights-of-way and special use permit
16 applications.

17 (b) DEPOSIT OF FEES.—Subject to subsections (a)
18 and (f), during fiscal years 2000 through 2004, the Sec-
19 retary of Agriculture shall deposit into a special account
20 established in the Treasury all fees collected by the Sec-
21 retary to recover the costs of processing applications for,
22 and monitoring compliance with, authorizations to use and
23 occupy National Forest System lands pursuant to section
24 28(l) of the Mineral Leasing Act (30 U.S.C. 185(l)), sec-
25 tion 504(g) of the Federal Land Policy and Management

1 Act of 1976 (43 U.S.C. 1764(g)), section 9701 of title
2 31, United States Code, and section 110(g) of the Na-
3 tional Historic Preservation Act (16 U.S.C. 470h-2(g)).

4 (c) USE OF RETAINED AMOUNTS.—Amounts depos-
5 ited pursuant to subsection (b) shall be available, without
6 further appropriation, for expenditure by the Secretary of
7 Agriculture to cover costs incurred by the Forest Service
8 for the processing of applications for special use authoriza-
9 tions and for monitoring activities undertaken in connec-
10 tion with such authorizations. Amounts in the special ac-
11 count shall remain available for such purposes until ex-
12 pended.

13 (d) REPORTING REQUIREMENT.—In the budget jus-
14 tification documents submitted by the Secretary of Agri-
15 culture in support of the President’s budget for a fiscal
16 year under section 1105 of title 31, United States Code,
17 the Secretary shall include a description of the purposes
18 for which amounts were expended from the special account
19 during the preceding fiscal year, including the amounts
20 expended for each purpose, and a description of the pur-
21 poses for which amounts are proposed to be expended
22 from the special account during the next fiscal year, in-
23 cluding the amounts proposed to be expended for each
24 purpose.

1 (e) DEFINITION OF AUTHORIZATION.—For purposes
2 of this section, the term “authorizations” means special
3 use authorizations issued under subpart B of part 251 of
4 title 36, Code of Federal Regulations.

5 (f) IMPLEMENTATION.—This section shall take effect
6 upon promulgation of Forest Service regulations for the
7 collection of fees for processing of special use authoriza-
8 tions and for related monitoring activities.

9 SEC. 332. HARDWOOD TECHNOLOGY TRANSFER AND
10 APPLIED RESEARCH. (a) The Secretary of Agriculture
11 (hereinafter the “Secretary”) is hereby and hereafter au-
12 thorized to conduct technology transfer and development,
13 training, dissemination of information and applied re-
14 search in the management, processing and utilization of
15 the hardwood forest resource. This authority is in addition
16 to any other authorities which may be available to the Sec-
17 retary including, but not limited to, the Cooperative For-
18 estry Assistance Act of 1978, as amended (16 U.S.C.
19 2101 et seq.), and the Forest and Rangeland Renewable
20 Resources Act of 1978, as amended (16 U.S.C. 1600–
21 1614).

22 (b) In carrying out this authority, the Secretary may
23 enter into grants, contracts, and cooperative agreements
24 with public and private agencies, organizations, corpora-
25 tions, institutions and individuals. The Secretary may ac-

1 cept gifts and donations pursuant to the Act of October
2 10, 1978 (7 U.S.C. 2269) including gifts and donations
3 from a donor that conducts business with any agency of
4 the Department of Agriculture or is regulated by the Sec-
5 retary of Agriculture.

6 (c) The Secretary is hereby and hereafter authorized
7 to operate and utilize the assets of the Wood Education
8 and Resource Center (previously named the Robert C.
9 Byrd Hardwood Technology Center in West Virginia) as
10 part of a newly formed “Institute of Hardwood Tech-
11 nology Transfer and Applied Research” (hereinafter the
12 “Institute”). The Institute, in addition to the Wood Edu-
13 cation and Resource Center, will consist of a Director,
14 technology transfer specialists from State and Private
15 Forestry, the Forestry Sciences Laboratory in Princeton,
16 West Virginia, and any other organizational unit of the
17 Department of Agriculture as the Secretary deems appro-
18 priate. The overall management of the Institute will be
19 the responsibility of the Forest Service, State and Private
20 Forestry.

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

1 nology Transfer and Applied Research Fund”, which shall
2 be available to the Secretary until expended, without fur-
3 ther appropriation, in furtherance of the purposes of this
4 section, including upkeep, management, and operation of
5 the Institute and the payment of salaries and expenses.

6 (e) There are hereby and hereafter authorized to be
7 appropriated such sums as necessary to carry out the pro-
8 visions of this section.

9 SEC. 333. No timber sale in Region 10 shall be adver-
10 tised if the indicated rate is deficit when appraised under
11 the transaction evidence appraisal system using domestic
12 Alaska values for western red cedar: *Provided*, That sales
13 which are deficit when appraised under the transaction
14 evidence appraisal system using domestic Alaska values
15 for western red cedar may be advertised upon receipt of
16 a written request by a prospective, informed bidder, who
17 has the opportunity to review the Forest Service’s cruise
18 and harvest cost estimate for that timber. Program accom-
19 plishments shall be based on volume sold. Should Region
20 10 sell, in fiscal year 2000, the annual average portion
21 of the decadal allowable sale quantity called for in the cur-
22 rent Tongass Land Management Plan in sales which are
23 not deficit when appraised under the transaction evidence
24 appraisal system using domestic Alaska values for western
25 red cedar, all of the western red cedar timber from those

1 sales which is surplus to the needs of domestic processors
2 in Alaska, shall be made available to domestic processors
3 in the contiguous 48 United States at prevailing domestic
4 prices. Should Region 10 sell, in fiscal year 2000, less
5 than the annual average portion of the decadal allowable
6 sale quantity called for in the current Tongass Land Man-
7 agement Plan in sales which are not deficit when ap-
8 praised under the transaction evidence appraisal system
9 using domestic Alaska values for western red cedar, the
10 volume of western red cedar timber available to domestic
11 processors at prevailing domestic prices in the contiguous
12 48 United States shall be that volume: (i) which is surplus
13 to the needs of domestic processors in Alaska; and (ii) is
14 that percent of the surplus western red cedar volume de-
15 termined by calculating the ratio of the total timber vol-
16 ume which has been sold on the Tongass to the annual
17 average portion of the decadal allowable sale quantity
18 called for in the current Tongass Land Management Plan.
19 The percentage shall be calculated by Region 10 on a roll-
20 ing basis as each sale is sold (for purposes of this amend-
21 ment, a “rolling basis” shall mean that the determination
22 of how much western red cedar is eligible for sale to var-
23 ious markets shall be made at the time each sale is award-
24 ed). Western red cedar shall be deemed “surplus to the
25 needs of domestic processors in Alaska” when the timber

1 sale holder has presented to the Forest Service docu-
2 mentation of the inability to sell western red cedar logs
3 from a given sale to domestic Alaska processors at price
4 equal to or greater than the log selling value stated in
5 the contract. All additional western red cedar volume not
6 sold to Alaska or contiguous 48 United States domestic
7 processors may be exported to foreign markets at the elec-
8 tion of the timber sale holder. All Alaska yellow cedar may
9 be sold at prevailing export prices at the election of the
10 timber sale holder.

11 SEC. 334. Subsection 104(d) of Public Law 104–333
12 (110 Stat. 4102) is amended—

13 (1) in paragraph (3) by striking “after deter-
14 mining that the projects to be funded from the pro-
15 ceeds thereof are creditworthy and that a repayment
16 schedule is established and only” and inserting “in-
17 cluding a review of the creditworthiness of the loan
18 and establishment of a repayment schedule,” after
19 “and subject to such terms and conditions,”; and

20 (2) in paragraph (4) by inserting “paragraph
21 (3) of” before “this subsection”.

22 SEC. 335. The Secretary of Agriculture and the Sec-
23 retary of the Interior shall:

24 (1) prepare the report required of them by sec-
25 tion 323(a) of the Interior and Related Agencies Ap-

1 appropriations Act, 1998 (Public Law 105–83; 111
2 Stat. 1543, 1596–7) except that the report describ-
3 ing the estimated production of goods and services
4 for the first 5 years during the course of the deci-
5 sion may be completed for either each individual
6 unit of Federal lands or for each of the Resource
7 Advisory Council or Provincial Advisory Council
8 units that fall within the Basin area;

9 (2) distribute the report and make such report
10 available for public comment for a minimum of 120
11 days; and

12 (3) include detailed responses to the public
13 comment in any final environmental impact state-
14 ment associated with the Interior Columbia Basin
15 Ecosystem Management Project.

16 SEC. 336. None of the funds appropriated by this Act
17 shall be used to propose or issue rules, regulations, de-
18 crees, or orders for the purpose of implementation, or in
19 preparation for implementation, of the Kyoto Protocol
20 which was adopted on December 11, 1997, in Kyoto,
21 Japan at the Third Conference of the Parties to the
22 United Nations Framework Convention on Climate
23 Change, which has not been submitted to the Senate for
24 advice and consent to ratification pursuant to article II,
25 section 2, clause 2, of the United States Constitution, and

1 which has not entered into force pursuant to article 25
2 of the Protocol.

3 SEC. 337. (a) MILLSITES OPINION.—No funds shall
4 be expended by the Department of the Interior or the De-
5 partment of Agriculture, for fiscal years 2000 and 2001,
6 to limit the number or acreage of millsites based on the
7 ratio between the number or acreage of millsites and the
8 number or acreage of associated lode or placer claims with
9 respect to any patent application grandfathered pursuant
10 to section 113 of the Department of the Interior and Re-
11 lated Agencies, Appropriations Act, 1995; any operation
12 for which a plan of operations has been previously ap-
13 proved; or any operation for which a plan of operations
14 has been submitted to the Bureau of Land Management
15 or Forest Service prior to November 7, 1997.

16 (b) NO RATIFICATION.—Nothing in this Act or the
17 Emergency Supplemental Act of 1999 shall be construed
18 as an explicit or tacit adoption, ratification, endorsement,
19 approval, rejection or disapproval of the opinion dated No-
20 vember 7, 1997, by the solicitor of the Department of the
21 Interior concerning millsites.

22 SEC. 338. The Forest Service, in consultation with
23 the Department of Labor, shall review Forest Service
24 campground concessions policy to determine if modifica-
25 tions can be made to Forest Service contracts for camp-

1 grounds so that such concessions fall within the regulatory
2 exemption of 29 CFR 4.122(b). The Forest Service shall
3 offer in fiscal year 2000 such concession prospectuses
4 under the regulatory exemption, except that, any pro-
5 spectus that does not meet the requirements of the regu-
6 latory exemption shall be offered as a service contract in
7 accordance with the requirements of 41 U.S.C. 351–358.

8 SEC. 339. PILOT PROGRAM OF CHARGES AND FEES
9 FOR HARVEST OF FOREST BOTANICAL PRODUCTS. (a)
10 DEFINITION OF FOREST BOTANICAL PRODUCT.—For
11 purposes of this section, the term “forest botanical prod-
12 uct” means any naturally occurring mushrooms, fungi,
13 flowers, seeds, roots, bark, leaves, and other vegetation (or
14 portion thereof) that grow on National Forest System
15 lands. The term does not include trees, except as provided
16 in regulations issued under this section by the Secretary
17 of Agriculture.

18 (b) RECOVERY OF FAIR MARKET VALUE FOR PROD-
19 UCTS.—The Secretary of Agriculture shall develop and im-
20 plement a pilot program to charge and collect not less than
21 the fair market value for forest botanical products har-
22 vested on National Forest System lands. The Secretary
23 shall establish appraisal methods and bidding procedures
24 to ensure that the amounts collected for forest botanical
25 products are not less than fair market value.

1 (c) FEES.—

2 (1) IMPOSITION AND COLLECTION.—Under the
3 pilot program, the Secretary of Agriculture shall also
4 charge and collect fees from persons who harvest
5 forest botanical products on National Forest System
6 lands to recover all costs to the Department of Agri-
7 culture associated with the granting, modifying, or
8 monitoring the authorization for harvest of the for-
9 est botanical products, including the costs of any en-
10 vironmental or other analysis.

11 (2) SECURITY.—The Secretary may require a
12 person assessed a fee under this subsection to pro-
13 vide security to ensure that the Secretary receives
14 the fees imposed under this subsection from the per-
15 son.

16 (d) SUSTAINABLE HARVEST LEVELS FOR FOREST
17 BOTANICAL PRODUCTS.—The Secretary of Agriculture
18 shall conduct appropriate analyses to determine whether
19 and how the harvest of forest botanical products on Na-
20 tional Forest System lands can be conducted on a sustain-
21 able basis. The Secretary may not permit under the pilot
22 program the harvest of forest botanical products at levels
23 in excess of sustainable harvest levels, as defined pursuant
24 to the Multiple-Use Sustained-Yield Act of 1960 (16
25 U.S.C. 528 et seq.). The Secretary shall establish proce-

1 dures and timeframes to monitor and revise the harvest
2 levels established for forest botanical products.

3 (e) WAIVER AUTHORITY.—

4 (1) PERSONAL USE.—The Secretary of Agri-
5 culture shall establish a personal use harvest level
6 for each forest botanical product, and the harvest of
7 a forest botanical product below that level by a per-
8 son for personal use shall not be subject to charges
9 and fees under subsections (b) and (c).

10 (2) OTHER EXCEPTIONS.—The Secretary may
11 also waive the application of subsection (b) or (c)
12 pursuant to such regulations as the Secretary may
13 prescribe.

14 (f) DEPOSIT AND USE OF FUNDS.—

15 (1) DEPOSIT.—Funds collected under the pilot
16 program in accordance with subsections (b) and (c)
17 shall be deposited into a special account in the
18 Treasury of the United States.

19 (2) FUNDS AVAILABLE.—Funds deposited into
20 the special account in accordance with paragraph (1)
21 in excess of the amounts collected for forest botan-
22 ical products during fiscal year 1999 shall be avail-
23 able for expenditure by the Secretary of Agriculture
24 under paragraph (3) without further appropriation,

1 and shall remain available for expenditure until the
2 date specified in subsection (h)(2).

3 (3) AUTHORIZED USES.—The funds made avail-
4 able under paragraph (2) shall be expended at units
5 of the National Forest System in proportion to the
6 charges and fees collected at that unit under the
7 pilot program to pay for—

8 (A) in the case of funds collected under
9 subsection (b), the costs of conducting inven-
10 tories of forest botanical products, determining
11 sustainable levels of harvest, monitoring and as-
12 sessing the impacts of harvest levels and meth-
13 ods, and for restoration activities, including any
14 necessary vegetation; and

15 (B) in the case of fees collected under sub-
16 section (c), the costs described in paragraph (1)
17 of such subsection.

18 (4) TREATMENT OF FEES.—Funds collected
19 under subsections (b) and (c) shall not be taken into
20 account for the purposes of the following laws:

21 (A) The sixth paragraph under the head-
22 ing “FOREST SERVICE” in the Act of May 23,
23 1908 (16 U.S.C. 500) and section 13 of the Act
24 of March 1, 1911 (commonly known as the
25 Weeks Act; 16 U.S.C. 500).

1 (B) The fourteenth paragraph under the
2 heading “FOREST SERVICE” in the Act of
3 March 4, 1913 (16 U.S.C. 501).

4 (C) Section 33 of the Bankhead-Jones
5 Farm Tenant Act (7 U.S.C. 1012).

6 (D) The Act of August 8, 1937, and the
7 Act of May 24, 1939 (43 U.S.C. 1181a et seq.).

8 (E) Section 6 of the Act of June 14, 1926
9 (commonly known as the Recreation and Public
10 Purposes Act; 43 U.S.C. 869–4).

11 (F) Chapter 69 of title 31, United States
12 Code.

13 (G) Section 401 of the Act of June 15,
14 1935 (16 U.S.C. 715s).

15 (H) Section 4 of the Land and Water Con-
16 servation Fund Act of 1965 (16 U.S.C. 460l–
17 6a).

18 (I) Any other provision of law relating to
19 revenue allocation.

20 (g) REPORTING REQUIREMENTS.—As soon as prac-
21 ticable after the end of each fiscal year in which the Sec-
22 retary of Agriculture collects charges and fees under sub-
23 sections (b) and (c) or expends funds from the special ac-
24 count under subsection (f), the Secretary shall submit to
25 the Congress a report summarizing the activities of the

1 Secretary under the pilot program, including the funds
2 generated under subsections (b) and (c), the expenses in-
3 curred to carry out the pilot program, and the expendi-
4 tures made from the special account during that fiscal
5 year.

6 (h) DURATION OF PILOT PROGRAM.—

7 (1) CHARGES AND FEES.—The Secretary of Ag-
8 riculture may collect charges and fees under the au-
9 thority of subsections (b) and (c) only during fiscal
10 years 2000 through 2004.

11 (2) USE OF SPECIAL ACCOUNT.—The Secretary
12 may make expenditures from the special account
13 under subsection (f) until September 30 of the fiscal
14 year following the last fiscal year specified in para-
15 graph (1). After that date, amounts remaining in
16 the special account shall be transferred to the gen-
17 eral fund of the Treasury.

18 SEC. 340. Title III, section 3001 of Public Law 106-
19 31 is amended by inserting after “Alabama,” the fol-
20 lowing: “in fiscal year 1999 or 2000”.

21 SEC. 341. Section 347 of title III of section 101(e)
22 of division A of Public Law 105-277 is hereby amended—

23 (1) in subsection (a)—

1 (A) by inserting “, via agreement or con-
2 tract as appropriate,” before “may enter into”;
3 and

4 (B) by striking “(28) contracts with pri-
5 vate persons and” and inserting “(28) steward-
6 ship contracting demonstration pilot projects
7 with private persons or other public or private”;
8 (2) in subsection (b), by striking “contract”
9 and inserting “project”;

10 (3) in subsection (c)—

11 (A) in the heading, by inserting “Agree-
12 ments or” before “Contracts”;

13 (B) in paragraph (1)—

14 (i) by striking “a contract” and in-
15 serting “an agreement or contract”; and

16 (ii) by striking “private contracts”
17 and inserting “private agreements or con-
18 tracts”;

19 (C) in paragraph (3), by inserting “agree-
20 ment or” before “contracts”; and

21 (D) in paragraph (4), by inserting “agree-
22 ment or” before “contracts”;

23 (4) in subsection (d)—

1 (A) in paragraph (1), by striking “a con-
2 tract” and inserting “an agreement or con-
3 tract”; and

4 (B) in paragraph (2), by striking “a con-
5 tract” and inserting “an agreement or con-
6 tract”; and

7 (5) in subsection (g)—

8 (A) in the first sentence by striking “con-
9 tract” and inserting “pilot project”; and

10 (B) in the last sentence—

11 (i) by inserting “agreements or” be-
12 fore “contracts”; and

13 (ii) by inserting “agreements or” be-
14 fore “contract”.

15 SEC. 342. Notwithstanding section 343 of Public Law
16 105–83, increases in recreation residence fees shall be im-
17 plemented in fiscal year 2000 only to the extent that the
18 fiscal year 2000 fees do not exceed the fiscal year 1999
19 fee by more than \$2,000.

20 SEC. 343. REDESIGNATION OF BLACKSTONE RIVER
21 VALLEY NATIONAL HERITAGE CORRIDOR IN HONOR OF
22 JOHN H. CHAFEE. (a) CORRIDOR.—

23 (1) IN GENERAL.—The Blackstone River Valley
24 National Heritage Corridor established by section 1
25 of Public Law 99–647 (16 U.S.C. 461 note) is re-

1 designated as the “John H. Chafee Blackstone River
2 Valley National Heritage Corridor”.

3 (2) REFERENCES.—Any reference in a law,
4 map, regulation, document, paper, or other record of
5 the United States to the Blackstone River Valley
6 National Heritage Corridor shall be deemed to be a
7 reference to the John H. Chafee Blackstone River
8 Valley National Heritage Corridor.

9 (b) COMMISSION.—

10 (1) IN GENERAL.—The Blackstone River Valley
11 National Heritage Corridor Commission established
12 by section 3 of Public Law 99–647 (16 U.S.C. 461
13 note) is redesignated as the “John H. Chafee Black-
14 stone River Valley National Heritage Corridor Com-
15 mission”.

16 (2) REFERENCES.—Any reference in a law,
17 map, regulation, document, paper, or other record of
18 the United States to the Blackstone River Valley
19 National Heritage Corridor Commission shall be
20 deemed to be a reference to the John H. Chafee
21 Blackstone River Valley National Heritage Corridor
22 Commission.

23 (c) CONFORMING AMENDMENTS.—

24 (1) Section 1 of Public Law 99–647 (16 U.S.C.
25 461 note) is amended in the first sentence by strik-

1 ing “Blackstone River Valley National Heritage Cor-
2 ridor” and inserting “John H. Chafee Blackstone
3 River Valley National Heritage Corridor”.

4 (2) Section 3 of Public Law 99–647 (16 U.S.C.
5 461 note) is amended—

6 (A) in the section heading, by striking
7 “BLACKSTONE RIVER VALLEY NATIONAL HERIT-
8 AGE CORRIDOR COMMISSION” and inserting
9 “JOHN H. CHAFEE BLACKSTONE RIVER VALLEY
10 NATIONAL HERITAGE CORRIDOR COMMISSION”;
11 and

12 (B) in subsection (a), by striking “Black-
13 stone River Valley National Heritage Corridor
14 Commission” and inserting “John H. Chafee
15 Blackstone River Valley National Heritage Cor-
16 ridor Commission”.

17 SEC. 344. A project undertaken by the Forest Service
18 under the Recreation Fee Demonstration Program as au-
19 thorized by section 315 of the Department of the Interior
20 and Related Agencies Appropriations Act for Fiscal Year
21 1996, as amended, shall not result in—

22 (1) displacement of the holder of an authoriza-
23 tion to provide commercial recreation services on
24 Federal lands. Prior to initiating any project, the
25 Secretary shall consult with potentially affected

1 holders to determine what impacts the project may
2 have on the holders. Any modifications to the au-
3 thorization shall be made within the terms and con-
4 ditions of the authorization and authorities of the
5 impacted agency.

6 (2) the return of a commercial recreation serv-
7 ice to the Secretary for operation when such services
8 have been provided in the past by a private sector
9 provider, except when—

10 (A) the private sector provider fails to bid
11 on such opportunities;

12 (B) the private sector provider terminates
13 its relationship with the agency; or

14 (C) the agency revokes the permit for non-
15 compliance with the terms and conditions of the
16 authorization.

17 In such cases, the agency may use the Recreation Fee
18 Demonstration Program to provide for operations until a
19 subsequent operator can be found through the offering of
20 a new prospectus.

21 SEC. 345. NATIONAL FOREST-DEPENDENT RURAL
22 COMMUNITIES ECONOMIC DIVERSIFICATION. (a) FIND-
23 INGS AND PURPOSES.—Section 2373 of the National For-
24 est-Dependent Rural Communities Economic Diversifica-
25 tion Act of 1990 (7 U.S.C. 6611) is amended—

1 (1) in subsection (a)—

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

5 (B) in paragraph (4), by striking “the na-
6 tional forests” and inserting “National Forest
7 System land”;

8 (C) in paragraph (5), by striking “forest
9 resources” and inserting “natural resources”;
10 and

11 (D) in paragraph (6), by striking “national
12 forest resources” and inserting “National For-
13 est System land resources”; and

14 (2) in subsection (b)(1)—

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

17 (B) by striking “forest resources” and in-
18 serting “natural resources”.

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

23 (c) RURAL FORESTRY AND ECONOMIC DIVERSIFICA-
24 TION ACTION TEAMS.—Section 2375(b) of the National

1 Forest-Dependent Rural Communities Economic Diver-
2 sification Act of 1990 (7 U.S.C. 6613(b)) is amended—

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

5 (2) in the second and third sentences, by strik-
6 ing “national forest resources” and inserting “Na-
7 tional Forest System land resources”.

8 (d) ACTION PLAN IMPLEMENTATION.—Section
9 2376(a) of the National Forest-Dependent Rural Commu-
10 nities Economic Diversification Act of 1990 (7 U.S.C.
11 6614(a)) is amended—

12 (1) by striking “forest resources” and inserting
13 “natural resources”; and

14 (2) by striking “national forest resources” and
15 inserting “National Forest System land resources”.

16 (e) TRAINING AND EDUCATION.—Paragraphs (3)
17 and (4) of section 2377(a) of the National Forest-Depend-
18 ent Rural Communities Economic Diversification Act of
19 1990 (7 U.S.C. 6615(a)) are amended by striking “na-
20 tional forest resources” and inserting “National Forest
21 System land resources”.

22 (f) LOANS TO ECONOMICALLY DISADVANTAGED
23 RURAL COMMUNITIES.—Paragraphs (2) and (3) of sec-
24 tion 2378(a) of the National Forest-Dependent Rural
25 Communities Economic Diversification Act of 1990 (7

1 U.S.C. 6616(a)) are amended by striking “national forest
2 resources” and inserting “National Forest System land re-
3 sources”.

4 SEC. 346. INTERSTATE 90 LAND EXCHANGE
5 AMENDMENT. (a) This section shall be referred to as the
6 “Interstate 90 Land Exchange Amendment”.

7 (b) Section 604(a) of the Interstate 90 Land Ex-
8 change Act of 1998, Public Law 105–277; 112 Stat.
9 2681–328 (1998), is hereby amended by adding at the end
10 of the first sentence: “except title to offered lands and in-
11 terests in lands described as follows: Township 21 North,
12 Range 12 East, Section 15, W.M., Township 21 North,
13 Range 12 East, Section 23, W.M., Township 21 North,
14 Range 12 East, Section 25, W.M., Township 19 North,
15 Range 13 East, Section 7, W.M., Township 19 North,
16 Range 15 East, Section 31, W.M., Township 19 North,
17 Range 14 East, Section 25, W.M., Township 22 North,
18 Range 11 East, Section 3, W.M., and Township 22 North,
19 Range 11 East, Section 19, W.M. must be placed in es-
20 crow by Plum Creek, according to terms and conditions
21 acceptable to the Secretary and Plum Creek, for a 3-year
22 period beginning on the later of the date of the enactment
23 of this Act or consummation of the exchange. During the
24 period the lands are held in escrow, Plum Creek shall not
25 undertake any activities on these lands, except for fire

1 suppression and road maintenance, without the approval
2 of the Secretary, which shall not be unreasonably with-
3 held”.

4 (c) Section 604(a) is further amended by inserting
5 in section (2) after the words “dated October 1998” the
6 following: “except the following parcels: Township 19
7 North, Range 15 East, Section 29, W.M., Township 18
8 North, Range 15 East, Section 3, W.M., Township 19
9 North, Range 14 East, Section 9, W.M., Township 21
10 North, Range 14 East, Section 7, W.M., Township 22
11 North, Range 12 East, Section 35, W.M., Township 22
12 North, Range 13 East, Section 3, W.M., Township 22
13 North, Range 13 East, Section 9, W.M., Township 22
14 North, Range 13 East, Section 11, W.M., Township 22
15 North, Range 13 East, Section 13, W.M., Township 22
16 North, Range 13 East, Section 15, W.M., Township 22
17 North, Range 13 East, Section 25, W.M., Township 22
18 North, Range 13 East, Section 33, W.M., Township 22
19 North, Range 13 East, Section 35, W.M., Township 22
20 North, Range 14 East, Section 7, W.M., Township 22
21 North, Range 14 East, Section 9, W.M., Township 22
22 North, Range 14 East, Section 11, W.M., Township 22
23 North, Range 14 East, Section 15, W.M., Township 22
24 North, Range 14 East, Section 17, W.M., Township 22
25 North, Range 14 East, Section 21, W.M., Township 22

1 North, Range 14 East, Section 31, W.M., Township 22
2 North, Range 14 East, Section 27, W.M. The appraisal
3 approved by the Secretary of Agriculture on June 14,
4 1999 (the “Appraisal”) shall be adjusted by subtracting
5 the values for the parcels described in the preceding sen-
6 tence determined during the Appraisal process in the con-
7 text of the whole estate to be conveyed”.

8 (d) Section 604(b) of the Interstate 90 Land Ex-
9 change Act of 1998, Public Law 105–277; 112 Stat.
10 2681–328 (1998), is hereby amended by inserting after
11 the words “offered land” the following: “, as provided in
12 section 604(a), and placement in escrow of acceptable title
13 to Township 22 North, Range 11 East, Section 3, W.M.,
14 Township 22 North, Range 11 East, Section 19, W.M.,
15 Township 21 North, Range 12 East, Section 15, W.M.,
16 Township 21 North, Range 12 East, Section 23, W.M.,
17 Township 21 North, Range 12 East, Section 25, W.M.,
18 Township 19 North, Range 13 East, Section 7, W.M.,
19 Township 19 North, Range 15 East, Section 31, W.M.,
20 and Township 19 North, Range 14 East, Section 25,
21 W.M.”.

22 (e) Section 604(b) is further amended by inserting
23 the following before the colon: “except Township 19
24 North, Range 10 East, W.M., Section 4, Township 20
25 North, Range 10 East, W.M., Section 32, and Township

1 21 North, Range 14 East, W.M., $W^{1/2}W^{1/2}$ of Section 16,
2 Township 12 North, Range 7 East, Sections 4 and 5,
3 W.M., Township 13 North, Range 7 East, Sections 32 and
4 33, W.M., Township 8 North, Range 4 East, Section 17
5 and the $S^{1/2}$ of 16, W.M., which shall be retained by the
6 United States". The Appraisal shall be adjusted by sub-
7 tracting the values determined for Township 19 North,
8 Range 10 East, W.M., Section 4, Township 20 North,
9 Range 10 East, W.M., Section 32, Township 12 North,
10 Range 7 East, Sections 4 and 5, W.M., Township 13
11 North, Range 7 East, Sections 32 and 33, W.M., Town-
12 ship 8 North, Range 4 East, Section 17 and the $S^{1/2}$ of
13 Section 16, W.M. during the Appraisal process in the con-
14 text of the whole estate to be conveyed.

15 (f) After adjustment of the Appraisal, the values of
16 the offered and selected lands, including the offered lands
17 held in escrow, shall be equalized as follows:

18 (1) the appraised value of the offered lands, as
19 such lands and appraised value have been adjusted
20 hereby, minus the appraised value of the offered
21 lands to be placed into escrow, shall be compared to
22 the appraised value of the selected lands, as such
23 lands and appraised value have been adjusted here-
24 by, and the Secretary shall equalize such values by
25 the payment of cash to Plum Creek at the time that

1 deeds are exchanged, such cash to come from cur-
2 rently appropriated funds, or, if necessary, by re-
3 programming; and

4 (2) the Secretary shall compensate Plum Creek
5 for the lands placed into escrow, based upon the val-
6 ues determined for each such parcel during the Ap-
7 praisal process in the context of the whole estate to
8 be conveyed, through the following, including any
9 combination thereof:

10 (A) conveyance of any other lands under
11 the jurisdiction of the Secretary acceptable to
12 Plum Creek and the Secretary after compliance
13 with all applicable Federal environmental and
14 other laws; and

15 (B) to the extent sufficient acceptable
16 lands are not available pursuant to paragraph
17 (A) of this subsection, cash payments as and to
18 the extent funds become available through ap-
19 propriations, private sources, or, if necessary,
20 by reprogramming.

21 The Secretary shall promptly seek to identify lands accept-
22 able to equalize values under paragraph (A) of this sub-
23 section and shall, not later than July 1, 2000, provide a
24 report to the Congress outlining the results of such efforts.

1 (g) As funds or lands are provided to Plum Creek
2 by the Secretary, Plum Creek shall release to the United
3 States deeds for lands and interests in lands held in es-
4 crow based on the values determined during the Appraisal
5 process in the context of the whole estate to be conveyed.
6 Deeds shall be released for lands and interests in lands
7 in the following order: Township 21 North, Range 12
8 East, Section 15, W.M., Township 21 North, Range 12
9 East, Section 23, W.M., Township 21 North, Range 12
10 East, Section 25, W.M., Township 19 North, Range 13
11 East, Section 7, Township 19 North, Range 15 East, Sec-
12 tion 31, Township 19 North, Range 14 East, Section 25,
13 Township 22 North, Range 11 East, Section 3, W.M., and
14 Township 22 North, Range 11 East, Section 19, W.M.

15 (h) Section 606(d) is hereby amended to read as fol-
16 lows: “TIMING.—The Secretary and Plum Creek shall
17 make the adjustments directed in section 604(a) and (b)
18 and consummate the land exchange within 30 days of the
19 enactment of the Interstate 90 Land Exchange Amend-
20 ment, unless the Secretary and Plum Creek mutually
21 agree to extend the consummation date.”.

22 (i) The deadline for the Report to Congress required
23 by section 609(c) of the Interstate 90 Land Exchange Act
24 of 1998 is hereby extended. Such Report is due to the

1 Congress 18 months from the date of the enactment of
2 this Interstate 90 Land Exchange Amendment.

3 (j) Section 610 of the Interstate 90 Land Exchange
4 Act of 1998, is hereby amended by striking “date of enact-
5 ment of this Act” and inserting “first date on which deeds
6 are exchanged to consummate the land exchange”.

7 SEC. 347. THE SNOQUALMIE NATIONAL FOREST
8 BOUNDARY ADJUSTMENT ACT OF 1999. (a) IN GEN-
9 ERAL.—The boundary of the Snoqualmie National Forest
10 is hereby adjusted as generally depicted on a map entitled
11 “Snoqualmie National Forest 1999 Boundary Adjust-
12 ment” dated June 30, 1999. Such map, together with a
13 legal description of all lands included in the boundary ad-
14 justment, shall be on file and available for public inspec-
15 tion in the Office of the Chief of the Forest Service in
16 Washington, District of Columbia. Nothing in this sub-
17 section shall limit the authority of the Secretary of Agri-
18 culture to adjust the boundary pursuant to section 11 of
19 the Weeks Law of March 1, 1911.

20 (b) RULE FOR LAND AND WATER CONSERVATION
21 FUND.—For the purposes of section 7 of the Land and
22 Water Conservation Fund Act of 1965 (16 U.S.C. 460l–
23 9), the boundary of the Snoqualmie National Forest, as
24 adjusted by subsection (a), shall be considered to be the
25 boundary of the Forest as of January 1, 1965.

1 SEC. 348. Section 1770(d) of the Food Security Act
2 of 1985 (7 U.S.C. 2276(d)) is amended by redesignating
3 paragraph (10) as paragraph (11) and by inserting after
4 paragraph (9) the following new paragraph:

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

8 SEC. 349. None of the funds appropriated or other-
9 wise made available by this Act may be used to implement
10 or enforce any provision in Presidential Executive Order
11 No. 13123 regarding the Federal Energy Management
12 Program which circumvents or contradicts any statutes
13 relevant to Federal energy use and the measurement
14 thereof.

15 SEC. 350. INVESTMENT OF EXXON VALDEZ OIL
16 SPILL COURT RECOVERY IN HIGH YIELD INVESTMENTS
17 AND IN MARINE RESEARCH. (1) Notwithstanding any
18 other provision of law and subject to the provisions of
19 paragraphs (5) and (7), upon the joint motion of the
20 United States and the State of Alaska and the issuance
21 of an appropriate order by the United States District
22 Court for the District of Alaska, the joint trust funds, or
23 any portion thereof, including any interest accrued there-
24 on, previously received or to be received by the United
25 States and the State of Alaska pursuant to the Agreement

1 and Consent Decree issued in United States v. Exxon Cor-
2 poration, et al. (No. A91-082 CIV) and State of Alaska
3 v. Exxon Corporation, et al. (No. A91-083 CIV) (here-
4 after referred to as the “Consent Decree”), may be depos-
5 ited in—

6 (A) the Natural Resource Damage Assessment
7 and Restoration Fund (hereafter referred to as the
8 “Fund”) established in title I of the Department of
9 the Interior and Related Agencies Appropriations
10 Act, 1992 (Public Law 102-154; 43 U.S.C. 1474b);

11 (B) accounts outside the United States Treas-
12 ury (hereafter referred to as “outside accounts”); or

13 (C) both.

14 Any funds deposited in an outside account may be invested
15 only in income-producing obligations and other instru-
16 ments or securities that have been determined unani-
17 mously by the Federal and State natural resource trustees
18 for the Exxon Valdez oil spill (“trustees”) to have a high
19 degree of reliability and security.

20 (2) Joint trust funds deposited in the Fund or an
21 outside account that have been approved unanimously by
22 the Trustees for expenditure by or through a State or Fed-
23 eral agency shall be transferred promptly from the Fund
24 or the outside account to the State of Alaska or United
25 States upon the joint request of the governments.

1 (3) The transfer of joint trust funds outside the
2 Court Registry shall not affect the supervisory jurisdiction
3 of the district court under the Consent Decree or the
4 Memorandum of Agreement and Consent Decree in
5 United States v. State of Alaska (No. A91-081-CIV) over
6 all expenditures of the joint trust funds.

7 (4) Nothing herein shall affect the requirement of
8 section 207 of the dire emergency supplemental appropria-
9 tions and transfers for relief from the effects of natural
10 disasters, for other urgent needs, and for the incremental
11 cost of “Operation Desert Shield/Desert Storm” Act of
12 1992 (Public Law 102-229; 42 U.S.C. 1474b note) that
13 amounts received by the United States and designated by
14 the trustees for the expenditure by or through a Federal
15 agency must be deposited into the Fund.

16 (5) All remaining settlement funds are eligible for the
17 investment authority granted under this section so long
18 as they are managed and allocated consistent with the
19 Resolution of the Trustees adopted March 1, 1999, con-
20 cerning the Restoration Reserve, as follows:

21 (A) \$55 million of the funds remaining on Oc-
22 tober 1, 2002, and the associated earnings there-
23 after shall be managed and allocated for habitat pro-
24 tection programs including small parcel habitat ac-
25 quisitions. Such sums shall be reduced by—

1 (i) the amount of any payments made after
2 the date of enactment of this Act from the
3 Joint Trust Funds pursuant to an agreement
4 between the Trustee Council and Koniag, Inc.,
5 which includes those lands which are presently
6 subject to the Koniag Non-Development Ease-
7 ment, including, but not limited to, the continu-
8 ation or modification of such Easement; and

9 (ii) payments in excess of \$6.32 million for
10 any habitat acquisition or protection from the
11 joint trust funds after the date of enactment of
12 this Act and prior to October 1, 2002, other
13 than payments for which the Council is cur-
14 rently obligated through purchase agreements
15 with the Kodiak Island Borough, Afognak Joint
16 Venture and the Eyak Corporation.

17 (B) All other funds remaining on October 1,
18 2002, and the associated earnings shall be used to
19 fund a program, consisting of—

20 (i) marine research, including applied fish-
21 eries research;

22 (ii) monitoring; and

23 (iii) restoration, other than habitat acquisi-
24 tion, which may include community and eco-
25 nomic restoration projects and facilities (includ-

1 ing projects proposed by the communities of the
2 EVOS Region or the fishing industry), con-
3 sistent with the Consent Decree.

4 (6) The Federal trustees and the State trustees, to
5 the extent authorized by State law, are authorized to issue
6 grants as needed to implement this program.

7 (7) The authority provided in this section shall expire
8 on September 30, 2002, unless by September 30, 2001,
9 the Trustees have submitted to the Congress a report rec-
10 ommending a structure the Trustees believe would be most
11 effective and appropriate for the administration and ex-
12 penditure of remaining funds and interest received. Upon
13 the expiration of the authorities granted in this section
14 all monies in the Fund or outside accounts shall be re-
15 turned to the Court Registry or other account permitted
16 by law.

17 SEC. 351. YOUTH CONSERVATION CORPS AND RE-
18 LATED PARTNERSHIPS. (a) Notwithstanding any other
19 provision of this Act, there shall be available for high pri-
20 ority projects which shall be carried out by the Youth Con-
21 servation Corps as authorized by Public Law 91-378, or
22 related partnerships with non-Federal youth conservation
23 corps or entities such as the Student Conservation Asso-
24 ciation, up to \$1,000,000 of the funds available to the Bu-
25 reau of Land Management under this Act, in order to in-

1 crease the number of summer jobs available for youths,
2 ages 15 through 22, on Federal lands.

3 (b) Within 6 months after the date of the enactment
4 of this Act, the Secretary of Agriculture and the Secretary
5 of the Interior shall jointly submit a report to the House
6 and Senate Committees on Appropriations and the Com-
7 mittee on Energy and Natural Resources of the Senate
8 and the Committee on Resources of the House of Rep-
9 resentatives that includes the following—

10 (1) the number of youths, ages 15 through 22,
11 employed during the summer of 1999, and the num-
12 ber estimated to be employed during the summer of
13 2000, through the Youth Conservation Corps, the
14 Public Land Corps, or a related partnership with a
15 State, local or nonprofit youth conservation corps or
16 other entities such as the Student Conservation As-
17 sociation;

18 (2) a description of the different types of work
19 accomplished by youths during the summer of 1999;

20 (3) identification of any problems that prevent
21 or limit the use of the Youth Conservation Corps,
22 the Public Land Corps, or related partnerships to
23 accomplish projects described in subsection (a);

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

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

8 SEC. 352. (a) NORTH PACIFIC RESEARCH BOARD.—
9 Section 401 of Public Law 105–83 is amended as follows:

10 (1) In subsection (e)—

11 (A) by striking “available for appropria-
12 tion, to the extent provided in the subsequent
13 appropriations Acts,” and inserting “made
14 available”;

15 (B) by inserting “To the extent provided in
16 the subsequent appropriations Acts,” at the be-
17 ginning of paragraph (1);

18 (C) by inserting “without further appro-
19 priation” after “20 percent of such amounts
20 shall be made available”; and

21 (2) by striking subsection (f).

22 SEC. 353. None of the funds in this Act may be used
23 by the Secretary of the Interior to issue a prospecting per-
24 mit for hardrock mineral exploration on Mark Twain Na-
25 tional Forest land in the Current River/Jack’s Fork

1 River—Eleven Point Watershed (not including Mark
2 Twain National Forest land in Townships 31N and 32N,
3 Range 2 and Range 3 West, on which mining activities
4 are taking place as of the date of the enactment of this
5 Act): *Provided*, That none of the funds in this Act may
6 be used by the Secretary of the Interior to segregate or
7 withdraw land in the Mark Twain National Forest, Mis-
8 souri under section 204 of the Federal Land Policy and
9 Management Act of 1976 (43 U.S.C. 1714).

10 SEC. 354. Public Law 105–83, the Department of the
11 Interior and Related Agencies Appropriations Act of No-
12 vember 17, 1997, title III, section 331 is hereby amended
13 by adding before the period: “: *Provided further*, That to
14 carryout the provisions of this section, the Bureau of Land
15 Management and the Forest Service may establish Trans-
16 fer Appropriation Accounts (also known as allocation ac-
17 counts) as needed”.

18 SEC. 355. WHITE RIVER NATIONAL FOREST.—The
19 Forest Service shall extend the public comment period on
20 the White River National Forest plan revision for 90 days
21 beyond February 9, 2000.

22 SEC. 356. The first section of Public Law 99–215
23 (99 Stat. 1724), as amended by section 597 of the Water
24 Resources Development Act of 1999 (Public Law 106–
25 53), is further amended—

1 (1) by redesignating subsection (c) as sub-
2 section (e); and

3 (2) by inserting after subsection (b) the fol-
4 lowing new subsections:

5 “(c) The National Capital Planning Commission shall
6 vacate and terminate an Easement and Declaration of
7 Covenants, dated February 2, 1989, conveyed by the
8 owner of the adjacent real property pursuant to subsection
9 (b)(1)(D) in exchange for, and not later than 30 days
10 after, the vacation and termination of the Deed of Ease-
11 ment, dated January 4, 1989, conveyed by the Maryland
12 National Capital Park and Planning Commission pursu-
13 ant to subsection (b)(1).

14 “(d) Effective on the date of the enactment of this
15 subsection, the memorandum of May 7, 1985, and any
16 amendments thereto, shall terminate.”.

17 SEC. 357. None of the funds in this Act or any other
18 Act shall be used by the Secretary of the Interior to pro-
19 mulgate final rules to revise 43 CFR subpart 3809, except
20 that the Secretary, following the public comment period
21 required by section 3002 of Public Law 106–31, may issue
22 final rules to amend 43 C.F.R. Subpart 3809 which are
23 not inconsistent with the recommendations contained in
24 the National Research Council report entitled “Hardrock
25 Mining on Federal Lands” so long as these regulations

1 are also not inconsistent with existing statutory authori-
2 ties. Nothing in this section shall be construed to expand
3 the existing statutory authority of the Secretary.

4 **TITLE IV—MISSISSIPPI NATIONAL FOREST**
5 **IMPROVEMENT ACT OF 1999**

6 **SEC. 401. SHORT TITLE.**

7 This title may be cited as the “Mississippi National
8 Forest Improvement Act of 1999”.

9 **SEC. 402. DEFINITIONS.**

10 In this title:

11 (1) **AGREEMENT.**—The term “Agreement”
12 means the Agreement described in section 405(a).

13 (2) **SECRETARY.**—The term “Secretary” means
14 the Secretary of Agriculture.

15 (3) **STATE.**—The term “State” means the State
16 of Mississippi.

17 (4) **UNIVERSITY.**—The term “University”
18 means the University of Mississippi.

19 (5) **UNIVERSITY LAND.**—The term “University
20 land” means land described in section 404(a).

21 **SEC. 403. CONVEYANCE OF ADMINISTRATIVE SITES AND**
22 **SMALL PARCELS.**

23 (a) **IN GENERAL.**—The Secretary may, under such
24 terms and conditions as the Secretary may prescribe, sell
25 or exchange any or all right, title, and interest of the

1 United States in and to the following tracts of land in
2 the State:

3 (1) Gulfport Laboratory Site, consisting of ap-
4 proximately 10 acres, as depicted on the map enti-
5 tled “Gulfport Laboratory Site, May 21, 1998”.

6 (2) Raleigh Dwelling Site No. 1, consisting of
7 approximately 0.44 acre, as depicted on the map en-
8 titled “Raleigh Dwelling Site No. 1, May 21, 1998”.

9 (3) Raleigh Dwelling Site No. 2, consisting of
10 approximately 0.47 acre, as depicted on the map en-
11 titled “Raleigh Dwelling Site No. 2, May 21, 1998”.

12 (4) Rolling Fork Dwelling Site, consisting of
13 approximately 0.303 acre, as depicted on the map
14 entitled “Rolling Fork Dwelling Site, May 21,
15 1998”.

16 (5) Gloster Dwelling Site, consisting of approxi-
17 mately 0.55 acre, as depicted on the map entitled
18 “Gloster Dwelling Site, May 21, 1998”.

19 (6) Gloster Office Site, consisting of approxi-
20 mately 1.00 acre, as depicted on the map entitled
21 “Gloster Office Site, May 21, 1998”.

22 (7) Gloster Work Center Site, consisting of ap-
23 proximately 2.00 acres, as depicted on the map enti-
24 tled “Gloster Work Center Site, May 21, 1998”.

1 (8) Holly Springs Dwelling Site, consisting of
2 approximately 0.31 acre, as depicted on the map en-
3 titled “Holly Springs Dwelling Site, May 21, 1998”.

4 (9) Isolated parcels of National Forest land lo-
5 cated in Township 5 South, Ranges 12 and 13 West,
6 and in Township 3 North, Range 12 West, sections
7 23, 33, and 34, St. Stephens Meridian.

8 (10) Isolated parcels of National Forest land
9 acquired after the date of the enactment of this Act
10 from the University of Mississippi located in George
11 and Jackson Counties.

12 (11) Approximately 20 acres of National Forest
13 land and structures located in Township 6 North,
14 Range 3 East, Section 30, Washington Meridian.

15 (b) CONSIDERATION.—Consideration for a sale or ex-
16 change of land under subsection (a) may include the ac-
17 quisition of land, existing improvements, or improvements
18 constructed to the specifications of the Secretary.

19 (c) APPLICABLE LAW.—Except as otherwise provided
20 in this section, any sale or exchange of land under sub-
21 section (a) shall be subject to the laws (including regula-
22 tions) applicable to the conveyance and acquisition of land
23 for the National Forest System.

24 (d) CASH EQUALIZATION.—Notwithstanding any
25 other provision of law, the Secretary may accept a cash

1 equalization payment in excess of 25 percent of the value
2 of land exchanged under subsection (a).

3 (e) SOLICITATION OF OFFERS.—

4 (1) IN GENERAL.—The Secretary may solicit
5 offers for the sale or exchange of land under this
6 section on such terms and conditions as the Sec-
7 retary may prescribe.

8 (2) REJECTION OF OFFERS.—The Secretary
9 may reject any offer made under this section if the
10 Secretary determines that the offer is not adequate
11 or not in the public interest.

12 (f) DEPOSIT OF PROCEEDS.—The Secretary shall de-
13 posit the proceeds of a sale or exchange under subsection
14 (a) in the fund established under Public Law 90–171 (16
15 U.S.C. 484a) (commonly known as the “Sisk Act”).

16 (g) USE OF PROCEEDS.—Funds deposited under sub-
17 section (f) shall be available until expended for—

18 (1) the construction of a research laboratory
19 and office facility at the Forest Service administra-
20 tive site located at the Mississippi State University
21 at Starkville, Mississippi;

22 (2) the acquisition, construction, or improve-
23 ment of administrative facilities in connection with
24 units of the National Forest System in the State;
25 and

1 (3) the acquisition of land and interests in land
2 for units of the National Forest System in the State.

3 **SEC. 404. DE SOTO NATIONAL FOREST ADDITION.**

4 (a) ACQUISITION.—The Secretary may acquire for
5 fair market value all right, title, and interest in land
6 owned by the University of Mississippi within or near the
7 boundaries of the De Soto National Forest in Stone,
8 George, and Jackson Counties, Mississippi, comprising ap-
9 proximately 22,700 acres.

10 (b) BOUNDARIES.—

11 (1) IN GENERAL.—The boundaries of the De
12 Soto National Forest shall be modified as depicted
13 on the map entitled “De Soto National Forest
14 Boundary Modification—April, 1999” to include any
15 acquisition of University land under this section.

16 (2) AVAILABILITY OF MAP.—The map described
17 in paragraph (1) shall be available for public inspec-
18 tion in the office of the Chief of the Forest Service
19 in Washington, District of Columbia.

20 (3) ALLOCATION OF MONEYS FOR FEDERAL
21 PURPOSES.—For the purpose of section 7 of the
22 Land and Water Conservation Fund Act of 1965
23 (16 U.S.C. 4601–9), the boundaries of the De Soto
24 National Forest, as modified by this subsection,

1 shall be considered the boundaries of the De Soto
2 National Forest as of January 1, 1965.

3 (c) MANAGEMENT.—

4 (1) IN GENERAL.—The Secretary shall assume
5 possession and all management responsibilities for
6 University land acquired under this section on the
7 date of acquisition.

8 (2) COOPERATIVE MANAGEMENT AGREEMENT.—For the fiscal year containing the date of
9 the enactment of this Act and each of the four fiscal
10 years thereafter, the Secretary may enter into a co-
11 operative agreement with the University that pro-
12 vides for Forest Service management of any Univer-
13 sity land acquired, or planned to be acquired, under
14 this section.
15

16 (3) ADMINISTRATION.—University land ac-
17 quired under this section shall be—

18 (A) subject to the Act of March 1, 1911
19 (16 U.S.C. 480 et seq.) (commonly known as
20 the “Weeks Act”) and other laws (including
21 regulations) pertaining to the National Forest
22 System; and

23 (B) managed in a manner that is con-
24 sistent with the land and resource management
25 plan applicable to the De Soto National Forest

1 on the date of the enactment of this Act, until
2 the plan is revised in accordance with the regu-
3 larly scheduled process for revision.

4 **SEC. 405. FRANKLIN COUNTY LAND.**

5 (a) IN GENERAL.—The Agreement dated April 24,
6 1999, entered into between the Secretary, the State, and
7 the Franklin County School Board that provides for the
8 Federal acquisition of land owned by the State for the con-
9 struction of the Franklin Lake Dam in Franklin County,
10 Mississippi, is ratified and the parties to the Agreement
11 are authorized to implement the terms of the Agreement.

12 (b) FEDERAL GRANT.—

13 (1) IN GENERAL.—Subject to reservations and
14 exceptions contained in the Agreement, there is
15 granted and quit claimed to the State all right, title,
16 and interest of the United States in the federally-
17 owned land described in Exhibit A to the Agreement.

18 (2) MANAGEMENT.—The land granted to the
19 State under the Agreement shall be managed as
20 school land grants.

21 (c) ACQUISITION OF STATE LAND.—

22 (1) IN GENERAL.—All right, title, and interest
23 in and to the 655.94 acres of land described as Ex-
24 hibit B to the Agreement is vested in the United

1 States along with the right of immediate possession
2 by the Secretary.

3 (2) COMPENSATION.—Compensation owed to
4 the State and the Franklin County School Board for
5 the land described in paragraph (1) shall be pro-
6 vided in accordance with the Agreement.

7 (d) CORRECTION OF DESCRIPTIONS.—The Secretary
8 and the Secretary of State of the State may, by joint modi-
9 fication of the Agreement, make minor corrections to the
10 descriptions of the land described on Exhibits A and B
11 to the Agreement.

12 (e) SECURITY INTEREST.—

13 (1) IN GENERAL.—Any cash equalization in-
14 debtedness owed to the United States pursuant to
15 the Agreement shall be secured only by the timber
16 on the granted land described in Exhibit A of the
17 Agreement.

18 (2) LOSS OF SECURITY.—The United States
19 shall have no recourse against the State or the
20 Franklin County School Board as the result of the
21 loss of the security described in paragraph (1) due
22 to fire, insects, natural disaster, or other cir-
23 cumstance beyond the control of the State or Board.

24 (3) RELEASE OF LIENS.—On payment of cash
25 equalization as required by the Agreement, the Sec-

1 retary (or the Supervisor of the National Forests in
2 the State or other authorized representative of the
3 Secretary) shall release any liens on the granted
4 land described in Exhibit A of the Agreement.

5 **SEC. 406. DISPOSITION OF FUNDS FROM LAND CONVEY-**
6 **ANCES.**

7 (a) IN GENERAL.—The Secretary shall deposit any
8 funds received by the United States from land conveyances
9 authorized under section 405 in the fund established
10 under Public Law 90–171 (16 U.S.C. 484a) (commonly
11 known as the “Sisk Act”).

12 (b) USE.—Funds deposited in the fund under sub-
13 section (a) shall be available until expended for the acqui-
14 sition of land and interests in land for the National Forest
15 System in the State.

16 (c) PARTIAL DISTRIBUTION.—Any funds received by
17 the United States from land conveyances authorized under
18 this Act shall not be subject to partial distribution to the
19 State under—

20 (1) the Act entitled “An Act making appropria-
21 tions for the Department of Agriculture for the fis-
22 cal year ending June thirtieth, nineteen hundred and
23 nine”, approved May 23, 1908 (35 Stat. 260, chap-
24 ter 192; 16 U.S.C. 500);

1 (2) section 13 of the Act of March 1, 1911 (36
2 Stat. 963, chapter 186; 16 U.S.C. 500); or

3 (3) any other law.

4 **SEC. 407. PHOTOGRAPHIC REPRODUCTIONS AND MAPS.**

5 Section 387 of the Act of February 16, 1938 (7
6 U.S.C. 1387) is amended in the first sentence—

7 (1) by striking “such” the first place it appears
8 and inserting “information such as geo-referenced
9 data from all sources,”;

10 (2) by striking “(not less than estimated cost of
11 furnishing such reproductions)”;

12 (3) by inserting after “determine” the fol-
13 lowing: “(but not less than the estimated costs of
14 data processing, updating, revising, reformatting, re-
15 packaging and furnishing the reproductions and in-
16 formation)”.

17 **SEC. 408. AUTHORIZATION OF APPROPRIATIONS.**

18 There are authorized to be appropriated such sums
19 as are necessary to carry out this title.

20 **TITLE V—UNITED MINE WORKERS OF AMERICA**
21 **COMBINED BENEFIT FUND**

22 **SEC. 501.** Notwithstanding any other provision of
23 law, an amount of \$68,000,000 in interest credited to the
24 fund established by section 401 of the Surface Mining
25 Control and Reclamation Act of 1977 (30 U.S.C. 1231)

1 for fiscal years 1993 through 1995 not transferred to the
2 Combined Fund identified in section 402(h)(2) of such Act
3 shall be transferred to such Combined Fund within 30
4 days after the enactment of this Act to pay the amount
5 of any shortfall in any premium account for any plan year
6 under the Combined Fund. The entire amount transferred
7 by this section is designated by the Congress as an emer-
8 gency requirement pursuant to section 251(b)(2)(A) of the
9 Balanced Budget and Emergency Deficit Control Act of
10 1985.

11 TITLE VI—PRIORITY LAND ACQUISITIONS AND
12 LAND EXCHANGES

13 SEC. 601. For priority land acquisitions, land ex-
14 change agreements, and other activities consistent with
15 the Land and Water Conservation Fund Act of 1965, as
16 amended, \$197,500,000, to be derived from the Land and
17 Water Conservation Fund and to remain available until
18 September 30, 2003, of which \$81,000,000 is available to
19 the Secretary of Agriculture and \$116,500,000 is available
20 to the Secretary of the Interior: *Provided*, That of the
21 funds made available to the Secretary of Agriculture, not
22 to exceed \$61,000,000 may be used to acquire interests
23 to protect and preserve the Baca Ranch, subject to the
24 same terms and conditions placed on other funds provided
25 for this purpose in this Act under the heading “Forest

1 Service, Land Acquisition”, and \$5,000,000 shall be avail-
2 able for the Forest Legacy program notwithstanding any
3 other provision of law: *Provided further*, That of the funds
4 made available to the Secretary of the Interior,
5 \$10,000,000 shall be available for Elwha River ecosystem
6 restoration, and \$5,000,000 shall be available for mainte-
7 nance in the National Park Service, notwithstanding any
8 other provision of law, \$20,000,000 shall be available for
9 the State assistance program, not to exceed \$5,000,000
10 may be used to acquire interests to protect and preserve
11 the California desert, not to exceed \$2,000,000 may be
12 used to acquire interests to protect and preserve the
13 Rhode Island National Wildlife Refuge Complex, not to
14 exceed \$19,500,000 may be used to acquire mineral rights
15 within the Grand Staircase-Escalante National Monu-
16 ment, and not to exceed \$35,000,000 may be for State
17 grants for land acquisition in the State of Florida, subject
18 to the same terms and conditions placed on other funds
19 provided for this purpose in this Act under the heading
20 “National Park Service, Land Acquisition and State As-
21 sistance”: *Provided further*, That none of the funds appro-
22 priated under this title for purposes other than for State
23 grants for land acquisition in the State of Florida, the
24 State assistance program, Elwha River ecosystem restora-
25 tion, or acquisitions of interests in the Baca Ranch, the

1 California desert, the Grand Staircase-Escalante National
2 Monument, and the Rhode Island National Wildlife Ref-
3 uge Complex shall be available until the House Committee
4 on Appropriations and the Senate Committee on Appro-
5 priations approve, in writing, a list of projects to be under-
6 taken with such funds.

7 This Act may be cited as the “Department of the In-
8 terior and Related Agencies Appropriations Act, 2000”.

