Calendar No. 628

106TH CONGRESS
2D SESSION

H.R. 4578

[Report No. 106–312]

Making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2001, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE 19, 2000

Received; read twice and referred to the Committee on Appropriations

JUNE 22, 2000

Reported by Mr. GORTON, with an amendment

[Strike all after the enacting clause and insert the part printed in italic]

AN ACT

Making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2001, and for other purposes.
Be it enacted by the Senate and House of Representa-
tives of the United States of America in Congress assembled,

That the following sums are appropriated, out of any
money in the Treasury not otherwise appropriated, for the
Department of the Interior and related agencies for the
fiscal year ending September 30, 2001, and for other pur-
poses, namely:

TITLE I—DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT

MANAGEMENT OF LANDS AND RESOURCES

For expenses necessary for protection, use, improve-
ment, development, disposal, cadastral surveying, classi-

cification, acquisition of easements and other interests in
lands; and performance of other functions, including

maintenance of facilities; as authorized by law; in the
management of lands and their resources under the juris-
diction of the Bureau of Land Management, including

the general administration of the Bureau; and assessment

of mineral potential of public lands pursuant to Public

Law 96–487 (16 U.S.C. 3150(a)); $674,571,000 (re-
duced by $4,000,000), to remain available until ex-
pended, of which $2,198,000 shall be available for assess-
ment of the mineral potential of public lands in Alaska

pursuant to section 1010 of Public Law 96–487 (16

U.S.C. 3150), and of which not to exceed $1,000,000
shall be derived from the special receipt account estab-
lished by the Land and Water Conservation Act of 1965;
as amended (16 U.S.C. 460l–6a(i)); and of which
$2,500,000 shall be available in fiscal year 2001 subject
to a match by at least an equal amount by the National
Fish and Wildlife Foundation; to such Foundation for
cost-shared projects supporting conservation of Bureau
lands and such funds shall be advanced to the Founda-
tion as a lump sum grant without regard to when ex-
penses are incurred; in addition, $83,366,000 for Mining
Law Administration program operations; including the
cost of administering the mining claim fee program; to
remain available until expended; to be reduced by
amounts collected by the Bureau and credited to this ap-
propriation from annual mining claim fees so as to result
in a final appropriation estimated at not more than
$674,571,000, and $2,000,000, to remain available until
expended; from communication site rental fees estab-
lished by the Bureau for the cost of administering com-
munication site activities. Provided; That appropriations
herein made shall not be available for the destruction of
healthy, unadopted, wild horses and burros in the care of
the Bureau or its contractors.
WILDLAND FIRE MANAGEMENT

For necessary expenses for fire preparedness, sup-
pression operations, emergency rehabilitation and haz-
ardous fuels reduction by the Department of the Interior,
$292,197,000, to remain available until expended, of
which not to exceed $9,300,000 shall be for the renovation
or construction of fire facilities: Provided, That such funds
are also available for repayment of advances to other ap-
propriation accounts from which funds were previously
transferred for such purposes: Provided further, That un-
obligated balances of amounts previously appropriated to
the "Fire Protection" and "Emergency Department of the
Interior Fighting Fund" may be transferred and
merged with this appropriation: Provided further, That
persons hired pursuant to 43 U.S.C. 1469 may be fur-
nished subsistence and lodging without cost from funds
available from this appropriation: Provided further, That
notwithstanding 42 U.S.C. 1856d, sums received by a bu-
reau or office of the Department of the Interior for fire
protection rendered pursuant to 42 U.S.C. 1856 et seq.,
protection of United States property, may be credited to
the appropriation from which funds were expended to pro-
vide that protection, and are available without fiscal year
limitation.
CENTRAL HAZARDOUS MATERIALS FUND

For necessary expenses of the Department of the Interior and any of its component offices and bureaus for the remedial action, including associated activities, of hazardous waste substances, pollutants, or contaminants pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act, as amended (42 U.S.C. 9601 et seq.), $10,000,000, to remain available until expended. Provided: That notwithstanding 31 U.S.C. 3302, sums recovered from or paid by a party in advance of or as reimbursement for remedial action or response activities conducted by the Department pursuant to section 107 or 113(f) of such Act, shall be credited to this account to be available until expended without further appropriation. Provided further: That such sums recovered from or paid by any party are not limited to monetary payments and may include stocks, bonds or other personal or real property, which may be retained, liquidated, or otherwise disposed of by the Secretary and which shall be credited to this account.

CONSTRUCTION

For construction of buildings, recreation facilities, roads, trails, and appurtenant facilities; $5,300,000 (reduced by $1,000,000 and increased by $1,000,000), to remain available until expended.
PAYMENTS IN LIEU OF TAXES

For expenses necessary to implement the Act of October 20, 1976, as amended (31 U.S.C. 6901–6907), $134,385,000 (increased by $10,000,000), of which not to exceed $400,000 shall be available for administrative expenses: Provided, That no payment shall be made to otherwise eligible units of local government if the computed amount of the payment is less than $100.

LAND ACQUISITION

For expenses necessary to carry out sections 205, 206, and 318(d) of Public Law 94–579, including administrative expenses and acquisition of lands or waters, or interests therein, $19,000,000 (reduced by $3,000,000 and increased by $3,000,000), to be derived from the Land and Water Conservation Fund, to remain available until expended.

OREGON AND CALIFORNIA GRANT LANDES

For expenses necessary for management, protection, and development of resources and for construction, operation, and maintenance of access roads, reforestation, and other improvements on the revested Oregon and California Railroad grant lands; on other Federal lands in the Oregon and California land-grant counties of Oregon; and on adjacent rights-of-way; and acquisition of lands or interests therein including existing connecting roads on or
adjacent to such grant lands, $100,467,000, to remain
available until expended. Provided, That 25 percent of the
aggregate of all receipts during the current fiscal year
from the revested Oregon and California Railroad grant
lands is hereby made a charge against the Oregon and
California land-grant fund and shall be transferred to the
General Fund in the Treasury in accordance with the sec-
ond paragraph of subsection (b) of title II of the Act of
August 28, 1937 (50 Stat. 876).

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

In addition to the purposes authorized in Public Law
402–381, funds made available in the Forest Ecosystem
Health and Recovery Fund can be used for the purpose
of planning, preparing, and monitoring salvage timber
sales and forest ecosystem health and recovery activities
such as release from competing vegetation and density
control treatments. The Federal share of receipts (defined
as the portion of salvage timber receipts not paid to the
counties under 43 U.S.C. 1181f and 43 U.S.C. 1181–1
et seq., and Public Law 103–66) derived from treatments
funded by this account shall be deposited into the Forest
Ecosystem Health and Recovery Fund.
RANGE IMPROVEMENTS

For rehabilitation, protection, and acquisition of
lands and interests therein, and improvement of Federal
rangelands pursuant to section 401 of the Federal Land
Policy and Management Act of 1976 (43 U.S.C. 1701);
notwithstanding any other Act, sums equal to 50 percent
of all moneys received during the prior fiscal year under
sections 3 and 15 of the Taylor Grazing Act (43 U.S.C.
315 et seq.) and the amount designated for range improve-
ments from grazing fees and mineral leasing receipts from
Bankhead-Jones lands transferred to the Department of
the Interior pursuant to law, but not less than
$10,000,000, to remain available until expended: Pro-
vided, That not to exceed $600,000 shall be available for
administrative expenses.

SERVICE CHARGES, DEPOSITS, AND FORFEITURES

For administrative expenses and other costs related
to processing application documents and other authoriza-
tions for use and disposal of public lands and resources;
for costs of providing copies of official public land docu-
ments; for monitoring construction, operation, and termi-
nation of facilities in conjunction with use authorizations;
and for rehabilitation of damaged property; such amounts
as may be collected under Public Law 94–579, as amend-
ed, and Public Law 93–153, to remain available until ex-
1. Pended. Provided, That notwithstanding any provision to
2. the contrary of section 305(a) of Public Law 94–579 (43
3. U.S.C. 1735(a)); any moneys that have been or will be
4. received pursuant to that section, whether as a result of
5. forfeiture, compromise, or settlement, if not appropriate
6. for refund pursuant to section 305(c) of that Act (43
7. U.S.C. 1735(c)); shall be available and may be expended
8. under the authority of this Act by the Secretary to im-
9. prove, protect, or rehabilitate any public lands adminis-
10. tered through the Bureau of Land Management which
11. have been damaged by the action of a resource developer,
12. purchaser, permittee, or any unauthorized person, without
13. regard to whether all moneys collected from each such ac-
14. tion are used on the exact lands damaged which led to
15. the action. Provided further, That any such moneys that
16. are in excess of amounts needed to repair damage to the
17. exact land for which funds were collected may be used to
18. repair other damaged public lands.

19. MISCELLANEOUS TRUST FUNDS

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

ADMINISTRATIVE PROVISIONS

Appropriations for the Bureau of Land Management shall be available for purchase, erection, and dismantle-ment of temporary structures; and alteration and mainte-
nance of necessary buildings and appurtenant facilities to which the United States has title; up to $100,000 for pay-
ments; at the discretion of the Secretary, for information or evidence concerning violations of laws administered by the Bureau; miscellaneous and emergency expenses of en-
forcement activities authorized or approved by the Sec-
retary and to be accounted for solely on his certificate; not to exceed $10,000. Provided; That notwithstanding 44 U.S.C. 501, the Bureau may, under cooperative cost-shar-
ing and partnership arrangements authorized by law, pro-
cure printing services from cooperators in connection with jointly produced publications for which the cooperators share the cost of printing either in cash or in services, and the Bureau determines the cooperator is capable of meeting accepted quality standards.

UNITED STATES FISH AND WILDLIFE SERVICE

RESOURCE MANAGEMENT

For necessary expenses of the United States Fish and Wildlife Service, for scientific and economic studies, con-
servations, management, investigations, protection; and
utilization of fishery and wildlife resources, except whales;
seals, and sea lions; maintenance of the herd of long-
horned cattle on the Wichita Mountains Wildlife Refuge;
general administration; and for the performance of other
authorized functions related to such resources by direct
expenditure; contracts; grants; cooperative agreements
and reimbursable agreements with public and private enti-
ties, $731,400,000, to remain available until September
30, 2002, except as otherwise provided herein, of which
not less than $2,000,000 shall be provided to local govern-
ments in southern California for planning associated with
the Natural Communities Conservation Planning (NCCP)
program and shall remain available until expended; Pro-
vided; That not less than $2,000,000 for high priority
projects which shall be carried out by the Youth Conserva-
tion Corps as authorized by the Act of August 13, 1970,
as amended; Provided further; That not to exceed
$6,395,000 shall be used for implementing subsections
(a), (b), (c), and (e) of section 4 of the Endangered Spe-
cies Act, as amended; for species that are indigenous to
the United States (except for processing petitions; devel-
oping and issuing proposed and final regulations; and tak-
ing any other steps to implement actions described in sub-
section (c)(2)(A), (c)(2)(B)(i); or (c)(2)(B)(ii)); Provided
1 further, That of the amount available for law enforcement,
2 up to $400,000 to remain available until expended, may
3 at the discretion of the Secretary, be used for payment
4 for information, rewards, or evidence concerning violations
5 of laws administered by the Service; and miscellaneous
6 and emergency expenses of enforcement activity, author-
7 ized or approved by the Secretary and to be accounted
8 for solely on his certificate: Provided further, That of the
9 amount provided for environmental contaminants, up to
10 $1,000,000 may remain available until expended for con-
11 taminant sample analyses.
12
13 CONSTRUCTION
14
15 For construction, improvement, acquisition, or re-
16 moval of buildings and other facilities required in the con-
17 servation, management, investigation, protection, and uti-
18 lization of fishery and wildlife resources; and the acquisi-
19 tion of lands and interests therein, $48,395,000, to remain
20 available until expended.
21
22 LAND ACQUISITION
23
24 For expenses necessary to carry out the Land and
25 Water Conservation Fund Act of 1965, as amended (16
26 U.S.C. 4601-4 through 11), including administrative ex-
27 penses; and for acquisition of land or waters, or interest
28 therein, in accordance with statutory authority applicable
29 to the United States Fish and Wildlife Service,
$30,000,000, to be derived from the Land and Water Conservation Fund, to remain available until expended.

COOPERATIVE ENDANGERED SPECIES CONSERVATION FUND

For expenses necessary to carry out the provisions of the Endangered Species Act of 1973 (16 U.S.C. 1531–1543), as amended, $23,000,000, to be derived from the Cooperative Endangered Species Conservation Fund, to remain available until expended.

NATIONAL WILDLIFE REFUGE FUND

For expenses necessary to implement the Act of October 17, 1978 (16 U.S.C. 715s), $10,439,000.

NORTH AMERICAN WETLANDS CONSERVATION FUND

For expenses necessary to carry out the provisions of the North American Wetlands Conservation Act, Public Law 101–233, as amended, $15,499,000, to remain available until expended.

WILDLIFE CONSERVATION AND APPRECIATION FUND

For necessary expenses of the Wildlife Conservation and Appreciation Fund, $797,000, to remain available until expended.

MULTINATIONAL SPECIES CONSERVATION FUND

For expenses necessary to carry out the African Elephant Conservation Act (16 U.S.C. 4201–4203; 4211–4213, 4221–4225, 4241–4245, and 1538), the Asian Ele-
phant Conservation Act of 1997 (Public Law 105–96; 16
U.S.C. 4261–4266); and the Rhinoceros and Tiger Con-
servation Act of 1994 (16 U.S.C. 5301–5306); $2,391,000, to remain available until expended. Provided, That funds made available under this Act; Public Law 105–277, and hereafter in annual appropriations Acts for
rhinoceros, tiger, and Asian elephant conservation pro-
grams are exempt from any sanctions imposed against any
country under section 102 of the Arms Export Control Act
(22 U.S.C. 2799aa–1).

ADMINISTRATIVE PROVISIONS

Appropriations and funds available to the United
States Fish and Wildlife Service shall be available for pur-
chase of not to exceed 79 passenger motor vehicles; of
which 72 are for replacement only (including 41 for police-
type use); repair of damage to public roads within and
adjacent to reservation areas caused by operations of the
Service; options for the purchase of land at not to exceed
$1 for each option; facilities incident to such public recre-
reational uses on conservation areas as are consistent with
their primary purpose; and the maintenance and improve-
ment of aquaria, buildings, and other facilities under the
jurisdiction of the Service and to which the United States
has title; and which are used pursuant to law in connection
with management and investigation of fish and wildlife re-
sources: Provided; That notwithstanding 44 U.S.C. 501,
the Service may, under cooperative cost sharing and part-
nership arrangements authorized by law, procure printing
services from cooperators in connection with jointly pro-
duced publications for which the cooperators share at least
one-half the cost of printing either in cash or services and
the Service determines the cooperator is capable of meet-
ing accepted quality standards: Provided further; That the
Service may accept donated aircraft as replacements for
existing aircraft: Provided further; That notwithstanding
any other provision of law, the Secretary of the Interior
may not spend any of the funds appropriated in this Act
for the purchase of lands or interests in lands to be used
in the establishment of any new unit of the National Wild-
life Refuge System unless the purchase is approved in ad-
vance by the House and Senate Committees on Appropria-
tions in compliance with the reprogramming procedures
contained in Senate Report 105-56.

NATIONAL PARK SERVICE

OPERATION OF THE NATIONAL PARK SYSTEM

For expenses necessary for the management, oper-
ation, and maintenance of areas and facilities adminis-
tered by the National Park Service (including special road
maintenance service to trucking permittees on a reimburs-
able basis); and for the general administration of the Na-
tional Park Service; including not less than $2,000,000 for high priority projects within the scope of the approved budget which shall be carried out by the Youth Conservation Corps as authorized by 16 U.S.C. 1706, $1,425,617,000 (increased by $10,000,000) (increased by $66,500,000), of which $8,727,000 for research, planning and interagency coordination in support of land acquisition for Everglades restoration shall remain available until expended; and of which not to exceed $7,000,000; to remain available until expended, is to be derived from the special fee account established pursuant to title V, section 5201 of Public Law 100–203.

NATIONAL RECREATION AND PRESERVATION

For expenses necessary to carry out recreation programs; natural programs; cultural programs; heritage partnership programs; environmental compliance and review; international park affairs; statutory or contractual aid for other activities; and grant administration; not otherwise provided for; $49,956,000; of which $2,000,000 shall be available to carry out the Urban Park and Recreation Recovery Act of 1978 (16 U.S.C. 2501 et seq.).

HISTORIC PRESERVATION FUND

For expenses necessary in carrying out the Historic Preservation Act of 1966, as amended (16 U.S.C. 470); and the Omnibus Parks and Public Lands Management
Act of 1996 (Public Law 104–333); $41,347,000; to be derived from the Historic Preservation Fund; to remain available until September 30, 2002, of which $7,177,000 pursuant to section 507 of Public Law 104–333 shall remain available until expended.

CONSTRUCTION

For construction, improvements, repair or replacement of physical facilities, including the modifications authorized by section 104 of the Everglades National Park Protection and Expansion Act of 1989, $150,004,000; to remain available until expended.

LAND AND WATER CONSERVATION FUND

(RESCISSION)

The contract authority provided for fiscal year 2001 by 16 U.S.C. 460l–10a is rescinded.

LAND ACQUISITION AND STATE ASSISTANCE

For expenses necessary to carry out the Land and Water Conservation Act of 1965, as amended (16 U.S.C. 460l–4 through 11); including administrative expenses; and for acquisition of lands or waters, or interest therein, in accordance with the statutory authority applicable to the National Park Service, $65,000,000 (increased by $10,000,000) (increased by $20,000,000), to be derived from the Land and Water Conservation Fund, to remain available until expended, of which $21,000,000 (increased
by $10,000,000) is for the State assistance program in-
cluding $1,000,000 to administer the program, and of
which $10,000,000 may be for State grants for land acquis-
tion in the State of Florida: Provided, That the
$20,000,000 (increased by $10,000,000) provided for
grants in the State assistance program shall be used solely
to acquire land for State and local parks for the benefit
of outdoor recreation: Provided further, That the Secretary
may provide Federal assistance to the State of Florida for
the acquisition of lands or waters, or interests therein,
within the Everglades watershed (consisting of lands and
waters within the boundaries of the South Florida Water
Management District, Florida Bay and the Florida Keys,
and excluding the Eight and One-Half Square Mile Area)
under terms and conditions deemed necessary by the Sec-
retary to improve and restore the hydrological function of
the Everglades watershed: Provided further, That funds
provided under this heading for assistance to the State
of Florida to acquire lands within the Everglades water-
shed are contingent upon new matching non-Federal funds
by the State and shall be subject to an agreement that
the lands to be acquired will be managed in perpetuity
for the restoration of the Everglades.
ADMINISTRATIVE PROVISIONS

Appropriations for the National Park Service shall be available for the purchase of not to exceed 340 passenger motor vehicles; of which 273 shall be for replacement only; including not to exceed 319 for police-type use; 12 buses; and 9 ambulances. Provided, That none of the funds appropriated to the National Park Service may be used to process any grant or contract documents which do not include the text of 18 U.S.C. 1913. Provided further, That none of the funds appropriated to the National Park Service may be used to implement an agreement for the redevelopment of the southern end of Ellis Island until such agreement has been submitted to the Congress and shall not be implemented prior to the expiration of 30 calendar days (not including any day in which either House of Congress is not in session because of adjournment of more than three calendar days to a day certain) from the receipt by the Speaker of the House of Representatives and the President of the Senate of a full and comprehensive report on the development of the southern end of Ellis Island, including the facts and circumstances relied upon in support of the proposed project.

None of the funds in this Act may be spent by the National Park Service for activities taken in direct response to the United Nations Biodiversity Convention.
1 The National Park Service may distribute to oper-
2 ating units based on the safety record of each unit the
3 costs of programs designed to improve workplace and em-
4 ployee safety, and to encourage employees receiving work-
5 ers' compensation benefits pursuant to chapter 81 of title
6 5; United States Code; to return to appropriate positions
7 for which they are medically able.
8
9 UNITED STATES GEOLOGICAL SURVEY

For expenses necessary for the United States Geo-
logical Survey to perform surveys, investigations, and re-
search covering topography; geology; hydrology; biology;
and the mineral and water resources of the United States;
its territories and possessions; and other areas as author-
ized by 43 U.S.C. 31, 1332, and 1340; classify lands as
their mineral and water resources; give engineering su-
 pervision to power permittees and Federal Energy Regu-
 latory Commission licensees; administer the minerals ex-
 ploitation program (30 U.S.C. 641); and publish and dis-
 seminate data relative to the foregoing activities; and to
conduct inquiries into the economic conditions affecting
mining and materials processing industries (30 U.S.C. 3;
24a; and 1603; 50 U.S.C. 98g(1)) and related purposes
as authorized by law and to publish and disseminate data;
$816,676,000; of which $60,553,000 shall be available
only for cooperation with States or municipalities for water resources investigations; and of which $16,400,000 shall remain available until expended for conducting inquiries into the economic conditions affecting mining and materials processing industries; and of which $32,762,000 shall be available until September 30, 2002 for the operation and maintenance of facilities and deferred maintenance; and of which $140,416,000 shall be available until September 30, 2002 for the biological research activity and the operation of the Cooperative Research Units: Provided, That none of these funds provided for the biological research activity shall be used to conduct new surveys on private property, unless specifically authorized in writing by the property owner: Provided further, That no part of this appropriation shall be used to pay more than one-half the cost of topographic mapping or water resources data collection and investigations carried on in cooperation with States and municipalities.

ADMINISTRATIVE PROVISIONS

The amount appropriated for the United States Geological Survey shall be available for the purchase of not to exceed 53 passenger motor vehicles, of which 48 are for replacement only; reimbursement to the General Services Administration for security guard services; reimbursement to the United States Fish and Wildlife Service
(FWS) for Refuge Revenue Sharing payments made by
FWS to local entities for the FWS real property trans-
ferred to the Geological Survey; contracting for the fur-
nishing of topographic maps and for the making of geo-
physical or other specialized surveys when it is administra-
tively determined that such procedures are in the public
interest; construction and maintenance of necessary build-
ings and appurtenant facilities; acquisition of lands for
gauging stations and observation wells; expenses of the
United States National Committee on Geology; and pay-
ment of compensation and expenses of persons on the rolls
of the Survey duly appointed to represent the United
States in the negotiation and administration of interstate
compacts; Provided, That activities funded by appropria-
tions herein made may be accomplished through the use
of contracts; grants; or cooperative agreements as defined
in 31 U.S.C. 6302 et seq.

MINERALS MANAGEMENT SERVICE

ROYALTY AND OFFSHORE MINERALS MANAGEMENT

For expenses necessary for minerals leasing and envi-
ronmental studies; regulation of industry operations; and
collection of royalties; as authorized by law; for enforcing
laws and regulations applicable to oil, gas, and other min-
erals leases, permits, licenses and operating contracts; and
for matching grants or cooperative agreements; including
the purchase of not to exceed eight passenger motor vehi-

cles for replacement only, $127,200,000, of which

$84,262,000, shall be available for royalty management

activities; and an amount not to exceed $107,000,000, to

be credited to this appropriation and to remain available

until expended, from additions to receipts resulting from

increases to rates in effect on August 5, 1993, from rate

increases to fee collections for Outer Continental Shelf ad-

ministrative activities performed by the Minerals Manage-

dent Service over and above the rates in effect on Sep-

tember 30, 1993, and from additional fees for Outer Con-

tinental Shelf administrative activities established after

September 30, 1993: Provided, That to the extent

$107,000,000 in additions to receipts are not realized

from the sources of receipts stated above; the amount

needed to reach $107,000,000 shall be credited to this ap-

propriation from receipts resulting from rental rates for

Outer Continental Shelf leases in effect before August 5;

1993: Provided further, That $3,000,000 for computer ac-

quisitions shall remain available until September 30;

2002: Provided further, That funds appropriated under

this Act shall be available for the payment of interest in

accordance with 30 U.S.C. 1721(b) and (d): Provided fur-

ther, That not to exceed $3,000 shall be available for rea-

sonable expenses related to promoting volunteer beach and
marine cleanup activities: Provided further; That notwithstanding any other provision of law, $15,000 under this heading shall be available for refunds of overpayments in connection with certain Indian leases in which the Director of the Minerals Management Service (MMS) concurred with the claimed refund due; to pay amounts owed to Indian allottees or tribes; or to correct prior unrecoverable erroneous payments: Provided further; That MMS may under the royalty-in-kind pilot program use a portion of the revenues from royalty-in-kind sales, without regard to fiscal year limitation; to pay for transportation to wholesale market centers and processing of royalty production taken in kind: Provided further; That MMS shall analyze and document the expected return in advance of any royalty-in-kind sales to assure to the maximum extent practicable that royalty income under the pilot program is equal to or greater than royalty income recognized under a comparable royalty-in-value program.

OIL SPILL RESEARCH

For necessary expenses to carry out title I, section 1016; title IV, sections 4202 and 4303; title VII, and title VIII; section 8201 of the Oil Pollution Act of 1990; $6,118,000, which shall be derived from the Oil Spill Liability Trust Fund, to remain available until expended.
Office of Surface Mining Reclamation and Enforcement

For necessary expenses to carry out the provisions of the Surface Mining Control and Reclamation Act of 1977, Public Law 95-87, as amended, including the purchase of not to exceed 10 passenger motor vehicles; for replacement only, $97,478,000. Provided; That the Secretary of the Interior, pursuant to regulations, may use directly or through grants to States, moneys collected in fiscal year 2001 for civil penalties assessed under section 518 of the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1268); to reclaim lands adversely affected by coal mining practices after August 3, 1977; to remain available until expended: Provided further; That appropriations for the Office of Surface Mining Reclamation and Enforcement may provide for the travel and per diem expenses of State and tribal personnel attending Office of Surface Mining Reclamation and Enforcement sponsored training.

ABANDONED MINE RECLAMATION FUND

For necessary expenses to carry out title IV of the Surface Mining Control and Reclamation Act of 1977, Public Law 95-87, as amended, including the purchase of not more than 10 passenger motor vehicles for replace-
ment only, $197,873,000, to be derived from receipts of
the Abandoned Mine Reclamation Fund and to remain
available until expended; of which up to $8,000,000, to
be derived from the Federal Expenses Share of the Fund;
shall be for supplemental grants to States for the reclamation
of abandoned sites with acid mine rock drainage from
coal mines; and for associated activities, through the Ap-
palachian Clean Streams Initiative. Provided; That grants
to minimum program States will be $1,500,000 per State
in fiscal year 2000. Provided further; That of the funds
herein provided up to $18,000,000 may be used for the
emergency program authorized by section 410 of Public
Law 95–87, as amended; of which no more than 25 per-
cent shall be used for emergency reclamation projects in
any one State and funds for federally administered emer-
gency reclamation projects under this proviso shall not ex-
ceed $1,000,000. Provided further; That prior year unob-
ligated funds appropriated for the emergency reclamation
program shall not be subject to the 25 percent limitation
per State and may be used without fiscal year limitation
for emergency projects. Provided further; That pursuant
to Public Law 97–365; the Department of the Interior is
authorized to use up to 20 percent from the recovery of
the delinquent debt owed to the United States Government
to pay for contracts to collect these debts. Provided fur-
ther, That funds made available under title IV of Public Law 95–87 may be used for any required non-Federal share of the cost of projects funded by the Federal Government for the purpose of environmental restoration related to treatment or abatement of acid mine drainage from abandoned mines: Provided further, That such projects must be consistent with the purposes and priorities of the Surface Mining Control and Reclamation Act: Provided further, That from the funds provided herein, in addition to the amount granted to the Commonwealth of Pennsylvania under Sections 402(g)(1) and 402(g)(5) of the Surface Mining Control and Reclamation Act, an additional $2,000,000 shall be made available to the Commonwealth of Pennsylvania to reclaim abandoned coal mine sites and for acid mine drainage remediation caused by past coal mining practices: Provided further, That the additional funds are to be used to address such problems in the anthracite region of Pennsylvania.

BUREAU OF INDIAN AFFAIRS

OPERATION OF INDIAN PROGRAMS

For expenses necessary for the operation of Indian programs, as authorized by law, including the Snyder Act of November 2, 1921 (25 U.S.C. 13); the Indian Self-Determination and Education Assistance Act of 1975 (25 U.S.C. 450 et seq.), as amended; the Education Amend-
ments of 1978 (25 U.S.C. 2001–2019); and the Tribally Controlled Schools Act of 1988 (25 U.S.C. 2501 et seq.); as amended, $1,657,446,000, to remain available until September 30, 2002 except as otherwise provided herein, of which not to exceed $92,225,000 shall be for welfare assistance payments and notwithstanding any other provision of law, including but not limited to the Indian Self-Determination Act of 1975, as amended, not to exceed $125,229,000 shall be available for payments to tribes and tribal organizations for contract support costs associated with ongoing contracts; grants; compacts; or annual funding agreements entered into with the Bureau prior to or during fiscal year 2001, as authorized by such Act, except that tribes and tribal organizations may use their tribal priority allocations for unmet indirect costs of ongoing contracts; grants; or compacts; or annual funding agreements and for unmet welfare assistance costs; and of which not to exceed $406,010,000 for school operations costs of Bureau-funded schools and other education programs shall become available on July 1, 2001, and shall remain available until September 30, 2002; and of which not to exceed $39,722,000 shall remain available until expended for housing improvement; road maintenance; attorney fees; litigation support; self-governance grants; the Indian Self-Determination Fund; land records improve-
ment; and the Navajo-Hopi Settlement Program: Provided; That notwithstanding any other provision of law, including but not limited to the Indian Self-Determination Act of 1975, as amended; and 25 U.S.C. 2008, not to exceed $42,160,000 within and only from such amounts made available for school operations shall be available to tribes and tribal organizations for administrative cost grants associated with the operation of Bureau-funded schools: Provided further; That any forestry funds allocated to a tribe which remain unobligated as of September 30, 2002, may be transferred during fiscal year 2003 to an Indian forest land assistance account established for the benefit of such tribe within the tribe's trust fund account: Provided further; That any such unobligated balances not so transferred shall expire on September 30, 2003.

CONSTRUCTION

For construction, repair, improvement, and maintenance of irrigation and power systems, buildings, utilities, and other facilities, including architectural and engineering services by contract; acquisition of lands; and interests in lands; and preparation of lands for farming; and for construction of the Navajo Indian Irrigation Project pursuant to Public Law 87-483, $184,404,000, to remain available until expended: Provided; That such amounts as
may be available for the construction of the Navajo Indian
Irrigation Project may be transferred to the Bureau of
Reclamation: Provided further, That not to exceed 6 per-
cent of contract authority available to the Bureau of In-
dian Affairs from the Federal Highway Trust Fund may
be used to cover the road program management costs of
the Bureau: Provided further, That any funds provided for
the Safety of Dams program pursuant to 25 U.S.C. 13
shall be made available on a nonreimbursable basis: Pro-
vided further, That for fiscal year 2001, in implementing
new construction or facilities improvement and repair
project grants in excess of $100,000 that are provided to
tribally controlled grant schools under Public Law 100–
297, as amended, the Secretary of the Interior shall use
the Administrative and Audit Requirements and Cost
Principles for Assistance Programs contained in 43 CFR
part 42 as the regulatory requirements: Provided further,
That such grants shall not be subject to section 12.61 of
43 CFR; the Secretary and the grantee shall negotiate and
determine a schedule of payments for the work to be per-
formed: Provided further, That in considering applications,
the Secretary shall consider whether the Indian tribe or
tribal organization would be deficient in assuring that the
construction projects conform to applicable building stand-
ards and codes and Federal, tribal, or State health and
safety standards as required by 25 U.S.C. 2005(a); with
respect to organizational and financial management capa-
bilities; Provided further, That if the Secretary declines an
application; the Secretary shall follow the requirements
contained in 25 U.S.C. 2505(f); Provided further, That
any disputes between the Secretary and any grantee con-
cerning a grant shall be subject to the disputes provision

INDIAN LAND AND WATER CLAIM SETTLEMENTS AND
MISCELLANEOUS PAYMENTS TO INDIANS

For miscellaneous payments to Indian tribes and in-
dividuals and for necessary administrative expenses;
$34,026,000, to remain available until expended; of which
$25,149,000 shall be available for implementation of en-
acted Indian land and water claim settlements pursuant
to Public Laws 101–618 and 102–575; and for implemen-
tation of other enacted water rights settlements; of which
$8,000,000 shall be available for Tribal compact adminis-
tration; economic development and future water supplies
facilities under Public Law 106–163; and of which
$877,000 shall be available pursuant to Public Laws 99–
264 and 100–580.

INDIAN GUARANTEED LOAN PROGRAM ACCOUNT

For the cost of guaranteed loans, $4,500,000; as au-
thorized by the Indian Financing Act of 1974, as amend-
ed: Provided, That such costs, including the cost of modifying such loans, shall be as defined in section 502 of the Congressional Budget Act of 1974. Provided further, That these funds are available to subsidize total loan principal, any part of which is to be guaranteed, not to exceed $59,682,000.

In addition, for administrative expenses to carry out the guaranteed loan programs, $485,000.

ADMINISTRATIVE PROVISIONS

The Bureau of Indian Affairs may carry out the operation of Indian programs by direct expenditure, contracts, cooperative agreements, compacts and grants, either directly or in cooperation with States and other organizations.

Appropriations for the Bureau of Indian Affairs (except the revolving fund for loans; the Indian loan guarantee and insurance fund; and the Indian Guaranteed Loan Program account) shall be available for expenses of exhibits; and purchase of not to exceed 229 passenger motor vehicles, of which not to exceed 187 shall be for replacement only.

Notwithstanding any other provision of law, no funds available to the Bureau of Indian Affairs for central office operations, pooled overhead general administration (except facilities operations and maintenance), or provided to im-
plement the recommendations of the National Academy of Public Administration's August 1999 report shall be available for tribal contracts, grants, compacts, or cooperative agreements with the Bureau of Indian Affairs under the provisions of the Indian Self-Determination Act or the Tribal Self-Governance Act of 1994 (Public Law 103-413).

In the event any tribe returns appropriations made available by this Act to the Bureau of Indian Affairs for distribution to other tribes, this action shall not diminish the Federal Government's trust responsibility to that tribe, or the government-to-government relationship between the United States and that tribe, or that tribe's ability to access future appropriations.

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

Appropriations made available in this or any other Act for schools funded by the Bureau shall be available only to the schools in the Bureau school system as of September 1, 1996. No funds available to the Bureau shall be used to support expanded grades for any school or dormitory beyond the grade structure in place or approved
by the Secretary of the Interior at each school in the Bureau school system as of October 1, 1995. Funds made available under this Act may not be used to establish a charter school at a Bureau-funded school (as that term is defined in section 1146 of the Education Amendments of 1978 (25 U.S.C. 2026)), except that a charter school that is in existence on the date of the enactment of this Act and that has operated at a Bureau-funded school before September 1, 1999, may continue to operate during that period, but only if the charter school pays to the Bureau a pro-rata share of funds to reimburse the Bureau for the use of the real and personal property (including buses and vans); the funds of the charter school are kept separate and apart from Bureau funds, and the Bureau does not assume any obligation for charter school programs of the State in which the school is located if the charter school loses such funding. Employees of Bureau-funded schools sharing a campus with a charter school and performing functions related to the charter school’s operation and employees of a charter school shall not be treated as Federal employees for purposes of chapter 471 of title 28, United States Code (commonly known as the "Federal Tort Claims Act"). Not later than June 15, 2001, the Secretary of the Interior shall evaluate the effectiveness of Bureau-funded schools sharing facilities with
charter schools in the manner described in the preceding
sentence and prepare and submit a report on the finding
of that evaluation to the Committees on Appropriations
of the Senate and of the House.

DEPARTMENTAL OFFICES

INSULAR AFFAIRS

ASSISTANCE TO TERRITORIES

For expenses necessary for assistance to territories
under the jurisdiction of the Department of the Interior,
$69,471,000, of which: (1) $65,076,000 shall be available
until expended for technical assistance, including mainte-
nance assistance, disaster assistance, insular management
controls; coral reef initiative activities; and brown tree
snake control and research; grants to the judiciary in
American Samoa for compensation and expenses, as au-
thorized by law (48 U.S.C. 1661(c)); grants to the Govern-
ment of American Samoa; in addition to current local rev-
enues; for construction and support of governmental func-
tions; grants to the Government of the Virgin Islands as
authorized by law; grants to the Government of Guam,
as authorized by law; and grants to the Government of
the Northern Mariana Islands as authorized by law (Pub-
lie Law 94–241; 90 Stat. 272); and (2) $4,395,000 shall
be available for salaries and expenses of the Office of Insu-
lar Affairs: Provided, That all financial transactions of the
territorial and local governments herein provided for; including such transactions of all agencies or instrumentalities established or used by such governments, may be audited by the General Accounting Office; at its discretion, in accordance with chapter 35 of title 31, United States Code: Provided further, That Northern Mariana Islands Covenant grant funding shall be provided according to those terms of the Agreement of the Special Representatives on Future United States Financial Assistance for the Northern Mariana Islands approved by Public Law 104–134: Provided further, That of the amounts provided for technical assistance, not to exceed $300,000 may be made available for transfer to the Disaster Assistance Direct Loan Program Account of the Federal Emergency Management Agency for the purpose of covering the cost of forgiving a portion of the obligation of the Government of the Virgin Islands to pay interest which has accrued on Community Disaster Loan 841 during fiscal year 2000; as required by section 504 of the Congressional Budget Act of 1974, as amended (2 U.S.C. 661c): Provided further, That of the amounts provided for technical assistance, sufficient funding shall be made available for a grant to the Close Up Foundation: Provided further, That of the amounts provided for technical assistance, the amount of $700,000 shall be made available to the Prior Service Ben-
efits Trust Fund for its program of benefit payments to individuals: Provided further, That none of this amount shall be used for administrative expenses of the Prior Service Benefits Trust Fund: Provided further, That the funds for the program of operations and maintenance improvement are appropriated to institutionalize routine operations and maintenance improvement of capital infrastructure in American Samoa, Guam, the Virgin Islands, the Commonwealth of the Northern Mariana Islands, the Republic of Palau, the Republic of the Marshall Islands, and the Federated States of Micronesia through assessments of long-range operations maintenance needs; improved capability of local operations and maintenance institutions and agencies (including management and vocational education training); and project-specific maintenance (with territorial participation and cost sharing to be determined by the Secretary based on the individual territory's commitment to timely maintenance of its capital assets): Provided further, That any appropriation for disaster assistance under this heading in this Act or previous appropriations Acts may be used as non-Federal matching funds for the purpose of hazard mitigation grants provided pursuant to section 404 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170c).
COMPACT OF FREE ASSOCIATION

For economic assistance and necessary expenses for the Federated States of Micronesia and the Republic of the Marshall Islands as provided for in sections 122, 221, 223, 232, and 233 of the Compact of Free Association, and for economic assistance and necessary expenses for the Republic of Palau as provided for in sections 122, 221, 223, 232, and 233 of the Compact of Free Association, $20,745,000, to remain available until expended, as authorized by Public Law 99–239 and Public Law 99–658.

DEPARTMENTAL MANAGEMENT

SALARIES AND EXPENSES

For necessary expenses for management of the Department of the Interior, $62,406,000, of which not to exceed $8,500 may be for official reception and representation expenses and of which up to $1,000,000 shall be available for workers compensation payments and unemployment compensation payments associated with the orderly closure of the United States Bureau of Mines.

OFFICE OF THE SOLICITOR

SALARIES AND EXPENSES

For necessary expenses of the Office of the Solicitor, $40,196,000.
OFFICE OF INSPECTOR GENERAL

SALARIES AND EXPENSES

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

OFFICE OF SPECIAL TRUSTEE FOR AMERICAN INDIANS

FEDERAL TRUST PROGRAMS

For operation of trust programs for Indians by direct expenditure, contracts, cooperative agreements, compacts, and grants, $82,428,000, to remain available until expended: Provided, That funds for trust management improvements may be transferred, as needed, to the Bureau of Indian Affairs "Operation of Indian Programs" account and to the Departmental Management "Salaries and Expenses" account: Provided further, That funds made available to tribes and tribal organizations through contracts or grants obligated during fiscal year 2001, as authorized by the Indian Self-Determination Act of 1975 (25 U.S.C. 450 et seq.), shall remain available until expended by the contractor or grantee: Provided further, That notwithstanding any other provision of law, the statute of limitations shall not commence to run on any claim, including any claim in litigation pending on the date of the enactment of this Act, concerning losses to or mismanagement of trust funds, until the affected tribe or individual Indian has been furnished with an accounting of such funds from
which the beneficiary can determine whether there has
been a loss: Provided further, That notwithstanding any
other provision of law, the Secretary shall not be required
to provide a quarterly statement of performance for any
Indian trust account that has not had activity for at least
18 months and has a balance of $1.00 or less: Provided
further, That the Secretary shall issue an annual account
statement and maintain a record of any such accounts and
shall permit the balance in each such account to be with-
drawn upon the express written request of the account
holder.

INDIAN LAND CONSOLIDATION

For implementation of a program for consolidation
of fractional interests in Indian Lands and expenses asso-
ciated with redetermining and redistributing escalated in-
terests in allotted lands by direct expenditure or coopera-
tive agreement, $5,000,000 to remain available until ex-
pended and which may be transferred to the Bureau of
Indian Affairs and Departmental Management, of which
not to exceed $500,000 shall be available for administra-
tive expenses: Provided, That the Secretary may enter into
a cooperative agreement, which shall not be subject to
Public law 93–638, as amended, with a tribe having juris-
diction over the reservation to implement the program to
acquire fractional interests on behalf of such tribe: Pro-
vided further, That the Secretary may develop a reservation-wide system for establishing the fair market value of various types of lands and improvements to govern the amounts offered for acquisition of fractional interests. **Provided further, That acquisitions shall be limited to one or more reservations as determined by the Secretary. Provided further, That funds shall be available for acquisition of fractional interests in trust or restricted lands with the consent of its owners and at fair market value, and the Secretary shall hold in trust for such tribe all interests acquired pursuant to this program. Provided further, That all proceeds from any lease, resource sale contract, right-of-way or other transaction derived from the fractional interests shall be credited to this appropriation, and remain available until expended, until the purchase price paid by the Secretary under this appropriation has been recovered from such proceeds. Provided further, That once the purchase price has been recovered, all subsequent proceeds shall be managed by the Secretary for the benefit of the applicable tribe or paid directly to the tribe.

**NATIONAL RESOURCE DAMAGE ASSESSMENT AND RESTORATION**

**NATIONAL RESOURCE DAMAGE ASSESSMENT FUND**

To conduct natural resource damage assessment activities by the Department of the Interior necessary to

ADMINISTRATIVE PROVISIONS

There is hereby authorized for acquisition from available resources within the Working Capital Fund, 15 aircraft, 10 of which shall be for replacement and which may be obtained by donation, purchase or through available excess surplus property. Provided, That notwithstanding any other provision of law, existing aircraft being replaced may be sold, with proceeds derived or trade-in value used to offset the purchase price for the replacement aircraft. Provided further, That no programs funded with appropriated funds in the "Departmental Management", "Office of the Solicitor", and "Office of Inspector General" may be augmented through the Working Capital Fund or the Consolidated Working Fund.
1. **GENERAL PROVISIONS, DEPARTMENT OF THE INTERIOR**

2. **Sec. 101.** Appropriations made in this title shall be available for expenditure or transfer (within each bureau or office), with the approval of the Secretary, for the emergency reconstruction, replacement, or repair of aircraft, buildings, utilities, or other facilities or equipment damaged or destroyed by fire, flood, storm, or other unavoidable causes. *Provided,* That no funds shall be made available under this authority until funds specifically made available to the Department of the Interior for emergencies shall have been exhausted. *Provided further,* That all funds used pursuant to this section are hereby designated by Congress to be "emergency requirements" pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, and must be replenished by a supplemental appropriation which must be requested as promptly as possible.

3. **Sec. 102.** The Secretary may authorize the expenditure or transfer of any no year appropriation in this title, in addition to the amounts included in the budget programs of the several agencies, for the suppression or emergency prevention of wildland fires on or threatening lands under the jurisdiction of the Department of the Interior, for the emergency rehabilitation of burned-over lands.
under its jurisdiction; for emergency actions related to potential or actual earthquakes; floods; volcanoes; storms; or other unavoidable causes; for contingency planning subsequent to actual oil spills; for response and natural resource damage assessment activities related to actual oil spills; for the prevention, suppression, and control of actual or potential grasshopper and Mormon cricket outbreaks on lands under the jurisdiction of the Secretary; pursuant to the authority in section 1773(b) of Public Law 99–198 (99 Stat. 1658); for emergency reclamation projects under section 410 of Public Law 95–87; and shall transfer, from any no year funds available to the Office of Surface Mining Reclamation and Enforcement, such funds as may be necessary to permit assumption of regulatory authority in the event a primary State is not carrying out the regulatory provisions of the Surface Mining Act. Provided, That appropriations made in this title for wildland fire operations shall be available for the payment of obligations incurred during the preceding fiscal year; and for reimbursement to other Federal agencies for destruction of vehicles, aircraft, or other equipment in connection with their use for wildland fire operations; such reimbursement to be credited to appropriations currently available at the time of receipt thereof. Provided further, That for wildland fire operations, no funds shall be made available under
this authority until the Secretary determines that funds
appropriated for "wildland fire operations" shall be ex-
hausted within thirty days: Provided further; That all
funds used pursuant to this section are hereby designated
by Congress to be "emergency requirements" pursuant to
section 251(b)(2)(A) of the Balanced Budget and Emer-
gency Deficit Control Act of 1985; and must be replen-
ished by a supplemental appropriation which must be re-
quested as promptly as possible: Provided further; That
such replenishment funds shall be used to reimburse, on
a pro rata basis; accounts from which emergency funds
were transferred.

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

Sec. 104. Appropriations made to the Department
of the Interior in this title shall be available for services
as authorized by 5 U.S.C. 3109, when authorized by the  
Secretary, in total amount not to exceed $500,000; hire,  
maintenance, and operation of aircraft; hire of passenger  
motor vehicles; purchase of reprints; payment for tele-  
phone service in private residences in the field, when au-  
thorized under regulations approved by the Secretary; and  
the payment of dues; when authorized by the Secretary;  
for library membership in societies or associations which  
issue publications to members only or at a price to mem-  
bers lower than to subscribers who are not members.  

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

Sec. 106. Annual appropriations made in this title  
shall be available for obligation in connection with con-  
tracts issued for services or rentals for periods not in ex-  
cess of 12 months beginning at any time during the fiscal  
year:  

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

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

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

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

Sec. 111. Advance payments made under this title
to Indian tribes, tribal organizations, and tribal consortia
pursuant to the Indian Self-Determination and Education
Assistance Act (25 U.S.C. 450 et seq.) or the Tribally
Controlled Schools Act of 1988 (25 U.S.C. 2501 et seq.)
may be invested by the Indian tribe, tribal organization,
or consortium before such funds are expended for the pur-
poses of the grant, compact, or annual funding agreement so long as such funds are—

(1) invested by the Indian tribe, tribal organization, or consortium only in obligations of the United States, or in obligations or securities that are guaranteed or insured by the United States, or mutual (or other) funds registered with the Securities and Exchange Commission and which only invest in obligations of the United States or securities that are guaranteed or insured by the United States; or

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

Sec. 112. Notwithstanding any other provisions of law, the National Park Service shall not develop or implement a reduced entrance fee program to accommodate non-local travel through a unit. The Secretary may provide for and regulate local non-recreational passage through units of the National Park System, allowing each unit to develop guidelines and permits for such activity appropriate to that unit.

Sec. 113. Refunds or rebates received on an on-going basis from a credit card services provider under the Department of the Interior's charge card programs; hereafter
may be deposited to and retained without fiscal year limit-
tation in the Departmental Working Capital Fund estab-
lished under 43 U.S.C. 1467 and used to fund manage-
ment initiatives of general benefit to the Department of
the Interior's bureaus and offices as determined by the
Secretary or his designee.

Sec. 114. Appropriations made in this title under the
headings Bureau of Indian Affairs and Office of Special
Trustee for American Indians and any available unobli-
gated balances from prior appropriations Acts made under
the same headings, shall be available for expenditure or
transfer for Indian trust management activities pursuant
to the Trust Management Improvement Project High
Level Implementation Plan.

Sec. 115. Notwithstanding any provision of law,
hereafter the Secretary of the Interior is authorized to ne-
egotiate and enter into agreements and leases, without re-
gard to section 324 of chapter 314 of the Act of June
30, 1932 (40 U.S.C. 303b), with any person, firm, asso-
ciation, organization, corporation, or governmental entity
for all or part of the property within Fort Baker adminis-
tered by the Secretary as part of Golden Gate National
Recreation Area. The proceeds of the agreements or leases
shall be retained by the Secretary and such proceeds shall
be available, without future appropriation, for the preser-
variation, restoration, operation, maintenance and interpre-
tation and related expenses incurred with respect to Fort
Baker properties.

Sec. 116. A grazing permit or lease that expires (or
is transferred) during fiscal year 2001 may be renewed
under section 402 of the Federal Land Policy and Man-
agement Act of 1976, as amended (43 U.S.C. 1752) or
if applicable, sections 306 and 510 of the California
Desert Protection Act (16 U.S.C. 410aaa–50). The terms
and conditions contained in the expiring permit or lease
may at the discretion of the Secretary continue in effect
under the new permit or lease until such time as the Sec-
retary of the Interior completes processing of such permit
or lease in compliance with all applicable laws and regula-
tions; at which time such permit or lease may be canceled;
suspended or modified, in whole or in part, to meet the
requirements of such applicable laws and regulations.
Nothing in this section shall be deemed to alter the Sec-
retary's statutory authority.

Sec. 117. Notwithstanding any other provision of
law, for the purpose of reducing the backlog of Indian pro-
bate cases in the Department of the Interior, the hearing
requirements of chapter 10 of title 25, United States
Code, are deemed satisfied by a proceeding conducted by
an Indian probate judge, appointed by the Secretary with-
out regard to the provisions of title 5; United States Code,
governing the appointments in the competitive service, for
such period of time as the Secretary determines necessary.
Provided, That the basic pay of an Indian probate judge
so appointed may be fixed by the Secretary without regard
to the provisions of chapter 51; and subchapter III of
chapter 53 of title 5; United States Code; governing the
classification and pay of General Schedule employees; ex-
cept that no such Indian probate judge may be paid at
a level which exceeds the maximum rate payable for the
highest grade of the General Schedule, including locality
pay.

Sec. 118. Notwithstanding any other provision of
law, the Secretary of the Interior is authorized to rediv-
stitute any Tribal Priority Allocation funds, including
tribal base funds, to alleviate tribal funding inequities by
transferring funds to address identified; unmet needs;
dual enrollment, overlapping service areas or inaccurate
distribution methodologies. No tribe shall receive a reduc-
tion in Tribal Priority Allocation funds of more than 10
percent in fiscal year 2001. Under circumstances of dual
enrollment; overlapping service areas or inaccurate dis-
tribution methodologies; the 10 percent limitation does not
apply.
Sec. 119. None of the funds in this Act may be used
to establish a new National Wildlife Refuge in the Kan-
kakee River basin that is inconsistent with the United
States Army Corps of Engineers' efforts to control flood-
ing and siltation in that area. Written certification of con-
sistency shall be submitted to the House and Senate Com-
mittees on Appropriations prior to refuge establishment.

Sec. 120. The Great Marsh Trail at the Mason Neck
National Wildlife Refuge in Virginia is hereby named for
Joseph V. Gartlan, Jr. and shall hereafter be referred to
in any law, document, or records of the United States as
the "Joseph V. Gartlan, Jr. Great Marsh Trail".

Sec. 121. Funds appropriated for the Bureau of In-
dian Affairs for postsecondary schools for fiscal year 2004
shall be allocated among the schools proportionate to the
unmet need of the schools as determined by the Postsec-
ondary Funding Formula adopted by the Office of Indian
Education Programs.

Sec. 122. The amounts otherwise provided by this
title are revised by reducing the amount made available
under the heading "NATIONAL PARK SERVICE—
CONSTRUCTION" by $9,000,000 and by increasing the
amount made available under the heading "NATIONAL
PARK SERVICE—LAND ACQUISITION AND STATE
ASSISTANCE for acquisition of lands or waters, or interests therein, by $9,000,000.

SEC. 123. Any limitation imposed under this Act on funds made available by this Act related to planning and management of national monuments, or activities related to the Interior Columbia Basin Ecosystem Management Plan shall not apply to any activity which is otherwise authorized by law.

TITLE II—RELATED AGENCIES

DEPARTMENT OF AGRICULTURE

Forest Service

FOREST AND RANGELAND RESEARCH

For necessary expenses of forest and rangeland research as authorized by law, $224,966,000, to remain available until expended.

STATE AND PRIVATE FORESTRY

For necessary expenses of cooperating with and providing technical and financial assistance to States, territories, possessions, and others; and for forest health management, cooperative forestry, and education and land conservation activities and conducting an international program as authorized, $197,337,000 (reduced by $500,000) (increased by $500,000), to remain available until expended, as authorized by law. Provided, That none of the funds appropriated or otherwise made available by
this Act or otherwise available to the Secretary shall be used to carry out any activity related to the urban resources partnership or similar or successor programs.

NATIONAL FOREST SYSTEM

For necessary expenses of the Forest Service; not otherwise provided for, for management, protection, improvement, and utilization of the National Forest System; $1,207,545,000, to remain available until expended, which shall include 50 percent of all moneys received during prior fiscal years as fees collected under the Land and Water Conservation Fund Act of 1965, as amended, in accordance with section 4 of the Act (16 U.S.C. 460l-6n(i)); Provided; That unobligated balances available at the start of fiscal year 2001 shall be displayed by extended budget line item in the fiscal year 2002 budget justification.

WILDLAND FIRE MANAGEMENT

For necessary expenses for forest fire presuppression activities on National Forest System lands; for emergency fire suppression on or adjacent to such lands or other lands under fire protection agreement, and for emergency rehabilitation of burned-over National Forest System lands and water; $614,343,000 (increased by $4,000,000), to remain available until expended; Provided; That such funds are available for repayment of advances from other
appropriations accounts previously transferred for such purposes: Provided further, That not less than 50 percent
of any unobligated balances remaining (exclusive of
amounts for hazardous fuels reduction) at the end of fiscal
year 2000 shall be transferred, as repayment for post ad-
varces that have not been repaid, to the fund established
pursuant to section 3 of Public Law 71–319 (16 U.S.C.
576 et seq.): Provided further, That notwithstanding any
other provision of law, up to $4,000,000 of funds appro-
riated under this appropriation may be used for Fire
Science Research in support of the Joint Fire Science Pro-
gram: Provided further, That all authorities for the use
of funds, including the use of contracts, grants, and coop-
erative agreements, available to execute the Forest Service
and Rangeland Research appropriation, are also available
in the utilization of these funds for Fire Science Research.

CAPITAL IMPROVEMENT AND MAINTENANCE

For necessary expenses of the Forest Service, not
otherwise provided for, $424,466,000 (increased by
$10,000,000), to remain available until expended for con-
struction, reconstruction, maintenance and acquisition of
buildings and other facilities; and for construction, recon-
struction, repair and maintenance of forest roads and
trails by the Forest Service as authorized by 16 U.S.C.
532–538 and 23 U.S.C. 101 and 205: Provided, That up
to $15,000,000 of the funds provided herein for road
maintenance shall be available for the decommissioning of
roads, including unauthorized roads not part of the trans-
portation system, which are no longer needed: Provided
further, That no funds shall be expended to decommission
any system road until notice and an opportunity for public
comment has been provided on each decommissioning
project: Provided further, That any unobligated balances
of amounts previously appropriated to the Forest Service
"Construction", "Reconstruction and Construction", or
"Reconstruction and Maintenance" accounts as well as
any unobligated balances remaining in the "National For-
est System" account for the facility maintenance and trail
maintenance extended budget line items may be trans-
ferred to and merged with the "Capital Improvement and
Maintenance" account.

LAND ACQUISITION

For expenses necessary to carry out the provisions
of the Land and Water Conservation Fund Act of 1965,
as amended (16 U.S.C. 460l–4 through 11), including ad-
ministrative expenses, and for acquisition of land or wa-
ters, or interest therein, in accordance with statutory au-
thority applicable to the Forest Service, $50,000,000 (and
in addition $2,000,000, to be available to the Department
of the Interior for the acquisition of Cat Island, Mis-
sissippi), to be derived from the Land and Water Conservation Fund, to remain available until expended.

ACQUISITION OF LANDS FOR NATIONAL FORESTS SPECIAL ACTS

For acquisition of lands within the exterior boundaries of the Cache, Uinta, and Wasatch National Forests; Utah; the Toiyabe National Forest, Nevada; and the Angeles; San Bernardino; Sequoia, and Cleveland National Forests; California, as authorized by law, $1,068,000, to be derived from forest receipts.

ACQUISITION OF LANDS TO COMPLETE LAND EXCHANGES

For acquisition of lands; such sums, to be derived from funds deposited by State, county, or municipal governments; public school districts; or other public school authorities pursuant to the Act of December 4, 1967, as amended (16 U.S.C. 484a); to remain available until expended.

RANGE BETTERMENT FUND

For necessary expenses of range rehabilitation, protection, and improvement; 50 percent of all moneys received during the prior fiscal year, as fees for grazing domestic livestock on lands in National Forests in the 16 Western States, pursuant to section 401(b)(1) of Public Law 94–579, as amended, to remain available until expended, of which not to exceed 6 percent shall be available
for administrative expenses associated with on-the-ground range rehabilitation, protection, and improvements.

GIFTS, DONATIONS AND BEQUESTS FOR FOREST AND RANGELAND RESEARCH

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

ADMINISTRATIVE PROVISIONS; FOREST SERVICE

Appropriations to the Forest Service for the current fiscal year shall be available for: (1) purchase of not to exceed 132 passenger motor vehicles of which 13 will be used primarily for law enforcement purposes and of which 129 shall be for replacement; acquisition of 25 passenger motor vehicles from excess sources; and hire of such vehicles; operation and maintenance of aircraft; the purchase of not to exceed six for replacement only; and acquisition of sufficient aircraft from excess sources to maintain the operable fleet at 192 aircraft for use in Forest Service wildland fire programs and other Forest Service programs; notwithstanding other provisions of law; existing aircraft being replaced may be sold; with proceeds derived or trade-in value used to offset the purchase price for the replacement aircraft; (2) services pursuant to 7 U.S.C. 2225; and not to exceed $100,000 for employment under 5 U.S.C. 3109; (3) purchase, erection, and alteration of
buildings and other public improvements (7 U.S.C. 2250); (4) acquisition of land, waters, and interests therein; pursuant to 7 U.S.C. 428a; (5) for expenses pursuant to the Volunteers in the National Forest Act of 1972 (16 U.S.C. 558a, 558d, and 558a note); (6) the cost of uniforms as authorized by 5 U.S.C. 5901–5902; and (7) for debt collection contracts in accordance with 31 U.S.C. 3718(e).

None of the funds made available under this Act shall be obligated or expended to abolish any region, to move or close any regional office for National Forest System administration of the Forest Service, Department of Agriculture without the consent of the House and Senate Committees on Appropriations.

Any appropriations or funds available to the Forest Service may be transferred to the Wildland Fire Management appropriation for forest firefighting; emergency rehabilitation of burned-over or damaged lands or waters under its jurisdiction; and fire preparedness due to severe burning conditions if and only if all previously appropriated emergency contingent funds under the heading “Wildland Fire Management” have been released by the President and apportioned.

Funds appropriated to the Forest Service shall be available for assistance to or through the Agency for International Development and the Foreign Agricultural Serv-
ice in connection with forest and rangeland research, technical information, and assistance in foreign countries, and shall be available to support forestry and related natural resource activities outside the United States and its territories and possessions, including technical assistance, education and training, and cooperation with United States and international organizations.

None of the funds made available to the Forest Service under this Act shall be subject to transfer under the provisions of section 702(b) of the Department of Agriculture Organic Act of 1944 (7 U.S.C. 2257) or 7 U.S.C. 147b unless the proposed transfer is approved in advance by the House and Senate Committees on Appropriations in compliance with the reprogramming procedures contained in House Report No. 105–163.

None of the funds available to the Forest Service may be reprogrammed without the advance approval of the House and Senate Committees on Appropriations in accordance with the procedures contained in House Report No. 105–163.

No funds appropriated to the Forest Service shall be transferred to the Working Capital Fund of the Department of Agriculture without the approval of the Chief of the Forest Service.
Funds available to the Forest Service shall be available to conduct a program of not less than $2,000,000 for high priority projects within the scope of the approved budget which shall be carried out by the Youth Conservation Corps as authorized by the Act of August 13, 1970, as amended by Public Law 93–408.

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

Pursuant to sections 405(b) and 410(b) of Public Law 101–593, of the funds available to the Forest Service, up to $1,250,000 may be advanced in a lump sum as federal financial assistance to the National Forest Foundation, without regard to when the Foundation incurs expenses, for administrative expenses or projects on or benefiting National Forest System lands or related to Forest Service programs: Provided, That of the Federal funds made available to the Foundation, no more than $200,000 shall be available for administrative expenses: Provided further, That the Foundation shall obtain, by the end of the period of Federal financial assistance, private contributions to match on at least one-for-one basis funds made available by the Forest Service: Provided further, That the Foundation may transfer Federal funds to a non-Federal recipient for a project at the same rate that
the recipient has obtained the non-Federal matching funds: Provided further, That hereafter, the National Forest Foundation may hold Federal funds made available but not immediately disbursed and may use any interest or other investment income earned (before, on, or after the date of the enactment of this Act) on Federal funds to carry out the purposes of Public Law 101-593. Provided further, That such investments may be made only in interest-bearing obligations of the United States or in obligations guaranteed as to both principal and interest by the United States.

Pursuant to section 2(b)(2) of Public Law 98-244, $2,650,000 of the funds available to the Forest Service shall be available for matching funds to the National Fish and Wildlife Foundation, as authorized by 16 U.S.C. 6201-3709, and shall be advanced in a lump sum as Federal financial assistance within 60 days of the enactment of this Act, without regard to when expenses are incurred, for projects on or benefitting National Forest System lands or related to Forest Service programs: Provided, That the Foundation shall obtain, by the end of the period of Federal financial assistance, private contributions to match on at least one-for-one basis funds advanced by the Forest Service: Provided further, That the Foundation may transfer Federal funds to a non-Federal recipient for
a project at the same rate that the recipient has obtained
the non-Federal matching funds.

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

Notwithstanding any other provision of law, 80 per-
cent of the funds appropriated to the Forest Service in
the "National Forest System" and "Reconstruction and
Construction" accounts and planned to be allocated to ac-
tivities under the "Jobs in the Woods" program for
projects on National Forest land in the State of Wash-
ington may be granted directly to the Washington State
Department of Fish and Wildlife for accomplishment of
planned projects. 20 percent of said funds shall be re-
tained by the Forest Service for planning and admin-
istering projects. Project selection and prioritization shall
be accomplished by the Forest Service with such consulta-
tion with the State of Washington as the Forest Service
deems appropriate.

Funds appropriated to the Forest Service shall be
available for payments to counties within the Columbia
River Gorge National Scenic Area; pursuant to sections
14(c)(1) and (2); and section 16(a)(2) of Public Law 99–
663.
The Secretary of Agriculture is authorized to enter into grants; contracts; and cooperative agreements as appropriate with the Pinchot Institute for Conservation, as well as with public and other private agencies; organizations; institutions; and individuals, to provide for the development, administration, maintenance, or restoration of land, facilities; or Forest Service programs, at the Grey Towers National Historic Landmark. Provided; That, subject to such terms and conditions as the Secretary of Agriculture may prescribe; any such public or private agency, organization, institution, or individual may solicit, accept, and administer private gifts of money and real or personal property for the benefit of, or in connection with, the activities and services at the Grey Towers National Historic Landmark. Provided further; That such gifts may be accepted notwithstanding the fact that a donor conducts business with the Department of Agriculture in any capacity.

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

Notwithstanding any other provision of law, any appropriations or funds available to the Forest Service not
to exceed $500,000 may be used to reimburse the Office
of the General Counsel (OGC), Department of Agri-
culture, for travel and related expenses incurred as a re-
sult of OGC assistance or participation requested by the
Forest Service at meetings, training sessions, management
reviews, land purchase negotiations and similar non-litiga-
tion related matters. Future budget justifications for both
the Forest Service and the Department of Agriculture
should clearly display the sums previously transferred and
the requested funding transfers.

No employee of the Department of Agriculture may
be detailed or assigned from an agency or office funded
by this Act to any other agency or office of the Depart-
ment for more than 30 days unless the individual's em-
ploying agency or office is fully reimbursed by the receiv-
ing agency or office for the salary and expenses of the
employee for the period of assignment.

The Forest Service shall fund overhead, national
commitments, indirect expenses, and any other category
for use of funds which are expended at any unit, that
are not directly related to the accomplishment of specific
work on-the-ground (referred to as "indirect expendi-
tures"); from funds available to the Forest Service, unless
otherwise prohibited by law. Provided, That the Forest
Service shall implement and adhere to the definitions of
indirect expenditures established pursuant to Public Law 105–277 on a nationwide basis without flexibility for modification by any organizational level except the Washington Office; and when changed by the Washington Office, such changes in definition shall be reported in budget requests submitted by the Forest Service. Provided further, That the Forest Service shall provide in all future budget justifications, planned indirect expenditures in accordance with the definitions, summarized and displayed to the Regional, Station, Area, and detached unit office level. The justification shall display the estimated source and amount of indirect expenditures, by expanded budget line item, of funds in the agency's annual budget justification. The display shall include appropriated funds and the Knutson-Vandenberg, Brush Disposal, Cooperative Work, Other, and Salvage Sale funds. Changes between estimated and actual indirect expenditures shall be reported in subsequent budget justifications. Provided further, That during fiscal year 2004 the Secretary shall limit total annual indirect obligations from the Brush Disposal, Cooperative Work-Other, Knutson-Vandenberg, Reforestation, Salvage Sale, and Roads and Trails funds to 20 percent of the total obligations from each fund. Any appropriations or funds available to the Forest Service may be used for necessary expenses in the event
of law enforcement emergencies as necessary to protect
natural resources and public or employee safety. Provided;
That such amounts shall not exceed $500,000.
Section 551 of the Land Between the Lakes Protec-
tion Act of 1998 (16 U.S.C. 460lili–61) is amended by add-
ing at the end the following new subsection:
"(c) TRANSITION.—Until September 30, 2002, the
Secretary of Agriculture may expend amounts appro-
priated or otherwise made available to carry out this title
in a manner consistent with the authorities exercised by
the Tennessee Valley Authority, before the transfer of the
Recreation Area to the administrative jurisdiction of the
Secretary, regarding procurement of property, services;
supplies, and equipment."

DEPARTMENT OF ENERGY

CLEAN COAL TECHNOLOGY

(DEFERRAL)

Of the funds made available under this heading for
obligation in prior years, $67,000,000 (increased by
$22,000,000) shall not be available until October 1, 2001:
Provided, That funds made available in previous appro-
priations Acts shall be available for any ongoing project
regardless of the separate request for proposal under
which the project was selected.
ENERGY RESOURCE, SUPPLY AND EFFICIENCY

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses in carrying out energy con-
sevation activities and for fossil energy research and de-
velopment activities, under the authority of the Depart-
ment of Energy Organization Act (Public Law 95–91), in-
cluding the acquisition of interest, including defeasible and
equitable interests in any real property or any facility or
for plant or facility acquisition or expansion; and for con-
ducting inquiries, technological investigations and re-
search concerning the extraction, processing, use, and dis-
posal of mineral substances without objectionable social
and environmental costs (30 U.S.C. 3, 1602, and 1603);
performed under the minerals and materials science pro-
grams at the Albany Research Center in Oregon,
$1,139,611,000 (reduced by $126,500,000) (reduced by
$45,000,000) (increased by $20,000,000) (increased by
$3,500,000) (increased by $9,500,000) (increased by
$5,000,000) (increased by $7,000,000), to remain avail-
able until expended, of which $2,000,000 shall be derived
by transfer from unobligated balances in the Biomass En-
ergy Development account: Provided, That $153,500,000
(increased by $23,500,000) shall be for use in energy con-
servation programs as defined in section 3008(3) of Public
notwithstanding section 3003(d)(2) of Public Law 99-509; such sums shall be allocated to the eligible programs as follows: $120,000,000 (increased by $20,000,000) for weatherization assistance grants and $33,500,000 (increased by $3,500,000) for State energy conservation grants. Provided further, That no part of the sum herein made available shall be used for the field testing of nuclear explosives in the recovery of oil and gas.

ALTERNATIVE FUELS PRODUCTION

(RESCISSION)

Of the unobligated balances under this heading, $1,000,000 are rescinded.

NAVAL PETROLEUM AND OIL SHALE RESERVES

The requirements of 10 U.S.C. 7430(b)(2)(B) shall not apply to fiscal year 2001 and any fiscal year thereafter. Provided, That, notwithstanding any other provision of law, unobligated funds remaining from prior years shall be available for all naval petroleum and oil shale reserve activities.

ELK HILLS SCHOOL LANDS FUND

For necessary expenses in fulfilling the third installment payment under the Settlement Agreement entered into by the United States and the State of California on October 11, 1996; as authorized by section 3415 of Public Law 104–106; $36,000,000; to become available on Octo-
ber 1, 2004 for payment to the State of California for
the State Teachers' Retirement Fund from the Elk Hills
School Lands Fund.

ECONOMIC REGULATION

For necessary expenses in carrying out the activities
of the Office of Hearings and Appeals, $1,992,000, to re-
main available until expended.

STRATEGIC PETROLEUM RESERVE

For necessary expenses for Strategic Petroleum Re-
serve facility development and operations and program
management activities pursuant to the Energy Policy and
Conservation Act of 1975, as amended (42 U.S.C. 6201
et seq.), $157,000,000, to remain available until expended.

ENERGY INFORMATION ADMINISTRATION

For necessary expenses in carrying out the activities
of the Energy Information Administration, $72,368,000
(reduced by $2,000,000), to remain available until ex-
pended.

ADMINISTRATIVE PROVISIONS, DEPARTMENT OF ENERGY

Appropriations under this Act for the current fiscal
year shall be available for hire of passenger motor vehicles;
hire, maintenance, and operation of aircraft; purchase, re-
pair, and cleaning of uniforms; and reimbursement to the
General Services Administration for security guard serv-
ices.
From appropriations under this Act, transfers of sums may be made to other agencies of the Government for the performance of work for which the appropriation is made.

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

The Secretary is authorized to accept lands, buildings, equipment, and other contributions from public and private sources and to prosecute projects in cooperation with other agencies, Federal, State, private or foreign. Provided, That revenues and other moneys received by or for the account of the Department of Energy or otherwise generated by sale of products in connection with projects of the Department appropriated under this Act may be retained by the Secretary of Energy, to be available until expended, and used only for plant construction, operation, costs, and payments to cost-sharing entities as provided in appropriate cost-sharing contracts or agreements. Provided further, That the remainder of revenues after the making of such payments shall be covered into the Treasury as miscellaneous receipts: Provided further, That any contract, agreement, or provision thereof entered into by
the Secretary pursuant to this authority shall not be exe-
cuted prior to the expiration of 30 calendar days (not in-
cluding any day in which either House of Congress is not
in session because of adjournment of more than three cal-
endar days to a day certain) from the receipt by the
Speaker of the House of Representatives and the Presi-
dent of the Senate of a full comprehensive report on such
project, including the facts and circumstances relied upon
in support of the proposed project.

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

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

DEPARTMENT OF HEALTH AND HUMAN
SERVICES
INDIAN HEALTH SERVICE
INDIAN HEALTH SERVICES

For expenses necessary to carry out the Act of Au-
gust 5, 1954 (68 Stat. 674), the Indian Self-Determi-
tion Act; the Indian Health Care Improvement Act; and
titles II and III of the Public Health Service Act with re-
spect to the Indian Health Service; $2,084,178,000, (in-
creased by $22,000,000) together with payments received
during the fiscal year pursuant to 42 U.S.C. 238(b) for
services furnished by the Indian Health Service: Provided,
That funds made available to tribes and tribal organiza-
tions through contracts, grant agreements, or any other
agreements or compacts authorized by the Indian Self-Deter-
tmination and Education Assistance Act of 1975 (25
U.S.C. 450); shall be deemed to be obligated at the time
of the grant or contract award and thereafter shall remain
available to the tribe or tribal organization without fiscal
year limitation: Provided further; That $12,000,000 shall
remain available until expended, for the Indian Cata-
strophic Health Emergency Fund: Provided further; That
$394,756,000 for contract medical care shall remain avail-
able for obligation until September 30, 2002: Provided fur-
ther; That of the funds provided, up to $17,000,000 shall
be used to carry out the loan repayment program under
section 108 of the Indian Health Care Improvement Act:
Provided further; That funds provided in this Act may be
used for 1-year contracts and grants which are to be per-
formed in 2 fiscal years; so long as the total obligation
is recorded in the year for which the funds are appro-
printed: *Provided further,* That the amounts collected by
the Secretary of Health and Human Services under the
authority of title IV of the Indian Health Care Improve-
ment Act shall remain available until expended for the
purpose of achieving compliance with the applicable condi-
tions and requirements of titles XVIII and XIX of the So-
cial Security Act (exclusive of planning, design, or con-
struction of new facilities): *Provided further,* That funding
contained herein, and in any earlier appropriations Acts
for scholarship programs under the Indian Health Care
Improvement Act (25 U.S.C. 1613) shall remain available
for obligation until September 30, 2002: *Provided further,*
That amounts received by tribes and tribal organizations
under title IV of the Indian Health Care Improvement Act
shall be reported and accounted for and available to the
receiving tribes and tribal organizations until expended:
*Provided further,* That, notwithstanding any other provi-
sion of law, of the amounts provided herein, not to exceed
$228,781,000 shall be for payments to tribes and tribal
organizations for contract or grant support costs associ-
ated with contracts, grants, self-governance compacts or
annual funding agreements between the Indian Health
Service and a tribe or tribal organization pursuant to the
Indian Self-Determination Act of 1975, as amended, prior
to or during fiscal year 2001: *Provided further,* That funds
available for the Indian Health Care Improvement Fund may be used, as needed, to carry out activities typically funded under the Indian Health Facilities account.

INDIAN HEALTH FACILITIES

For construction; repair; maintenance; improvement; and equipment of health and related auxiliary facilities; including quarters for personnel; preparation of plans; specifications; and drawings; acquisition of sites; purchase and erection of modular buildings; and purchases of trailers; and for provision of domestic and community sanitation facilities for Indians; as authorized by section 7 of the Act of August 5, 1954 (42 U.S.C. 2004a); the Indian Self-Determination Act; and the Indian Health Care Improvement Act; and for expenses necessary to carry out such Acts and titles II and III of the Public Health Service Act with respect to environmental health and facilities support activities of the Indian Health Service; $336,423,000, to remain available until expended: Provided, That notwithstanding any other provision of law, funds appropriated for the planning; design; construction or renovation of health facilities for the benefit of an Indian tribe or tribes may be used to purchase land for sites to construct, improve; or enlarge health or related facilities: Provided further, That notwithstanding any provision of law governing Federal construction; $240,000 of the
funds provided herein shall be provided to the Hopi Tribe
to reduce the debt incurred by the Tribe in providing staff
quarters to meet the housing needs associated with the
new Hopi Health Center: Provided further; That not to
exceed $500,000 shall be used by the Indian Health Serv-

ice to purchase TRANSAM equipment from the Depart-
ment of Defense for distribution to the Indian Health
Service and tribal facilities: Provided further; That not to
exceed $500,000 shall be used by the Indian Health Serv-

ice to obtain ambulances for the Indian Health Service
and tribal facilities in conjunction with an existing inter-
agency agreement between the Indian Health Service and
the General Services Administration: Provided further;
That not to exceed $500,000 shall be placed in a Demoli-
tion Fund, available until expended, to be used by the In-
dian Health Service for demolition of Federal buildings:

ADMINISTRATIVE PROVISIONS; INDIAN HEALTH SERVICE

Appropriations in this Act to the Indian Health Serv-

ice shall be available for services as authorized by 5 U.S.C.
3109 but at rates not to exceed the per diem rate equiva-

lent to the maximum rate payable for senior-level positions
under 5 U.S.C. 5376; hire of passenger motor vehicles and
aircraft; purchase of medical equipment; purchase of re-
prints; purchase, renovation and erection of modular
buildings and renovation of existing facilities; payments
for telephone service in private residences in the field; when authorized under regulations approved by the Secretary; and for uniforms or allowances therefore as authorized by 5 U.S.C. 5901-5902; and for expenses of attendance at meetings which are concerned with the functions or activities for which the appropriation is made or which will contribute to improved conduct, supervision, or management of those functions or activities: Provided, That in accordance with the provisions of the Indian Health Care Improvement Act, non-Indian patients may be extended health care at all tribally administered or Indian Health Service facilities, subject to charges, and the proceeds along with funds recovered under the Federal Medical Care Recovery Act (42 U.S.C. 2651-2653) shall be credited to the account of the facility providing the service and shall be available without fiscal year limitation: Provided further, That notwithstanding any other law or regulation, funds transferred from the Department of Housing and Urban Development to the Indian Health Service shall be administered under Public Law 86-124 (the Indian Sanitation Facilities Act) and Public Law 93-628, as amended: Provided further, That funds appropriated to the Indian Health Service in this Act, except those used for administrative and program direction purposes, shall not be subject to limitations directed at eur-
tailing Federal travel and transportation. Provided further,

That notwithstanding any other provision of law, funds
previously or herein made available to a tribe or tribal or-
ganization through a contract, grant, or agreement au-
thorized by title I or III of the Indian Self-Determination
and Education Assistance Act of 1975 (25 U.S.C. 450),
may be deobligated and reobligated to a self-determination
contract under title I, or a self-governance agreement
under title III of such Act and thereafter shall remain
available to the tribe or tribal organization without fiscal
year limitation. Provided further, That none of the funds
made available to the Indian Health Service in this Act
shall be used to implement the final rule published in the
Federal Register on September 16, 1987, by the Depart-
ment of Health and Human Services, relating to the eligi-
bility for the health care services of the Indian Health
Service until the Indian Health Service has submitted a
budget request reflecting the increased costs associated
with the proposed final rule; and such request has been
included in an appropriations Act and enacted into law.

Provided further, That funds made available in this Act
are to be apportioned to the Indian Health Service as ap-
propriated in this Act, and accounted for in the appropria-
tion structure set forth in this Act. Provided further, That
with respect to functions transferred by the Indian Health
Service to tribes or tribal organizations; the Indian Health Service is authorized to provide goods and services to those entities, on a reimbursable basis, including payment in advance with subsequent adjustment, and the reimbursements received therefrom, along with the funds received from those entities pursuant to the Indian Self-Determination Act, may be credited to the same or subsequent appropriation account which provided the funding; said amounts to remain available until expended: Provided further, That reimbursements for training, technical assistance, or services provided by the Indian Health Service will contain total costs, including direct, administrative, and overhead associated with the provision of goods, services, or technical assistance: Provided further, That the appropriation structure for the Indian Health Service may not be altered without advance approval of the House and Senate Committees on Appropriations.

OTHER RELATED AGENCIES

OFFICE OF NAVAJO AND HOPI INDIAN RELOCATION

SALARIES AND EXPENSES

For necessary expenses of the Office of Navajo and Hopi Indian Relocation as authorized by Public Law 93–531, $8,000,000, to remain available until expended: Provided, That funds provided in this or any other appropriations Act are to be used to relocate eligible individuals and...
groups including evictees from District 6; Hopi-partitioned
lands residents; those in significantly substandard hous-
ing; and all others certified as eligible and not included
in the preceding categories: Provided further; That none
of the funds contained in this or any other Act may be
used by the Office of Navajo and Hopi Indian Relocation
to evict any single Navajo or Navajo family who; as of
November 30, 1985, was physically domiciled on the lands
partitioned to the Hopi Tribe unless a new or replacement
home is provided for such household: Provided further;
That no relocatee will be provided with more than one new
or replacement home: Provided further; That the Office
shall relocate any certified eligible relocatees who have se-
lected and received an approved homesite on the Navajo
reservation or selected a replacement residence off the
Navajo reservation or on the land acquired pursuant to

SMITHSONIAN INSTITUTION

SALARIES AND EXPENSES

For necessary expenses of the Smithsonian Institu-
tion, as authorized by law, including research in the fields
of art, science; and history; development, preservation, and
documentation of the National Collections; presentation of
public exhibits and performances; collection, preparation;
dissemination, and exchange of information and publica-
tions; conduct of education, training, and museum assistance programs; maintenance, alteration, operation, lease (for terms not to exceed 30 years), and protection of buildings, facilities, and approaches; not to exceed $100,000 for services as authorized by 5 U.S.C. 3109; up to five replacement passenger vehicles; purchase, rental, repair, and cleaning of uniforms for employees; $375,230,000; of which not to exceed $47,126,000 for the instrumentation program, collections acquisition, Museum Support Center equipment and move, exhibition reinstallation, the National Museum of the American Indian, the repatriation of skeletal remains program, research equipment, information management, and Latino programming shall remain available until expended, including such funds as may be necessary to support American overseas research centers and of which $125,000 is for the Council of American Overseas Research Centers. Provided, That funds appropriated herein are available for advance payments to independent contractors performing research services or participating in official Smithsonian presentations. Provided further, That the Smithsonian Institution may expend Federal appropriations designated in this Act for lease or rent payments for long term and swing space, as rent payable to the Smithsonian Institution, and such rent payments may be deposited into the general trust funds of
the Institution to the extent that federally supported ac-
tivities are housed in the 900 H Street, N.W. building in
the District of Columbia: Provided further, That this use
of Federal appropriations shall not be construed as debt
service, a Federal guarantee of, a transfer of risk to, or
an obligation of, the Federal Government: Provided fur-
ther, That no appropriated funds may be used to service
debt which is incurred to finance the costs of acquiring
the 900 H Street building or of planning, designing, and
constructing improvements to such building:

REPAIR, RESTORATION AND ALTERATION OF FACILITIES

For necessary expenses of repair, restoration, and al-
teration of facilities owned or occupied by the Smithsonian
Institution, by contract or otherwise, as authorized by sec-
tion 2 of the Act of August 22, 1949 (63 Stat. 623); in-
cluding not to exceed $10,000 for services as authorized
by 5 U.S.C. 3109; $47,900,000; to remain available until
expended: Provided, That contracts awarded for environ-
mental systems, protection systems, and repair or restora-
tion of facilities of the Smithsonian Institution may be ne-
gotiated with selected contractors and awarded on the
basis of contractor qualifications as well as price: Provided
further, That funds previously appropriated to the "Con-
struction and Improvements; National Zoological Park"
account, the "Repair and Restoration of Buildings" ac-
1. count, and the "Repair, Rehabilitation and Alteration of Facilities" account may be transferred to and merged with this account.

ADMINISTRATIVE PROVISIONS; SMITHSONIAN INSTITUTION

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

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

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

NATIONAL GALLERY OF ART

SALARIES AND EXPENSES

For the upkeep and operations of the National Gallery of Art, the protection and care of the works of art therein, and administrative expenses incident thereto, as authorized by the Act of March 24, 1937 (50 Stat. 51), as amended by the public resolution of April 13, 1939.
1 (Public Resolution 9, Seventy-sixth Congress), including
2 services as authorized by 5 U.S.C. 3109; payment in ad-
3 vance when authorized by the treasurer of the Gallery for
4 membership in library, museum, and art associations or
5 societies whose publications or services are available to
6 members only, or to members at a price lower than to the
7 general public; purchase, repair, and cleaning of uniforms
8 for guards, and uniforms, or allowances therefor, for other
9 employees as authorized by law (5 U.S.C. 5901–5902);
10 purchase or rental of devices and services for protecting
11 buildings and contents thereof, and maintenance, alter-
12 nation, improvement, and repair of buildings, approaches,
13 and grounds; and purchase of services for restoration and
14 repair of works of art for the National Gallery of Art by
15 contracts made, without advertising, with individuals,
16 firms, or organizations at such rates or prices and under
17 such terms and conditions as the Gallery may deem prop-
18 er, $61,279,000, of which not to exceed $2,926,000 for
19 the special exhibition program shall remain available until
20 expended.
21 REPAIR, RESTORATION AND RENOVATION OF BUILDINGS
22 For necessary expenses of repair, restoration and
23 renovation of buildings, grounds and facilities owned or
24 occupied by the National Gallery of Art, by contract or
25 otherwise, as authorized, $8,903,000, to remain available
until expended. *Provided,* That contracts awarded for envi-
ronmental systems, protection systems, and exterior repair
or renovation of buildings of the National Gallery of Art
may be negotiated with selected contractors and awarded
on the basis of contractor qualifications as well as price.

**JOHN F. KENNEDY CENTER FOR THE PERFORMING ARTS**

**OPERATIONS AND MAINTENANCE**

For necessary expenses for the operation, mainte-
nance and security of the John F. Kennedy Center for
the Performing Arts, $13,947,000.

**CONSTRUCTION**

For necessary expenses for capital repair and restora-
tion of the existing features of the building and site of
the John F. Kennedy Center for the Performing Arts,
$19,924,000, to remain available until expended.

**WOODROW WILSON INTERNATIONAL CENTER FOR SCHOLARS**

**SALARIES AND EXPENSES**

For expenses necessary in carrying out the provisions
of the Woodrow Wilson Memorial Act of 1968 (82 Stat.:
1956) including hire of passenger vehicles and services as
authorized by 5 U.S.C. 3109, $6,763,000.
NATIONAL FOUNDATION ON THE ARTS AND THE

HUMANITIES

NATIONAL ENDOWMENT FOR THE ARTS

GRANTS AND ADMINISTRATION

For necessary expenses to carry out the National
Foundation on the Arts and the Humanities Act of 1965;
as amended, $98,000,000, shall be available to the Na-
tional Endowment for the Arts for the support of projects
and productions in the arts through assistance to organi-
zations and individuals pursuant to sections 5(c) and 5(g)
of the Act, for program support, and for administering
the functions of the Act, to remain available until ex-
pended. Provided, That funds previously appropriated to
the National Endowment for the Arts "Matching Grants"
account may be transferred to and merged with this ac-
count:

NATIONAL ENDOWMENT FOR THE HUMANITIES

GRANTS AND ADMINISTRATION

For necessary expenses to carry out the National
Foundation on the Arts and the Humanities Act of 1965;
as amended, $100,604,000, shall be available to the Na-
tional Endowment for the Humanities for support of ac-
tivities in the humanities, pursuant to section 7(c) of the
Act, and for administering the functions of the Act, to
remain available until expended.
MATCHING GRANTS

To carry out the provisions of section 10(a)(2) of the National Foundation on the Arts and the Humanities Act of 1965, as amended, $14,656,000, to remain available until expended, of which $10,259,000 shall be available to the National Endowment for the Humanities for the purposes of section 7(h). Provided, That this appropriation shall be available for obligation only in such amounts as may be equal to the total amounts of gifts, bequests, and devises of money, and other property accepted by the chairman or by grantees of the Endowment under the provisions of subsections 11(a)(2)(B) and 11(a)(3)(B) during the current and preceding fiscal years for which equal amounts have not previously been appropriated.

INSTITUTE OF MUSEUM AND LIBRARY SERVICES

Office of Museum Services

GRANTS AND ADMINISTRATION

For carrying out subtitle C of the Museum and Library Services Act of 1996, as amended, $24,307,000, to remain available until expended.

ADMINISTRATIVE PROVISIONS

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

COMMISSION OF FINE ARTS

SALARIES AND EXPENSES

For expenses made necessary by the Act establishing
a Commission of Fine Arts (40 U.S.C. 104), $1,024,000;
Provided, That the Commission is authorized to charge
fees to cover the full costs of its publications, and such
fees shall be credited to this account as an offsetting col-
lection, to remain available until expended without further
appropriation.

NATIONAL CAPITAL ARTS AND CULTURAL AFFAIRS

For necessary expenses as authorized by Public Law
99–190 (20 U.S.C. 956(a)), as amended, $6,973,000.

ADVISORY COUNCIL ON HISTORIC PRESERVATION

SALARIES AND EXPENSES

For necessary expenses of the Advisory Council on
Historic Preservation (Public Law 89–665, as amended);
$2,989,000. Provided, That none of these funds shall be
available for compensation of level V of the Executive
Schedule or higher positions.
NATIONAL CAPITAL PLANNING COMMISSION

SALARIES AND EXPENSES

For necessary expenses, as authorized by the National Capital Planning Act of 1952 (40 U.S.C. 71–71l), including services as authorized by 5 U.S.C. 3109, $6,288,000. Provided, That all appointed members of the Commission will be compensated at a rate not to exceed the daily equivalent of the annual rate for positions at level IV of the Executive Schedule, for each day such member is engaged in the actual performance of duties.

UNITED STATES HOLOCAUST MEMORIAL COUNCIL

HOLOCAUST MEMORIAL COUNCIL

For expenses of the Holocaust Memorial Council, as authorized by Public Law 96–388 (36 U.S.C. 1401), as amended, $33,161,000, of which $1,575,000 for the museum's repair and rehabilitation program and $1,264,000 for the museum's exhibitions program shall remain available until expended.

PRESIDIO TRUST

PRESIDIO TRUST FUND

For necessary expenses to carry out title I of the Omnibus Parks and Public Lands Management Act of 1996, $23,400,000 shall be available to the Presidio Trust, to remain available until expended, of which up to $1,040,000 may be for the cost of guaranteed loans, as
authorized by section 104(d) of the Act: Provided, That such costs, including the cost of modifying such loans, shall be as defined in section 502 of the Congressional Budget Act of 1974: Provided further, That these funds are available to subsidize total loan principal, any part of which is to be guaranteed, not to exceed $200,000,000. The Trust is authorized to issue obligations to the Secretary of the Treasury pursuant to section 104(d)(3) of the Act, in an amount not to exceed $10,000,000.

TITLE III—GENERAL PROVISIONS

Sec. 301. The expenditure of any appropriation under this Act for any consulting service through procurement contract, pursuant to 5 U.S.C. 3109, shall be limited to those contracts where such expenditures are a matter of public record and available for public inspection, except where otherwise provided under existing law, or under existing Executive order issued pursuant to existing law.

Sec. 302. No part of any appropriation under this Act shall be available to the Secretary of the Interior or the Secretary of Agriculture for the leasing of oil and natural gas by noncompetitive bidding on publicly owned lands within the boundaries of the Shawnee National Forest, Illinois: Provided, That nothing herein is intended to inhibit or otherwise affect the sale, lease, or right to access to minerals owned by private individuals.
Sec. 303. No part of any appropriation contained in this Act shall be available for any activity or the publication or distribution of literature that in any way tends to promote public support or opposition to any legislative proposal on which congressional action is not complete.

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

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

Sec. 306. No assessments may be levied against any program, budget activity, subactivity, or project funded by this Act unless advance notice of such assessments and the basis therefor are presented to the Committees on Appropriations and are approved by such committees.

Sec. 307. (a) Compliance With Buy American Act.—None of the funds made available in this Act may be expended by an entity unless the entity agrees that in expending the funds the entity will comply with sections 2 through 4 of the Act of March 3, 1933 (41 U.S.C. 10a–10c; popularly known as the "Buy American Act").
(b) Sense of the Congress; Requirement Regarding Notice.—

(1) Purchase of American-made equipment and products.—In the case of any equipment or product that may be authorized to be purchased with financial assistance provided using funds made available in this Act, it is the sense of the Congress that entities receiving the assistance should, in expending the assistance, purchase only American-made equipment and products.

(2) Notice to Recipients of Assistance.—In providing financial assistance using funds made available in this Act, the head of each Federal agency shall provide to each recipient of the assistance a notice describing the statement made in paragraph (1) by the Congress.

(c) Prohibition of Contracts With Persons Falsely Labeling Products as Made in America.—If it has been finally determined by a court or Federal agency that any person intentionally affixed a label bearing a “Made in America” inscription, or any inscription with the same meaning, to any product sold in or shipped to the United States that is not made in the United States; the person shall be ineligible to receive any contract or subcontract made with funds made available in
this Act, pursuant to the debarment, suspension, and ineligibility procedures described in sections 9.400 through 9.409 of title 48, Code of Federal Regulations.

(d) EFFECTIVE DATE.—The provisions of this section are applicable in fiscal year 2000 and thereafter.

SEC. 308. None of the funds in this Act may be used to plan, prepare, or offer for sale timber from trees classified as giant sequoia (Sequoiadendron giganteum) which are located on National Forest System or Bureau of Land Management lands in a manner different than such sales were conducted in fiscal year 2000.

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

SEC. 310. None of the funds appropriated or otherwise made available by this Act may be used for the AmeriCorps program, unless the relevant agencies of the Department of the Interior and/or Agriculture follow appropriate reprogramming guidelines. Provided, That if no funds are provided for the AmeriCorps program by the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 2001, then none of the funds appropriated or other-
wise made available by this Act may be used for the
AmeriCorps programs:

Sec. 311. None of the funds made available in this
Act may be used: (1) to demolish the bridge between Jer-
sney City, New Jersey, and Ellis Island; or (2) to prevent
pedestrian use of such bridge; when it is made known to
the Federal official having authority to obligate or expend
such funds that such pedestrian use is consistent with gen-
erally accepted safety standards.

Sec. 312. (a) Limitation of Funds.—None of the
funds appropriated or otherwise made available pursuant
to this Act shall be obligated or expended to accept or
process applications for a patent for any mining or mill
site claim located under the general mining laws.

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

(e) REPORT.—On September 30, 2001, the Secretary
of the Interior shall file with the House and Senate Com-
mittees on Appropriations and the Committee on Re-
sources of the House of Representatives and the Com-
mittee on Energy and Natural Resources of the Senate
a report on actions taken by the Department under the
plan submitted pursuant to section 314(e) of the Depart-
ment of the Interior and Related Agencies Appropriations
Act, 1997 (Public Law 104–208).

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

SEC. 313. Notwithstanding any other provision of
law, amounts appropriated to or earmarked in committee
reports for the Bureau of Indian Affairs and the Indian
Health Service by Public Laws 103–138, 103–332, 104–
134, 104–208, 105–83, 105–277, and 106–113 for pay-
ments to tribes and tribal organizations for contract sup-
port costs associated with self-determination or self-gov-
ernance contracts, grants, compacts, or annual funding
agreements with the Bureau of Indian Affairs or the In-
dian Health Service as funded by such Acts; are the total
amounts available for fiscal years 1994 through 2000 for
such purposes, except that, for the Bureau of Indian Af-
fairs, tribes and tribal organizations may use their tribal
priority allocations for unmet indirect costs of ongoing
contracts, grants, self-governance compacts or annual
funding agreements.

Sec. 314. Notwithstanding any other provision of
law, for fiscal year 2001 the Secretaries of Agriculture and
the Interior are authorized to limit competition for water-
shed restoration project contracts as part of the "Jobs in
the Woods" component of the President's Forest Plan for
the Pacific Northwest; or the Jobs in the Woods Program
established in Region 10 of the Forest Service to individ-
uals and entities in historically timber-dependent areas in
the States of Washington, Oregon, northern California
and Alaska that have been affected by reduced timber har-
vesting on Federal lands.
Sec. 315. None of the funds collected under the Rec-
reational Fee Demonstration program may be used to
plan, design, or construct a visitor center or any other per-
manent structure without prior approval of the House and
the Senate Committees on Appropriations if the estimated
total cost of the facility exceeds $500,000.

Sec. 316. All interests created under leases, conces-
sions, permits and other agreements associated with the
properties administered by the Presidio Trust, hereafter
shall be exempt from all taxes and special assessments of
every kind by the State of California and its political sub-
divisions.

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

Sec. 318. Of the funds provided to the National En-
dowmment for the Arts—

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

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

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

Sec. 319. The National Endowment for the Arts and the National Endowment for the Humanities are authorized to solicit, accept, receive, and invest in the name of the United States, gifts, bequests, or devises of money and other property or services and to use such in furtherance of the functions of the National Endowment for the Arts and the National Endowment for the Humanities. Any proceeds from such gifts, bequests, or devises, after acceptance by the National Endowment for the Arts or the National Endowment for the Humanities, shall be paid by the donor or the representative of the donor to the Chair-
man. The Chairman shall enter the proceeds in a special
interest-bearing account to the credit of the appropriate
endowment for the purposes specified in each case.

Sec. 320. (a) In providing services or awarding fi-
nancial assistance under the National Foundation on the
Arts and the Humanities Act of 1965 from funds appro-
priated under this Act, the Chairperson of the National
Endowment for the Arts shall ensure that priority is given
to providing services or awarding financial assistance for
projects, productions, workshops, or programs that serve
underserved populations.

(b) In this section:

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

(2) The term "poverty line" means the poverty
line (as defined by the Office of Management and
Budget, and revised annually in accordance with sec-
tion 673(2) of the Community Services Block Grant
Act (42 U.S.C. 9902(2))) applicable to a family of
the size involved.
(c) In providing services and awarding financial assistance under the National Foundation on the Arts and Humanities Act of 1965 with funds appropriated by this Act, the Chairperson of the National Endowment for the Arts shall ensure that priority is given to providing services or awarding financial assistance for projects, productions, workshops, or programs that will encourage public knowledge, education, understanding, and appreciation of the arts.

(d) With funds appropriated by this Act to carry out section 5 of the National Foundation on the Arts and Humanities Act of 1965—

(1) the Chairperson shall establish a grant category for projects, productions, workshops, or programs that are of national impact or availability or are able to tour several States;

(2) the Chairperson shall not make grants exceeding 15 percent, in the aggregate, of such funds to any single State, excluding grants made under the authority of paragraph (1);

(3) the Chairperson shall report to the Congress annually and by State, on grants awarded by the Chairperson in each grant category under section 5 of such Act; and
(4) the Chairperson shall encourage the use of grants to improve and support community-based music performance and education.

Sec. 321. No part of any appropriation contained in this Act shall be expended or obligated to fund new revisions of national forest land management plans until new final or interim final rules for forest land management planning are published in the Federal Register. Those national forests which are currently in a revision process, having formally published a Notice of Intent to revise prior to October 1, 1997; those national forests having been court-ordered to revise; those national forests where plans reach the 15 year legally mandated date to revise before or during calendar year 2001; national forests within the Interior Columbia Basin Ecosystem study area; and the White Mountain National Forest are exempt from this section and may use funds in this Act and proceed to complete the forest plan revision in accordance with current forest planning regulations.

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

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

Sec. 324. Notwithstanding any other provision of
law, none of the funds in this Act may be used for GSA
Telecommunication Centers or the President’s Council on
Sustainable Development:

Sec. 325. None of the funds in this Act may be used
for planning, design or construction of improvements to
Pennsylvania Avenue in front of the White House without
the advance approval of the House and Senate Committees
on Appropriations:

Sec. 326. Amounts deposited during fiscal year 2000
in the roads and trails fund provided for in the fourteenth
paragraph under the heading “FOREST SERVICE” of
the Act of March 4, 1913 (37 Stat. 843; 16 U.S.C. 501);
shall be used by the Secretary of Agriculture, without re-
gard to the State in which the amounts were derived, to
repair or reconstruct roads, bridges, and trails on National
Forest System lands or to carry out and administer
projects to improve forest health conditions, which may
include the repair or reconstruction of roads, bridges, and
trails on National Forest System lands in the wildland-
community interface where there is an abnormally high
risk of fire. The projects shall emphasize reducing risks
to human safety and public health and property and enhancing ecological functions, long-term forest productivity, and biological integrity. The Secretary shall commence the projects during fiscal year 2001; but the projects may be completed in a subsequent fiscal year. Funds shall not be expended under this section to replace funds which would otherwise appropriately be expended from the timber salvage sale fund. Nothing in this section shall be construed to exempt any project from any environmental law.

Sec. 227. None of the funds provided in this or previous appropriations Acts for the agencies funded by this Act or provided from any accounts in the Treasury of the United States derived by the collection of fees available to the agencies funded by this Act, shall be transferred to and used to fund personnel, training, or other administrative activities of the Council on Environmental Quality or other offices in the Executive Office of the President for purposes related to the American Heritage Rivers program.

Sec. 228. Other than in emergency situations, none of the funds in this Act may be used to operate telephone answering machines during core business hours unless such answering machines include an option that enables callers to reach promptly an individual on-duty with the agency being contacted.
Sec. 329. No timber sale in Region 10 shall be advertised if the indicated rate is deficit when appraised under the transaction evidence appraisal system using domestic Alaska values for western red cedar. Provided, That sales which are deficit when appraised under the transaction evidence appraisal system using domestic Alaska values for western red cedar may be advertised upon receipt of a written request by a prospective, informed bidder, who has the opportunity to review the Forest Service’s cruise and harvest cost estimate for that timber. Program accomplishments shall be based on volume sold. Should Region 10 sell, in fiscal year 2001, the annual average portion of the decadal allowable sale quantity called for in the current Tongass Land Management Plan in sales which are not deficit when appraised under the transaction evidence appraisal system using domestic Alaska values for western red cedar, all of the western red cedar timber from those sales which is surplus to the needs of domestic processors in Alaska; shall be made available to domestic processors in the contiguous 48 United States at prevailing domestic prices. Should Region 10 sell, in fiscal year 2001, less than the annual average portion of the decadal allowable sale quantity called for in the current Tongass Land Management Plan in sales which are not deficit when appraised under the transaction evidence appraisal system
using domestic Alaska values for western red cedar, the
volume of western red cedar timber available to domestic
processors at prevailing domestic prices in the contiguous
48 United States shall be that volume: (1) which is surplus
to the needs of domestic processors in Alaska; and (2) is
that percent of the surplus western red cedar volume de-
termined by calculating the ratio of the total timber vol-
ume which has been sold on the Tongass to the annual
average portion of the decadal allowable sale quantity
called for in the current Tongass Land Management Plan.
The percentage shall be calculated by Region 10 on a roll-
ing basis as each sale is sold (for purposes of this amend-
ment, a “rolling basis” shall mean that the determination
of how much western red cedar is eligible for sale to var-
ious markets shall be made at the time each sale is award-
ed). Western red cedar shall be deemed "surplus to the
needs of domestic processors in Alaska" when the timber
sale holder has presented to the Forest Service docu-
mentation of the inability to sell western red cedar logs
from a given sale to domestic Alaska processors at price
equal to or greater than the log selling value stated in
the contract. All additional western red cedar volume not
sold to Alaska or contiguous 48 United States domestic
processors may be exported to foreign markets at the elec-
tion of the timber sale holder. All Alaska yellow cedar may
be sold at prevailing export prices at the election of the
timber sale holder.

Sec. 330. None of the funds appropriated by this Act
shall be used to propose or issue rules, regulations, de-
crees, or orders for the purpose of implementation, or in
preparation for implementation, of the Kyoto Protocol
which was adopted on December 11, 1997, in Kyoto,
Japan at the Third Conference of the Parties to the
United Nations Framework Convention on Climate
Change, which has not been submitted to the Senate for
advice and consent to ratification pursuant to article II,
section 2, clause 2, of the United States Constitution, and
which has not entered into force pursuant to article 25
of the Protocol.

Sec. 331. Notwithstanding any other provision of
law, none of the funds in this Act may be used to enter
into any new or expanded self-determination contract or
grant or self-governance compact pursuant to the Indian
Self-Determination Act of 1975, as amended, for any ac-
tivities not previously covered by such contracts, compacts
or grants. Nothing in this section precludes the continu-
ation of those specific activities for which self-determi-
ation and self-governance contracts, compacts and grants
currently exist or the renewal of contracts, compacts and
grants for those activities or compliance with 25 U.S.C. 2005.

Sec. 332. In fiscal years 2001 through 2005, the Secretaries of the Interior and Agriculture may pilot test joint permitting and leasing programs, subject to annual review of Congress, and promulgate special rules as needed to test the feasibility of issuing unified permits, applications, and leases. The Secretaries of the Interior and Agriculture may make reciprocal delegations of their respective authorities, duties and responsibilities in support of the "Service First" initiative to promote customer service and efficiency. Nothing herein shall alter, expand or limit the applicability of any public law or regulation to lands administered by the Bureau of Land Management or the Forest Service.

Sec. 333. Federal and State Cooperative Watershed Restoration and Protection in Colorado:

(a) Use of Colorado State Forest Service.—Until September 30, 2004, the Secretary of Agriculture, via cooperative agreement or contract (including sole source contract) as appropriate, may permit the Colorado State Forest Service to perform watershed restoration and protection services on National Forest System lands in the State of Colorado when similar and complementary watershed restoration and protection services are being per-
formed by the State Forest Service on adjacent State or private lands. The types of services that may be extended to National Forest System lands include treatment of insect-infected trees; reduction of hazardous fuels; and other activities to restore or improve watersheds or fish and wildlife habitat across ownership boundaries.

(b) STATE AS AGENT.—Except as provided in subsection (c), a cooperative agreement or contract under subsection (a) may authorize the State Forester of Colorado to serve as the agent for the Forest Service in providing all services necessary to facilitate the performance of watershed restoration and protection services under subsection (a). The services to be performed by the Colorado State Forest Service may be conducted with subcontracts utilizing State contract procedures. Subsections (d) and (g) of section 14 of the National Forest Management Act of 1976 (41 U.S.C. 472a) shall not apply to services performed under a cooperative agreement or contract under subsection (a).

(c) RETENTION OF NEPA RESPONSIBILITIES.—With respect to any watershed restoration and protection services on National Forest System lands proposed for performance by the Colorado State Forest Service under subsection (a), any decision required to be made under the National Environmental Policy Act of 1969 (42 U.S.C.
$4324 et seq.) may not be delegated to the State Forester of Colorado or any other officer or employee of the Colorado State Forest Service.

Sec. 334. None of the funds made available under this Act may be used to issue a record of decision or any policy implementing the Interior Columbia Basin Ecosystem Management Project not prepared pursuant to law as set forth in chapter 6 of title 5, United States Code.

Sec. 335. None of the funds provided in this Act, for the agencies funded by this Act, shall be expended for the purposes of design, planning or management of Federal Lands as National Monuments that are designated as National Monuments under the 1906 Antiquities Act, since 1999.

TITLE IV—FISCAL YEAR 2000 EMERGENCY SUPPLEMENTAL APPROPRIATIONS

DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT

WILDLAND FIRE MANAGEMENT

For an additional amount in fiscal year 2000 for "Wildland Fire Management", $200,000,000, to remain available until expended, for emergency rehabilitation and wildfire suppression activities: Provided, That the entire amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Bal-
1 anced Budget and Emergency Deficit Control Act of 1985;
2 as amended: Provided further, That this amount shall be
3 available only to the extent that an official budget request
4 for a specific dollar amount, that includes designation of
5 the entire amount as an emergency requirement as defined
6 by such Act, is transmitted by the President to the Con-
7 gress:

DEPARTMENT OF AGRICULTURE

FOREST SERVICE

WILDLAND FIRE MANAGEMENT

For an additional amount in fiscal year 2000 for
"Wildland Fire Management", $150,000,000, to remain
available until expended, for emergency rehabilitation,
presuppression, and wildfire suppression: Provided, That
the entire amount is designated by Congress as an emer-
gency requirement pursuant to section 251(b)(2)(A) of the
Balanced Budget and Emergency Deficit Control Act of
1985, as amended: Provided further, That this amount
shall be available only to the extent that an official budget
request for a specific dollar amount, that includes designa-
tion of the entire amount as an emergency requirement
as defined by such Act, is transmitted by the President
to the Congress:
TITLE V—ADDITIONAL GENERAL PROVISIONS

Sec. 501. None of the funds appropriated or otherwise made available by this Act to the Forest Service may be used—

(1) to purchase a motor vehicle for the use of Forest Service personnel that is painted in the base color identified as Federal Standard 595; color chip no. 14260, or painted in any other base color, except the color white as made available by the manufacturer; or

(2) to paint any Forest Service motor vehicle in any base color other than white.

Sec. 502. None of the funds appropriated or otherwise made available by this Act may be used by the Bureau of Land Management, the National Park Service, or the Forest Service to conduct a prescribed burn of Federal land for which the Federal agency has not implemented all provisions of the memorandum containing the Federal Wildland Fire Policy accepted and endorsed by the Secretary of Agriculture and the Secretary of the Interior in December 1995.

Sec. 503. None of the funds made available in this Act shall be used to implement section 123 of this Act except for activities related to planning and management of national monuments.

HR 4578 RS
This Act may be cited as the "Department of the Interior and Related Agencies Appropriations Act, 2001".

That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Department of the Interior and related agencies for the fiscal year ending September 30, 2001, and for other purposes, namely:

TITLE I—DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT

MANAGEMENT OF LANDS AND RESOURCES

For expenses necessary for protection, use, improvement, development, disposal, cadastral surveying, classification, acquisition of easements and other interests in lands, and performance of other functions, including maintenance of facilities, as authorized by law, in the management of lands and their resources under the jurisdiction of the Bureau of Land Management, including the general administration of the Bureau, and assessment of mineral potential of public lands pursuant to Public Law 96–487 (16 U.S.C. 3150(a)), $693,133,000, to remain available until expended, of which $3,898,000 shall be available for assessment of the mineral potential of public lands in Alaska pursuant to section 1010 of Public Law 96–487 (16 U.S.C. 3150); and of which not to exceed $1,000,000 shall be derived from the special receipt account established by the Land and Water
Conservation Act of 1965, as amended (16 U.S.C. 460l–6a(i)); and of which $2,500,000 shall be available in fiscal year 2001 subject to a match by at least an equal amount by the National Fish and Wildlife Foundation, to such Foundation for cost-shared projects supporting conservation of Bureau lands and such funds shall be advanced to the Foundation as a lump sum grant without regard to when expenses are incurred; in addition, $34,328,000 for Mining Law Administration program operations, including the cost of administering the mining claim fee program; to remain available until expended, to be reduced by amounts collected by the Bureau and credited to this appropriation from annual mining claim fees so as to result in a final appropriation estimated at not more than $693,133,000, and $2,000,000, to remain available until expended, from communication site rental fees established by the Bureau for the cost of administering communication site activities: Provided, That appropriations herein made shall not be available for the destruction of healthy, unadopted, wild horses and burros in the care of the Bureau or its contractors.

WILDLAND FIRE MANAGEMENT

For necessary expenses for fire preparedness, suppression operations, emergency rehabilitation and hazardous fuels reduction by the Department of the Interior, $292,679,000, to remain available until expended, of which
not to exceed $9,300,000 shall be for the renovation or con-
struction of fire facilities: Provided, That such funds are
also available for repayment of advances to other appro-
priation accounts from which funds were previously trans-
ferred for such purposes: Provided further, That unobligated
balances of amounts previously appropriated to the "Fire
Protection" and "Emergency Department of the Interior
Firefighting Fund" may be transferred and merged with
this appropriation: Provided further, That persons hired
pursuant to 43 U.S.C. 1469 may be furnished subsistence
and lodging without cost from funds available from this ap-
propriation: Provided further, That notwithstanding 42
U.S.C. 1856d, sums received by a bureau or office of the
Department of the Interior for fire protection rendered pur-
suant to 42 U.S.C. 1856 et seq., protection of United States
property, may be credited to the appropriation from which
funds were expended to provide that protection, and are
available without fiscal year limitation.

CENTRAL HAZARDOUS MATERIALS FUND

For necessary expenses of the Department of the Inte-
rior and any of its component offices and bureaus for the
remedial action, including associated activities, of haz-
ardous waste substances, pollutants, or contaminants pur-
suant to the Comprehensive Environmental Response, Com-
pensation, and Liability Act, as amended (42 U.S.C. 9601
et seq.), $10,000,000, to remain available until expended:
Provided, That notwithstanding 31 U.S.C. 3302, sums recovered from or paid by a party in advance of or as reimbursement for remedial action or response activities conducted by the Department pursuant to section 107 or 113(f) of such Act, shall be credited to this account to be available until expended without further appropriation: Provided further, That such sums recovered from or paid by any party are not limited to monetary payments and may include stocks, bonds or other personal or real property, which may be retained, liquidated, or otherwise disposed of by the Secretary and which shall be credited to this account.

CONSTRUCTION

For construction of buildings, recreation facilities, roads, trails, and appurtenant facilities, $15,360,000, to remain available until expended.

PAYMENTS IN LIEU OF TAXES

For expenses necessary to implement the Act of October 20, 1976, as amended (31 U.S.C. 6901–6907), $145,000,000, of which not to exceed $400,000 shall be available for administrative expenses: Provided, That no payment shall be made to otherwise eligible units of local government if the computed amount of the payment is less than $100.

LAND ACQUISITION

For expenses necessary to carry out sections 205, 206, and 318(d) of Public Law 94–579, including administra-
tive expenses and acquisition of lands or waters, or interests
therein, $10,600,000, to be derived from the Land and
Water Conservation Fund, to remain available until ex-
pended.

OREGON AND CALIFORNIA GRANT LANDS

For expenses necessary for management, protection,
and development of resources and for construction, oper-
ation, and maintenance of access roads, reforestation, and
other improvements on the revested Oregon and California
Railroad grant lands, on other Federal lands in the Oregon
and California land-grant counties of Oregon, and on adja-
cent rights-of-way; and acquisition of lands or interests
therein including existing connecting roads on or adjacent
to such grant lands; $104,267,000, to remain available until
expended: Provided, That 25 percent of the aggregate of all
receipts during the current fiscal year from the revested Or-
egon and California Railroad grant lands is hereby made
a charge against the Oregon and California land-grant
fund and shall be transferred to the General Fund in the
Treasury in accordance with the second paragraph of sub-
section (b) of title II of the Act of August 28, 1937 (50 Stat.
876).

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

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

RANGE IMPROVEMENTS

For rehabilitation, protection, and acquisition of lands and interests therein, and improvement of Federal range-lands pursuant to section 401 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701), notwithstanding any other Act, sums equal to 50 percent of all moneys received during the prior fiscal year under sections 3 and 15 of the Taylor Grazing Act (43 U.S.C. 315 et seq.) and the amount designated for range improvements from grazing fees and mineral leasing receipts from Bankhead-Jones lands transferred to the Department of the Interior pursuant to law, but not less than $10,000,000, to remain available until expended: Provided, That not to exceed $600,000 shall be available for administrative expenses.
For administrative expenses and other costs related to processing application documents and other authorizations for use and disposal of public lands and resources, for costs of providing copies of official public land documents, for monitoring construction, operation, and termination of facilities in conjunction with use authorizations, and for rehabilitation of damaged property, such amounts as may be collected under Public Law 94–579, as amended, and Public Law 93–153, to remain available until expended: Provided, That notwithstanding any provision to the contrary of section 305(a) of Public Law 94–579 (43 U.S.C. 1735(a)), any moneys that have been or will be received pursuant to that section, whether as a result of forfeiture, compromise, or settlement, if not appropriate for refund pursuant to section 305(c) of that Act (43 U.S.C. 1735(c)), shall be available and may be expended under the authority of this Act by the Secretary to improve, protect, or rehabilitate any public lands administered through the Bureau of Land Management which have been damaged by the action of a resource developer, purchaser, permittee, or any unauthorized person, without regard to whether all moneys collected from each such action are used on the exact lands damaged which led to the action: Provided further, That any such moneys that are in excess of amounts needed to repair damage to
the exact land for which funds were collected may be used

to repair other damaged public lands.

MISCELLANEOUS TRUST FUNDS

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

ADMINISTRATIVE PROVISIONS

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

United States Fish and Wildlife Service

Resource Management

For necessary expenses of the United States Fish and
Wildlife Service, for scientific and economic studies, con-
servation, management, investigations, protection, and uti-
ization of fishery and wildlife resources, except whales,
seals, and sea lions, maintenance of the herd of long-horned
cattle on the Wichita Mountains Wildlife Refuge, general
administration, and for the performance of other authorized
functions related to such resources by direct expenditure,
contracts, grants, cooperative agreements and reimbursable
agreements with public and private entities, $758,442,000,
to remain available until September 30, 2002, except as oth-
erwise provided herein, of which not less than $2,000,000
shall be provided to local governments in southern Cali-
fornia for planning associated with the Natural Commu-
nities Conservation Planning (NCCP) program and shall
remain available until expended: Provided, That not less
than $1,000,000 for high priority projects which shall be
carried out by the Youth Conservation Corps as authorized
by the Act of August 13, 1970, as amended: Provided fur-
ther, That not to exceed $6,355,000 shall be used for implement-
ing subsections (a), (b), (c), and (e) of section 4 of the
Endangered Species Act, as amended, for species that are
indigenous to the United States (except for processing peti-
tions, developing and issuing proposed and final regula-
tions, and taking any other steps to implement actions de-
scribed in subsection (c)(2)(A), (c)(2)(B)(i), or
(c)(2)(B)(ii)); Provided further, That of the amount avail-
able for law enforcement, up to $400,000 to remain avail-
able until expended, may at the discretion of the Secretary,
be used for payment for information, rewards, or evidence
concerning violations of laws administered by the Service,
and miscellaneous and emergency expenses of enforcement
activity, authorized or approved by the Secretary and to
be accounted for solely on his certificate: Provided further,
That of the amount provided for environmental contami-
nants, up to $1,000,000 may remain available until ex-
pended for contaminant sample analyses.

CONSTRUCTION

For construction, improvement, acquisition, or re-
moval of buildings and other facilities required in the con-
servation, management, investigation, protection, and utili-
ization of fishery and wildlife resources, and the acquisition
of lands and interests therein; $54,803,000, to remain avail-
able until expended.
LAND ACQUISITION

For expenses necessary to carry out the Land and Water Conservation Fund Act of 1965, as amended (16 U.S.C. 460l–4 through 11), including administrative expenses, and for acquisition of land or waters, or interest therein, in accordance with statutory authority applicable to the United States Fish and Wildlife Service, $46,100,000, to be derived from the Land and Water Conservation Fund, to remain available until expended.

COOPERATIVE ENDANGERED SPECIES CONSERVATION FUND

For expenses necessary to carry out the provisions of the Endangered Species Act of 1973 (16 U.S.C. 1531–1543), as amended, $26,925,000, to be derived from the Cooperative Endangered Species Conservation Fund, to remain available until expended.

NATIONAL WILDLIFE REFUGE FUND

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

NORTH AMERICAN WETLANDS CONSERVATION FUND

For expenses necessary to carry out the provisions of the North American Wetlands Conservation Act, Public Law 101–233, as amended, $16,500,000, to remain available until expended.
WILDLIFE CONSERVATION AND APPRECIATION FUND

For necessary expenses of the Wildlife Conservation and Appreciation Fund, $797,000, to remain available until expended.

MULTINATIONAL SPECIES CONSERVATION FUND


ADMINISTRATIVE PROVISIONS

Appropriations and funds available to the United States Fish and Wildlife Service shall be available for purchase of not to exceed 79 passenger motor vehicles, of which 72 are for replacement only (including 41 for police-type use); repair of damage to public roads within and adjacent to reservation areas caused by operations of the Service; options for the purchase of land at not to exceed $1 for each option; facilities incident to such public recreational uses on conservation areas as are consistent with their primary
purpose; and the maintenance and improvement of aquaria, buildings, and other facilities under the jurisdiction of the Service and to which the United States has title, and which are used pursuant to law in connection with management and investigation of fish and wildlife resources: Provided, That notwithstanding 44 U.S.C. 501, the Service may, under cooperative cost sharing and partnership arrangements authorized by law, procure printing services from cooperators in connection with jointly produced publications for which the cooperators share at least one-half the cost of printing either in cash or services and the Service determines the cooperator is capable of meeting accepted quality standards: Provided further, That the Service may accept donated aircraft as replacements for existing aircraft: Provided further, That notwithstanding any other provision of law, the Secretary of the Interior may not spend any of the funds appropriated in this Act for the purchase of lands or interests in lands to be used in the establishment of any new unit of the National Wildlife Refuge System unless the purchase is approved in advance by the House and Senate Committees on Appropriations in compliance with the reprogramming procedures contained in Senate Report 105–56.
NATIONAL PARK SERVICE

OPERATION OF THE NATIONAL PARK SYSTEM

For expenses necessary for the management, operation, and maintenance of areas and facilities administered by the National Park Service (including special road maintenance service to trucking permittees on a reimbursable basis), and for the general administration of the National Park Service, including not less than $2,000,000 for high priority projects within the scope of the approved budget which shall be carried out by the Youth Conservation Corps as authorized by 16 U.S.C. 1706, $1,443,795,000, of which $9,227,000 for research, planning and interagency coordination in support of land acquisition for Everglades restoration shall remain available until expended, and of which not to exceed $7,000,000, to remain available until expended, is to be derived from the special fee account established pursuant to title V, section 5201 of Public Law 100–203.

NATIONAL RECREATION AND PRESERVATION

For expenses necessary to carry out recreation programs, natural programs, cultural programs, heritage partnership programs, environmental compliance and review, international park affairs, statutory or contractual aid for other activities, and grant administration, not otherwise provided for, $58,209,000, of which $2,000,000 shall be
available to carry out the Urban Park and Recreation Recovery Act of 1978 (16 U.S.C. 2501 et seq.).

HISTORIC PRESERVATION FUND

For expenses necessary in carrying out the Historic Preservation Act of 1966, as amended (16 U.S.C. 470), and the Omnibus Parks and Public Lands Management Act of 1996 (Public Law 104–333), $44,347,000, to be derived from the Historic Preservation Fund, to remain available until September 30, 2002, of which $7,177,000 pursuant to section 507 of Public Law 104–333 shall remain available until expended.

CONSTRUCTION

For construction, improvements, repair or replacement of physical facilities, including the modifications authorized by section 104 of the Everglades National Park Protection and Expansion Act of 1989, $207,079,000, to remain available until expended: Provided, That $1,000,000 for the Great Falls Historic District, $650,000 for Lake Champlain National Historic Landmarks, and $365,000 for the U.S. Grant Boyhood Home National Historic Landmark shall be derived from the Historic Preservation Fund pursuant to 16 U.S.C. 470a.

LAND AND WATER CONSERVATION FUND

(RESCISSION)

The contract authority provided for fiscal year 2001 by 16 U.S.C. 460l–10a is rescinded.
LAND ACQUISITION AND STATE ASSISTANCE

For expenses necessary to carry out the Land and Water Conservation Act of 1965, as amended (16 U.S.C. 460l–4 through 11), including administrative expenses, and for acquisition of lands or waters, or interest therein, in accordance with the statutory authority applicable to the National Park Service, $87,140,000, to be derived from the Land and Water Conservation Fund, to remain available until expended, of which $40,000,000 is for the State assistance program including $1,000,000 to administer the State assistance program, and of which $10,000,000 may be for State grants for land acquisition in the State of Florida:

Provided, That the Secretary may provide Federal assistance to the State of Florida for the acquisition of lands or waters, or interests therein, within the Everglades watershed (consisting of lands and waters within the boundaries of the South Florida Water Management District, Florida Bay and the Florida Keys, including the areas known as the Frog Pond, the Rocky Glades and the Eight and One-Half Square Mile Area) under terms and conditions deemed necessary by the Secretary to improve and restore the hydrological function of the Everglades watershed: Provided further, That funds provided under this heading for assistance to the State of Florida to acquire lands within the Everglades watershed are contingent upon new matching
non-Federal funds by the State and shall be subject to an
agreement that the lands to be acquired will be managed
in perpetuity for the restoration of the Everglades: Provided
further, That none of the funds provided for the State As-
sistance program may be used to establish a contingency
fund.

ADMINISTRATIVE PROVISIONS

Appropriations for the National Park Service shall be
available for the purchase of not to exceed 340 passenger
motor vehicles, of which 273 shall be for replacement only,
including not to exceed 319 for police-type use, 12 buses,
and 9 ambulances: Provided, That none of the funds approp-
riated to the National Park Service may be used to process
any grant or contract documents which do not include the
text of 18 U.S.C. 1913: Provided further, That none of the
funds appropriated to the National Park Service may be
used to implement an agreement for the redevelopment of
the southern end of Ellis Island until such agreement has
been submitted to the Congress and shall not be imple-
mented prior to the expiration of 30 calendar days (not
including any day in which either House of Congress is
not in session because of adjournment of more than three
calendar days to a day certain) from the receipt by the
Speaker of the House of Representatives and the President
of the Senate of a full and comprehensive report on the de-
velopment of the southern end of Ellis Island, including the
facts and circumstances relied upon in support of the proposed project.

None of the funds in this Act may be spent by the National Park Service for activities taken in direct response to the United Nations Biodiversity Convention.

The National Park Service may distribute to operating units based on the safety record of each unit the costs of programs designed to improve workplace and employee safety, and to encourage employees receiving workers’ compensation benefits pursuant to chapter 81 of title 5, United States Code, to return to appropriate positions for which they are medically able.

UNITED STATES GEOLOGICAL SURVEY

SURVEYS, INVESTIGATIONS, AND RESEARCH

For expenses necessary for the United States Geological Survey to perform surveys, investigations, and research covering topography, geology, hydrology, biology, and the mineral and water resources of the United States, its territories and possessions, and other areas as authorized by 43 U.S.C. 31, 1332, and 1340; classify lands as to their mineral and water resources; give engineering supervision to power permittees and Federal Energy Regulatory Commission licensees; administer the minerals exploration program (30 U.S.C. 641); and publish and disseminate data relative to the foregoing activities; and to conduct inquiries into the
economic conditions affecting mining and materials processing industries (30 U.S.C. 3, 21a, and 1603; 50 U.S.C. 98g(1)) and related purposes as authorized by law and to publish and disseminate data; $847,596,000, of which $62,879,000 shall be available only for cooperation with States or municipalities for water resources investigations; and of which $16,400,000 shall remain available until expended for conducting inquiries into the economic conditions affecting mining and materials processing industries; and of which $1,525,000 shall remain available until expended for ongoing development of a mineral and geologic data base; and of which $32,322,000 shall be available until September 30, 2002 for the operation and maintenance of facilities and deferred maintenance; and of which $147,773,000 shall be available until September 30, 2002 for the biological research activity and the operation of the Cooperative Research Units: Provided, That none of these funds provided for the biological research activity shall be used to conduct new surveys on private property, unless specifically authorized in writing by the property owner: Provided further, That no part of this appropriation shall be used to pay more than one-half the cost of topographic mapping or water resources data collection and investigations carried on in cooperation with States and municipalities.
The amount appropriated for the United States Geological Survey shall be available for the purchase of not to exceed 53 passenger motor vehicles, of which 48 are for replacement only; reimbursement to the General Services Administration for security guard services; contracting for the furnishing of topographic maps and for the making of geophysical or other specialized surveys when it is administratively determined that such procedures are in the public interest; construction and maintenance of necessary buildings and appurtenant facilities; acquisition of lands for gauging stations and observation wells; expenses of the United States National Committee on Geology; and payment of compensation and expenses of persons on the rolls of the Survey duly appointed to represent the United States in the negotiation and administration of interstate compacts: Provided, That activities funded by appropriations herein made may be accomplished through the use of contracts, grants, or cooperative agreements as defined in 31 U.S.C. 6302 et seq.

MINERALS MANAGEMENT SERVICE

ROYALTY AND OFFSHORE MINERALS MANAGEMENT

For expenses necessary for minerals leasing and environmental studies, regulation of industry operations, and collection of royalties, as authorized by law; for enforcing laws and regulations applicable to oil, gas, and other min-
erals leases, permits, licenses and operating contracts; and
for matching grants or cooperative agreements; including
the purchase of not to exceed eight passenger motor vehicles
for replacement only; $134,010,000, of which $86,257,000,
shall be available for royalty management activities; and
an amount not to exceed $107,410,000, to be credited to this
appropriation and to remain available until expended,
from additions to receipts resulting from increases to rates
in effect on August 5, 1993, from rate increases to fee collec-
tions for Outer Continental Shelf administrative activities
performed by the Minerals Management Service over and
above the rates in effect on September 30, 1993, and from
additional fees for Outer Continental Shelf administrative
activities established after September 30, 1993: Provided,
That to the extent $107,410,000 in additions to receipts are
not realized from the sources of receipts stated above, the
amount needed to reach $107,410,000 shall be credited to
this appropriation from receipts resulting from rental rates
for Outer Continental Shelf leases in effect before August
5, 1993: Provided further, That $3,000,000 for computer ac-
quisions shall remain available until September 30, 2002:
Provided further, That funds appropriated under this Act
shall be available for the payment of interest in accordance
with 30 U.S.C. 1721(b) and (d): Provided further, That not
to exceed $3,000 shall be available for reasonable expenses
related to promoting volunteer beach and marine cleanup
activities; Provided further, That notwithstanding any
other provision of law, $15,000 under this heading shall be
available for refunds of overpayments in connection with
certain Indian leases in which the Director of the Minerals
Management Service concurred with the claimed refund
due, to pay amounts owed to Indian allottees or tribes, or
to correct prior unrecoverable erroneous payments.

OIL SPILL RESEARCH

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

OFFICE OF SURFACE MINING RECLAMATION AND
ENFORCEMENT

REGULATION AND TECHNOLOGY

For necessary expenses to carry out the provisions of
the Surface Mining Control and Reclamation Act of 1977,
Public Law 95–87, as amended, including the purchase of
not to exceed 10 passenger motor vehicles, for replacement
only; $100,801,000: Provided, That the Secretary of the In-
terior, pursuant to regulations, may use directly or through
grants to States, moneys collected in fiscal year 2001 for
civil penalties assessed under section 518 of the Surface
Mining Control and Reclamation Act of 1977 (30 U.S.C.
1 1268), to reclaim lands adversely affected by coal mining
2 practices after August 3, 1977, to remain available until
3 expended: Provided further, That appropriations for the Of-
4 fice of Surface Mining Reclamation and Enforcement may
5 provide for the travel and per diem expenses of State and
6 tribal personnel attending Office of Surface Mining Recl-
7 amation and Enforcement sponsored training.
8 ABANDONED MINE RECLAMATION FUND
9 For necessary expenses to carry out title IV of the Sur-
10 face Mining Control and Reclamation Act of 1977, Public
11 Law 95–87, as amended, including the purchase of not more
12 than 10 passenger motor vehicles for replacement only,
13 $201,438,000, to be derived from receipts of the Abandoned
14 Mine Reclamation Fund and to remain available until ex-
15 tended; of which up to $10,000,000, to be derived from the
16 Federal Expenses Share of the Fund, shall be for supple-
17 mental grants to States for the reclamation of abandoned
18 sites with acid mine rock drainage from coal mines, and
19 for associated activities, through the Appalachian Clean
20 Streams Initiative: Provided, That grants to minimum pro-
21 gram States will be $1,600,000 per State in fiscal year
22 2001: Provided further, That of the funds herein provided
23 up to $18,000,000 may be used for the emergency program
24 authorized by section 410 of Public Law 95–87, as amend-
25 ed, of which no more than 25 percent shall be used for emer-
26 gency reclamation projects in any one State and funds for
federally administered emergency reclamation projects under this proviso shall not exceed $11,000,000: Provided further, That prior year unobligated funds appropriated for the emergency reclamation program shall not be subject to the 25 percent limitation per State and may be used without fiscal year limitation for emergency projects: Provided further, That pursuant to Public Law 97–365, the Department of the Interior is authorized to use up to 20 percent from the recovery of the delinquent debt owed to the United States Government to pay for contracts to collect these debts: Provided further, That funds made available under title IV of Public Law 95–87 may be used for any required non-Federal share of the cost of projects funded by the Federal Government for the purpose of environmental restoration related to treatment or abatement of acid mine drainage from abandoned mines: Provided further, That such projects must be consistent with the purposes and priorities of the Surface Mining Control and Reclamation Act: Provided further, That the State of Maryland may set aside the greater of $1,000,000 or 10 percent of the total of the grants made available to the State under title IV of the Surface Mining Control and Reclamation Act of 1977, as amended (30 U.S.C. 1231 et seq.), if the amount set aside is deposited in an acid mine drainage abatement and treatment fund established under a State law, pursuant to which law the
amount (together with all interest earned on the amount) is expended by the State to undertake acid mine drainage abatement and treatment projects, except that before any amounts greater than 10 percent of its title IV grants are deposited in an acid mine drainage abatement and treatment fund, the State of Maryland must first complete all Surface Mining Control and Reclamation Act priority one projects: Provided further, That from the funds provided herein, in addition to the amount granted to the State of Kentucky under Sections 402(g)(1) and 402(g)(5) of the Surface Mining Control and Reclamation Act, an additional $1,000,000 shall be made available to the State of Kentucky to demonstrate reforestation techniques on abandoned coal mine sites.

BUREAU OF INDIAN AFFAIRS

OPERATION OF INDIAN PROGRAMS

For expenses necessary for the operation of Indian programs, as authorized by law, including the Snyder Act of November 2, 1921 (25 U.S.C. 13), the Indian Self-Determination and Education Assistance Act of 1975 (25 U.S.C. 450 et seq.), as amended, the Education Amendments of 1978 (25 U.S.C. 2001–2019), and the Tribally Controlled Schools Act of 1988 (25 U.S.C. 2501 et seq.), as amended, $1,704,620,000, to remain available until September 30, 2002 except as otherwise provided herein, of which not to
exceed $93,225,000 shall be for welfare assistance payments
and notwithstanding any other provision of law, including
but not limited to the Indian Self-Determination Act of
1975, as amended, not to exceed $125,485,000 shall be
available for payments to tribes and tribal organizations
for contract support costs associated with ongoing contracts,
grants, compacts, or annual funding agreements entered
into with the Bureau prior to or during fiscal year 2001,
as authorized by such Act, except that tribes and tribal or-
organizations may use their tribal priority allocations for
unmet indirect costs of ongoing contracts, grants, or com-
packts, or annual funding agreements and for unmet welfare
assistance costs; and up to $5,000,000 shall be for the In-
dian Self-Determination Fund which shall be available for
the transitional cost of initial or expanded tribal contracts,
grants, compacts or cooperative agreements with the Bureau
under such Act; and of which not to exceed $412,556,000
for school operations costs of Bureau-funded schools and
other education programs shall become available on July
1, 2001, and shall remain available until September 30,
2002; and of which not to exceed $54,694,000 shall remain
available until expended for housing improvement, road
maintenance, attorney fees, litigation support, self-govern-
ance grants, the Indian Self-Determination Fund, land
records improvement, and the Navajo-Hopi Settlement Pro-
gram: Provided, That notwithstanding any other provision of law, including but not limited to the Indian Self-Determination Act of 1975, as amended, and 25 U.S.C. 2008, not to exceed $43,160,000 within and only from such amounts made available for school operations shall be available to tribes and tribal organizations for administrative cost grants associated with the operation of Bureau-funded schools: Provided further, That any forestry funds allocated to a tribe which remain unobligated as of September 30, 2002, may be transferred during fiscal year 2003 to an Indian forest land assistance account established for the benefit of such tribe within the tribe's trust fund account: Provided further, That any such unobligated balances not so transferred shall expire on September 30, 2003.

CONSTRUCTION

For construction, repair, improvement, and maintenance of irrigation and power systems, buildings, utilities, and other facilities, including architectural and engineering services by contract; acquisition of lands, and interests in lands; and preparation of lands for farming, and for construction of the Navajo Indian Irrigation Project pursuant to Public Law 87–483, $341,004,000, to remain available until expended: Provided, That such amounts as may be available for the construction of the Navajo Indian Irrigation Project may be transferred to the Bureau of Reclamation: Provided further, That not to exceed 6 percent of con-
tract authority available to the Bureau of Indian Affairs from the Federal Highway Trust Fund may be used to cover the road program management costs of the Bureau: Provided further, That any funds provided for the Safety of Dams program pursuant to 25 U.S.C. 13 shall be made available on a nonreimbursable basis: Provided further, That for fiscal year 2001, in implementing new construction or facilities improvement and repair project grants in excess of $100,000 that are provided to tribally controlled grant schools under Public Law 100–297, as amended, the Secretary of the Interior shall use the Administrative and Audit Requirements and Cost Principles for Assistance Programs contained in 43 CFR part 12 as the regulatory requirements: Provided further, That such grants shall not be subject to section 12.61 of 43 CFR; the Secretary and the grantee shall negotiate and determine a schedule of payments for the work to be performed: Provided further, That in considering applications, the Secretary shall consider whether the Indian tribe or tribal organization would be deficient in assuring that the construction projects conform to applicable building standards and codes and Federal, tribal, or State health and safety standards as required by 25 U.S.C. 2005(a), with respect to organizational and financial management capabilities: Provided further, That if the Secretary declines an application, the Secretary shall
follow the requirements contained in 25 U.S.C. 2505(f):

Provided further, That any disputes between the Secretary
and any grantee concerning a grant shall be subject to the

INDIAN LAND AND WATER CLAIM SETTLEMENTS AND
MISCELLANEOUS PAYMENTS TO INDIANS

For miscellaneous payments to Indian tribes and indivi-
duals and for necessary administrative expenses,
$35,276,000, to remain available until expended; of which
$25,225,000 shall be available for implementation of en-
acted Indian land and water claim settlements pursuant
to Public Laws 101–618 and 102–575, and for implementa-
tion of other enacted water rights settlements; of which
$8,000,000 shall be available for Tribal compact adminis-
tration, economic development and future water supplies fa-
cilities under Public Law 106–163; and of which
$1,877,000 shall be available pursuant to Public Laws 99–
264, 100–383, 100–580 and 103–402.

INDIAN GUARANTEED LOAN PROGRAM ACCOUNT

For the cost of guaranteed loans, $4,500,000, as au-
thorized by the Indian Financing Act of 1974, as amended:
Provided, That such costs, including the cost of modifying
such loans, shall be as defined in section 502 of the Congres-
sional Budget Act of 1974: Provided further, That these
funds are available to subsidize total loan principal, any
part of which is to be guaranteed, not to exceed $59,682,000.
In addition, for administrative expenses to carry out the guaranteed loan programs, $488,000.

ADMINISTRATIVE PROVISIONS

The Bureau of Indian Affairs may carry out the operation of Indian programs by direct expenditure, contracts, cooperative agreements, compacts and grants, either directly or in cooperation with States and other organizations.

Appropriations for the Bureau of Indian Affairs (except the revolving fund for loans, the Indian loan guarantee and insurance fund, and the Indian Guaranteed Loan Program account) shall be available for expenses of exhibits, and purchase of not to exceed 229 passenger motor vehicles, of which not to exceed 187 shall be for replacement only.

Notwithstanding any other provision of law, no funds available to the Bureau of Indian Affairs for central office operations, pooled overhead general administration (except facilities operations and maintenance), or provided to implement the recommendations of the National Academy of Public Administration’s August 1999 report shall be available for tribal contracts, grants, compacts, or cooperative agreements with the Bureau of Indian Affairs under the provisions of the Indian Self-Determination Act or the Tribal Self-Governance Act of 1994 (Public Law 103–413).

In the event any tribe returns appropriations made available by this Act to the Bureau of Indian Affairs for
distribution to other tribes, this action shall not diminish
the Federal Government's trust responsibility to that tribe,
or the government-to-government relationship between the
United States and that tribe, or that tribe's ability to access
future appropriations.

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

Appropriations made available in this or any other
Act for schools funded by the Bureau shall be available only
to the schools in the Bureau school system as of September
1, 1996. No funds available to the Bureau shall be used to
support expanded grades for any school or dormitory be-
yond the grade structure in place or approved by the Sec-
retary of the Interior at each school in the Bureau school
system as of October 1, 1995. Funds made available under
this Act may not be used to establish a charter school at
a Bureau-funded school (as that term is defined in section
1146 of the Education Amendments of 1978 (25 U.S.C.
2026)), except that a charter school that is in existence on
the date of the enactment of this Act and that has operated
at a Bureau-funded school before September 1, 1999, may
continue to operate during that period, but only if the char-
ter school pays to the Bureau a pro-rata share of funds to reimburse the Bureau for the use of the real and personal property (including buses and vans), the funds of the charter school are kept separate and apart from Bureau funds, and the Bureau does not assume any obligation for charter school programs of the State in which the school is located if the charter school loses such funding. Employees of Bureau-funded schools sharing a campus with a charter school and performing functions related to the charter school's operation and employees of a charter school shall not be treated as Federal employees for purposes of chapter 171 of title 28, United States Code (commonly known as the "Federal Tort Claims Act"). Not later than June 15, 2001, the Secretary of the Interior shall evaluate the effectiveness of Bureau-funded schools sharing facilities with charter schools in the manner described in the preceding sentence and prepare and submit a report on the finding of that evaluation to the Committees on Appropriations of the Senate and of the House.

DEPARTMENT OFFICES

INSULAR AFFAIRS

ASSISTANCE TO TERRITORIES

For expenses necessary for assistance to territories under the jurisdiction of the Department of the Interior, $68,471,000, of which: (1) $64,076,000 shall be available
until expended for technical assistance, including main-
51 nance assistance, disaster assistance, insular management
52 controls, coral reef initiative activities, and brown tree
53 snake control and research; grants to the judiciary in Amer-
54 ican Samoa for compensation and expenses, as authorized
55 by law (48 U.S.C. 1661(c)); grants to the Government of
56 American Samoa, in addition to current local revenues, for
57 construction and support of governmental functions; grants
58 to the Government of the Virgin Islands as authorized by
59 law; grants to the Government of Guam, as authorized by
60 law; and grants to the Government of the Northern Mariana
61 Islands as authorized by law (Public Law 94–241; 90 Stat.
62 272); and (2) $4,395,000 shall be available for salaries and
63 expenses of the Office of Insular Affairs: Provided, That all
64 financial transactions of the territorial and local govern-
65 ments herein provided for, including such transactions of
66 all agencies or instrumentalities established or used by such
67 governments, may be audited by the General Accounting Of-
68 fice, at its discretion, in accordance with chapter 35 of title
69 31, United States Code: Provided further, That Northern
70 Mariana Islands Covenant grant funding shall be provided
71 according to those terms of the Agreement of the Special
72 Representatives on Future United States Financial Assist-
73 ance for the Northern Mariana Islands approved by Public
74 Law 104–134: Provided further, That of the amounts pro-
vided for technical assistance, sufficient funding shall be
made available for a grant to the Close Up Foundation:
Provided further, That the funds for the program of oper-
ations and maintenance improvement are appropriated to
institutionalize routine operations and maintenance im-
provement of capital infrastructure in American Samoa,
Guam, the Virgin Islands, the Commonwealth of the North-
ern Mariana Islands, the Republic of Palau, the Republic
of the Marshall Islands, and the Federated States of Micro-
nesia through assessments of long-range operations mainte-
nance needs, improved capability of local operations and
maintenance institutions and agencies (including manage-
ment and vocational education training), and project-spe-
cific maintenance (with territorial participation and cost
sharing to be determined by the Secretary based on the indi-
vidual territory's commitment to timely maintenance of its
capital assets); Provided further, That any appropriation
for disaster assistance under this heading in this Act or
previous appropriations Acts may be used as non-Federal
matching funds for the purpose of hazard mitigation grants
provided pursuant to section 404 of the Robert T. Stafford
Disaster Relief and Emergency Assistance Act (42 U.S.C.
5170c).

COMPACT OF FREE ASSOCIATION

For economic assistance and necessary expenses for the
Federated States of Micronesia and the Republic of the Mar-
shall Islands as provided for in sections 122, 221, 223, 232, and 233 of the Compact of Free Association, and for economic assistance and necessary expenses for the Republic of Palau as provided for in sections 122, 221, 223, 232, and 233 of the Compact of Free Association, $20,545,000, to remain available until expended, as authorized by Public Law 99–239 and Public Law 99–658.

**DEPARTMENTAL MANAGEMENT**

**SALARIES AND EXPENSES**

For necessary expenses for management of the Department of the Interior, $64,019,000, of which not to exceed $8,500 may be for official reception and representation expenses and of which up to $1,000,000 shall be available for workers compensation payments and unemployment compensation payments associated with the orderly closure of the United States Bureau of Mines.

**OFFICE OF THE SOLICITOR**

**SALARIES AND EXPENSES**

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

**OFFICE OF INSPECTOR GENERAL**

**SALARIES AND EXPENSES**

For necessary expenses of the Office of Inspector General, $27,846,000.
For operation of trust programs for Indians by direct expenditure, contracts, cooperative agreements, compacts, and grants, $82,628,000, to remain available until expended: Provided, That funds for trust management improvements may be transferred, as needed, to the Bureau of Indian Affairs "Operation of Indian Programs" account and to the Departmental Management "Salaries and Expenses" account: Provided further, That funds made available to Tribes and Tribal organizations through contracts or grants obligated during fiscal year 2001, as authorized by the Indian Self-Determination Act of 1975 (25 U.S.C. 450 et seq.), shall remain available until expended by the contractor or grantee: Provided further, That notwithstanding any other provision of law, the statute of limitations shall not commence to run on any claim, including any claim in litigation pending on the date of the enactment of this Act, concerning losses to or mismanagement of trust funds, until the affected tribe or individual Indian has been furnished with an accounting of such funds from which the beneficiary can determine whether there has been a loss: Provided further, That notwithstanding any other provision of law, the Secretary shall not be required to provide a quarterly statement of performance for any Indian
trust account that has not had activity for at least 18
months and has a balance of $1.00 or less: Provided further,
That the Secretary shall issue an annual account statement
and maintain a record of any such accounts and shall per-
mit the balance in each such account to be withdrawn upon
the express written request of the account holder.

INDIAN LAND CONSOLIDATION

For implementation of a program for consolidation of
fractional interests in Indian lands and expenses associated
with redetermining and redistributing escheated interests in
allotted lands by direct expenditure or cooperative agree-
ment, $10,000,000, to remain available until expended and
which may be transferred to the Bureau of Indian Affairs
and Departmental Management of which not to exceed
$500,000 shall be available for administrative expenses:
Provided, That the Secretary may enter into a cooperative
agreement, which shall not be subject to Public Law 93–
638, as amended, with a tribe having jurisdiction over the
reservation to implement the program to acquire fractional
interests on behalf of such tribe: Provided further, That the
Secretary may develop a reservation-wide system for estab-
lishing the fair market value of various types of lands and
improvements to govern the amounts offered for acquisition
of fractional interests: Provided further, That acquisitions
shall be limited to one or more reservations as determined
by the Secretary: Provided further, That funds shall be
available for acquisition of fractional interests in trust or
restricted lands with the consent of its owners and at fair
market value, and the Secretary shall hold in trust for such
tribe all interests acquired pursuant to this program: Pro-
vided further, That all proceeds from any lease, resource
sale contract, right-of-way or other transaction derived from
the fractional interest shall be credited to this appropria-
tion, and remain available until expended, until the pur-
chase price paid by the Secretary under this appropriation
has been recovered from such proceeds: Provided further,
That once the purchase price has been recovered, all subse-
quent proceeds shall be managed by the Secretary for the
benefit of the applicable tribe or paid directly to the tribe.

NATURAL RESOURCE DAMAGE ASSESSMENT AND
RESTORATION

NATURAL RESOURCE DAMAGE ASSESSMENT FUND
To conduct natural resource damage assessment activi-
ties by the Department of the Interior necessary to carry
out the provisions of the Comprehensive Environmental Re-
response, Compensation, and Liability Act, as amended (42
U.S.C. 9601 et seq.), Federal Water Pollution Control Act,
as amended (33 U.S.C. 1251 et seq.), the Oil Pollution Act
of 1990 (33 U.S.C. 2701 et seq.), and the Act of July 27,
1990, as amended (16 U.S.C. 19jj et seq.), $5,403,000, to
remain available until expended.

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ADMINISTRATIVE PROVISIONS

There is hereby authorized for acquisition from available resources within the Working Capital Fund, 15 aircraft, 10 of which shall be for replacement and which may be obtained by donation, purchase or through available excess surplus property: Provided, That notwithstanding any other provision of law, existing aircraft being replaced may be sold, with proceeds derived or trade-in value used to offset the purchase price for the replacement aircraft: Provided further, That no programs funded with appropriated funds in the “Departmental Management”, “Office of the Solicitor”, and “Office of Inspector General” may be augmented through the Working Capital Fund or the Consolidated Working Fund.

GENERAL PROVISIONS, DEPARTMENT OF THE INTERIOR

Sec. 101. Appropriations made in this title shall be available for expenditure or transfer (within each bureau or office), with the approval of the Secretary, for the emergency reconstruction, replacement, or repair of aircraft, buildings, utilities, or other facilities or equipment damaged or destroyed by fire, flood, storm, or other unavoidable causes: Provided, That no funds shall be made available under this authority until funds specifically made available to the Department of the Interior for emergencies shall have

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been exhausted: Provided further, That all funds used pursuant to this section are hereby designated by Congress to be "emergency requirements" pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, and must be replenished by a supplemental appropriation which must be requested as promptly as possible.

SEC. 102. The Secretary may authorize the expenditure or transfer of any no year appropriation in this title, in addition to the amounts included in the budget programs of the several agencies, for the suppression or emergency prevention of wildland fires on or threatening lands under the jurisdiction of the Department of the Interior; for the emergency rehabilitation of burned-over lands under its jurisdiction; for emergency actions related to potential or actual earthquakes, floods, volcanoes, storms, or other unavoidable causes; for contingency planning subsequent to actual oil spills; for response and natural resource damage assessment activities related to actual oil spills; for the prevention, suppression, and control of actual or potential grasshopper and Mormon cricket outbreaks on lands under the jurisdiction of the Secretary, pursuant to the authority in section 1773(b) of Public Law 99–198 (99 Stat. 1658); for emergency reclamation projects under section 410 of Public Law 95–87; and shall transfer, from any no year
funds available to the Office of Surface Mining Reclamation and Enforcement, such funds as may be necessary to permit assumption of regulatory authority in the event a primacy State is not carrying out the regulatory provisions of the Surface Mining Act: Provided, That appropriations made in this title for wildland fire operations shall be available for the payment of obligations incurred during the preceding fiscal year, and for reimbursement to other Federal agencies for destruction of vehicles, aircraft, or other equipment in connection with their use for wildland fire operations, such reimbursement to be credited to appropriations currently available at the time of receipt thereof: Provided further, That for wildland fire operations, no funds shall be made available under this authority until the Secretary determines that funds appropriated for "wildland fire operations" shall be exhausted within thirty days: Provided further, That all funds used pursuant to this section are hereby designated by Congress to be "emergency requirements" pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, and must be replenished by a supplemental appropriation which must be requested as promptly as possible: Provided further, That such replenishment funds shall be used to reimburse, on a pro rata basis, accounts from which emergency funds were transferred.
SEC. 103. Appropriations made in this title shall be available for operation of warehouses, garages, shops, and similar facilities, wherever consolidation of activities will contribute to efficiency or economy, and said appropriations shall be reimbursed for services rendered to any other activity in the same manner as authorized by sections 1535 and 1536 of title 31, United States Code: Provided, That reimbursements for costs and supplies, materials, equipment, and for services rendered may be credited to the appropriation current at the time such reimbursements are received.

SEC. 104. Appropriations made to the Department of the Interior in this title shall be available for services as authorized by 5 U.S.C. 3109, when authorized by the Secretary, in total amount not to exceed $500,000; hire, maintenance, and operation of aircraft; hire of passenger motor vehicles; purchase of reprints; payment for telephone service in private residences in the field, when authorized under regulations approved by the Secretary; and the payment of dues, when authorized by the Secretary, for library membership in societies or associations which issue publications to members only or at a price to members lower than to subscribers who are not members.

SEC. 105. Appropriations available to the Department of the Interior for salaries and expenses shall be available
for uniforms or allowances therefor, as authorized by law

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

SEC. 107. No funds provided in this title may be expended by the Department of the Interior for the conduct of offshore leasing and related activities placed under restriction in the President’s moratorium statement of June 26, 1990, in the areas of northern, central, and southern California; the North Atlantic; Washington and Oregon; and the eastern Gulf of Mexico south of 26 degrees north latitude and east of 86 degrees west longitude.

SEC. 108. No funds provided in this title may be expended by the Department of the Interior for the conduct of offshore oil and natural gas preleasing, leasing, and related activities, on lands within the North Aleutian Basin planning area.

SEC. 109. No funds provided in this title may be expended by the Department of the Interior to conduct offshore oil and natural gas preleasing, leasing and related activities in the eastern Gulf of Mexico planning area for any lands located outside Sale 181, as identified in the final
Sec. 110. No funds provided in this title may be expended by the Department of the Interior to conduct oil and natural gas preleasing, leasing and related activities in the Mid-Atlantic and South Atlantic planning areas.

Sec. 111. Advance payments made under this title to Indian tribes, tribal organizations, and tribal consortia pursuant to the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450 et seq.) or the Tribally Controlled Schools Act of 1988 (25 U.S.C. 2501 et seq.) may be invested by the Indian tribe, tribal organization, or consortium before such funds are expended for the purposes of the grant, compact, or annual funding agreement so long as such funds are—

(1) invested by the Indian tribe, tribal organization, or consortium only in obligations of the United States, or in obligations or securities that are guaranteed or insured by the United States, or mutual (or other) funds registered with the Securities and Exchange Commission and which only invest in obligations of the United States or securities that are guaranteed or insured by the United States; or

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

SEC. 112. Notwithstanding any other provisions of
law, the National Park Service shall not develop or imple-
ment a reduced entrance fee program to accommodate non-
local travel through a unit. The Secretary may provide for
and regulate local non-recreational passage through units
of the National Park System, allowing each unit to develop
guidelines and permits for such activity appropriate to that
unit.

SEC. 113. Refunds or rebates received on an on-going
basis from a credit card services provider under the Depart-
ment of the Interior’s charge card programs may be depos-
ited to and retained without fiscal year limitation in the
Departmental Working Capital Fund established under 43
U.S.C. 1467 and used to fund management initiatives of
general benefit to the Department of the Interior’s bureaus
and offices as determined by the Secretary or his designee.

SEC. 114. Appropriations made in this title under the
headings Bureau of Indian Affairs and Office of Special
Trustee for American Indians and any available unobli-
gated balances from prior appropriations Acts made under
the same headings, shall be available for expenditure or
transfer for Indian trust management activities pursuant
to the Trust Management Improvement Project High Level Implementation Plan.

SEC. 115. Notwithstanding any provision of law, the Secretary of the Interior is authorized to negotiate and enter into agreements and leases, without regard to section 321 of chapter 314 of the Act of June 30, 1932 (40 U.S.C. 303b), with any person, firm, association, organization, corporation, or governmental entity for all or part of the property within Fort Baker administered by the Secretary as part of Golden Gate National Recreation Area. The proceeds of the agreements or leases shall be retained by the Secretary and such proceeds shall be available, without future appropriation, for the preservation, restoration, operation, maintenance and interpretation and related expenses incurred with respect to Fort Baker properties.

SEC. 116. A grazing permit or lease that expires (or is transferred) during fiscal year 2001 shall be renewed under section 402 of the Federal Land Policy and Management Act of 1976, as amended (43 U.S.C. 1752) or if applicable, section 510 of the California Desert Protection Act (16 U.S.C. 410aaa–50). The terms and conditions contained in the expiring permit or lease shall continue in effect under the new permit or lease until such time as the Secretary of the Interior completes processing of such permit or lease in compliance with all applicable laws and
1 regulations, at which time such permit or lease may be can-
2 celed, suspended or modified, in whole or in part, to meet
3 the requirements of such applicable laws and regulations.
4 Nothing in this section shall be deemed to alter the Sec-
5 retary’s statutory authority.
6
7 SEC. 117. Notwithstanding any other provision of law,
8 for the purpose of reducing the backlog of Indian probate
9 cases in the Department of the Interior, the hearing require-
10 ments of chapter 10 of title 25, United States Code, are
11 deemed satisfied by a proceeding conducted by an Indian
12 probate judge, appointed by the Secretary without regard
13 to the provisions of title 5, United States Code, governing
14 the appointments in the competitive service, for such period
15 of time as the Secretary determines necessary: Provided,
16 That the basic pay of an Indian probate judge so appointed
17 may be fixed by the Secretary without regard to the provi-
18 sions of chapter 51, and subchapter III of chapter 53 of
19 title 5, United States Code, governing the classification and
20 pay of General Schedule employees, except that no such In-
21 dian probate judge may be paid at a level which exceeds
22 the maximum rate payable for the highest grade of the Gen-
23 eral Schedule, including locality pay.
24
25 SEC. 118. (a) Notwithstanding any other provision of
26 law, with respect to amounts made available for tribal pri-
27 ority allocations in Alaska, such amounts shall only be pro-
vided to tribes the membership of which on June 1, 2000
is composed of at least 25 individuals who are Natives (as
such term is defined in section 3(b) of the Alaska Native
Claims Settlement Act).

(b) Amounts that would have been made available for
tribal priority allocations in Alaska but for the limitation
contained in subsection (a) shall be provided to the respec-
tive Alaska Native regional nonprofit corporation (as listed
in section 103(a)(2) of Public Law 104–193, 110 Stat.
2159) for the respective region in which a tribe subject to
subsection (a) is located, notwithstanding any resolution
authorized under federal law to the contrary.

Sec. 119. None of the funds in this Act may be used
to establish a new National Wildlife Refuge in the Kankakee
River basin that is inconsistent with the United States
Army Corps of Engineers’ efforts to control flooding and
siltation in that area. Written certification of consistency
shall be submitted to the House and Senate Committees on
Appropriations prior to refuge establishment.

Sec. 120. (a) In this section—

(1) the term “Huron Cemetery” means the lands
that form the cemetery that is popularly known as the
Huron Cemetery, located in Kansas City, Kansas, as
described in subsection (b)(3); and
(2) the term "Secretary" means the Secretary of
the Interior.

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

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

(A) for religious and cultural uses that are com-
patible with the use of the lands as a cemetery; and
(B) as a burial ground.

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

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

"Commencing on the Northwest corner of the
Northwest Quarter of the Northwest Quarter of said
Section 10;

"Thence South 28 poles to the ‘true point of be-
ginning’;

"Thence South 71 degrees East 10 poles and 18
links;
"Thence South 18 degrees and 30 minutes West
28 poles;
"Thence West 11 and one-half poles;
"Thence North 19 degrees 15 minutes East 31
poles and 15 feet to the 'true point of beginning', con-
taining 2 acres or more.”.

Sec. 121. None of the Funds provided in this Act shall
be available to the Bureau of Indian Affairs or the Depart-
ment of the Interior to transfer land into trust status for
the Shoalwater Bay Indian Tribe in Clark County, Wash-
ington, unless and until the tribe and the county reach a
legally enforceable agreement that addresses the financial
impact of new development on the county, school district,
fire district, and other local governments and the impact
on zoning and development.

Sec. 122. None of the funds provided in this Act may
be used by the Department of the Interior to implement the
provisions of Principle 3(C)ii and Appendix section
3(B)(4) in Secretarial Order 3206, entitled “American In-
dian Tribal Rights, Federal-Tribal Trust Responsibilities,
and the Endangered Species Act”.

Sec. 123. No funds appropriated for the Department
of the Interior by this Act or any other Act shall be used
to study or implement any plan to drain Lake Powell or
to reduce the water level of the lake below the range of water levels required for the operation of the Glen Canyon Dam.

SEC. 124. Funds appropriated for the Bureau of Indian Affairs for postsecondary schools for fiscal year 2001 shall be allocated among the schools proportionate to the unmet need of the schools as determined by the Postsecondary Funding Formula adopted by the Office of Indian Education Programs.

SEC. 125. On the date of enactment, the National Marine Fisheries Service and the U.S. Fish and Wildlife Service shall continue consultation with the U.S. Army Corps of Engineers to develop a comprehensive plan to eliminate Caspian Tern nesting at Rice Island in the Columbia River Estuary. The agencies shall develop a report on the significance of tern predation in limiting salmon recovery and their roles and recommendations for the Rice Island colony relocation by March 31, 2001. This report shall address all available options for successfully completing the Rice Island colony relocation.

SEC. 126. Notwithstanding any other provision of law, in conveying the Twin Cities Research Center under the authority provided by Public Law 104–134, as amended by Public Law 104–208, the Secretary may accept and retain land and other forms of reimbursement: Provided, That the Secretary may retain and use any such reimbursement
until expended and without further appropriation: (1) for
the benefit of the National Wildlife Refuge System within
the State of Minnesota; and (2) for all activities authorized
by Public Law 100–696; 16 U.S.C. 460zz.

Sec. 127. Section 112 of Public Law 103–138 (107
Stat. 1399) is amended by striking “permit LP–GLBA005–
93” and inserting “permit LP–GLBA005–93 and in con-
nection with a corporate reorganization plan, the entity
that, after the corporate reorganization, holds entry permit
CP–GLBA004–00 each”.

Sec. 128. Notwithstanding any other provision of law,
the Secretary of the Interior shall designate Anchorage,
Alaska, as a port of entry for the purpose of section 9(f)(1)
1538(f)(1)).

Sec. 129. (a) The first section of Public Law 92–501
(86 Stat. 904) is amended by inserting after the first sen-
tence “The park shall also include the land as generally de-
picted on the map entitled ‘subdivision of a portion of U.S.
Survey 407, Tract B, dated May 12, 2000’”.

(b) Section 3 of Public Law 92–501 is amended to read
as follows: “There are authorized to be appropriated such
sums as are necessary to carry out the terms of this Act.”.
TITLE II—RELATED AGENCIES

DEPARTMENT OF AGRICULTURE

FOREST SERVICE

FOREST AND RangelAND RESEARCH

For necessary expenses of forest and rangeland research as authorized by law, $221,966,000, to remain available until expended.

STATE AND PRIVATE FORESTRY

For necessary expenses of cooperating with and providing technical and financial assistance to States, territories, possessions, and others, and for forest health management, cooperative forestry, and education and land conservation activities, $226,266,000, to remain available until expended, as authorized by law.

NATIONAL FOREST SYSTEM

For necessary expenses of the Forest Service, not otherwise provided for, for management, protection, improvement, and utilization of the National Forest System, $1,233,824,000, to remain available until expended, which shall include 50 percent of all moneys received during prior fiscal years as fees collected under the Land and Water Conservation Fund Act of 1965, as amended, in accordance with section 4 of the Act (16 U.S.C. 460l–6a(i)): Provided, That unobligated balances available at the start of fiscal year 2001 shall be displayed by extended budget line item in the fiscal year 2002 budget justification: Provided further,
ther, That of the amount available for vegetation and watershed management, the Secretary may authorize the expenditure or transfer of such sums as necessary to the Department of the Interior, Bureau of Land Management for removal, preparation, and adoption of excess wild horses and burros from National Forest System lands: Provided further, That $5,000,000 shall be allocated to the Alaska Region, in addition to its normal allocation for the purposes of preparing additional timber for sale, to establish a 3-year timber supply and such funds may be transferred to other appropriations accounts as necessary to maximize accomplishment: Provided further, That of funds available for Wildlife and Fish Habitat Management, $400,000 shall be provided to the State of Alaska for cooperative monitoring activities, and of the funds provided for Forest Products, $700,000 shall be provided to the State of Alaska for monitoring activities at Forest Service log transfer facilities, both in the form of an advance, direct lump sum payment.

WILDLAND FIRE MANAGEMENT

For necessary expenses for forest fire presuppression activities on National Forest System lands, for emergency fire suppression on or adjacent to such lands or other lands under fire protection agreement, and for emergency rehabilitation of burned-over National Forest System lands and water, $618,500,000, to remain available until expended; Provided, That such funds are available for repayment of
advances from other appropriations accounts previously
transferred for such purposes: Provided further, That not
less than 50 percent of any unobligated balances remaining
(exclusive of amounts for hazardous fuels reduction) at the
end of fiscal year 2000 shall be transferred, as repayment
for post advances that have not been repaid, to the fund
established pursuant to section 3 of Public Law 71–319 (16
U.S.C. 576 et seq.): Provided further, That notwithstanding
any other provision of law, up to $5,000,000 of funds ap-
propriated under this appropriation may be used for Fire
Science Research in support of the Joint Fire Science Pro-
gram: Provided further, That all authorities for the use of
funds, including the use of contracts, grants, and coopera-
tive agreements, available to execute the Forest Service and
Rangeland Research appropriation, are also available in
the utilization of these funds for Fire Science Research.

For an additional amount to cover necessary expenses
for emergency rehabilitation, presuppression due to emer-
gencies, and wildfire suppression activities of the Forest
Service, $150,000,000, to remain available until expended:
Provided, That the entire amount is designated by Congress
as an emergency requirement pursuant to section
251(b)(2)(A) of the Balanced Budget and Emergency Def-
icit Control Act of 1985, as amended: Provided further,
That these funds shall be available only to the extent an
official budget request for a specific dollar amount, that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress.

CAPITAL IMPROVEMENT AND MAINTENANCE

For necessary expenses of the Forest Service, not otherwise provided for, $448,312,000, to remain available until expended for construction, reconstruction, maintenance and acquisition of buildings and other facilities, and for construction, reconstruction, repair and maintenance of forest roads and trails by the Forest Service as authorized by 16 U.S.C. 532–538 and 23 U.S.C. 101 and 205: Provided, That $5,000,000 of the funds provided herein for roads shall be for the purposes of section 502(e) of Public Law 15–83: Provided further, That up to $15,000,000 of the funds provided herein for road maintenance shall be available for the decommissioning of roads, including unauthorized roads not part of the transportation system, which are no longer needed: Provided further, That no funds shall be expended to decommission any system road until notice and an opportunity for public comment has been provided on each decommissioning project: Provided further, That any unobligated balances of amounts previously appropriated to the Forest Service “Reconstruction and Construction” account as well as any unobligated balances remaining in the “Na-
tional Forest System” account for the facility maintenance
and trail maintenance extended budget line items may be
transferred to and merged with the “Capital Improvement
and Maintenance” account.

LAND ACQUISITION

For expenses necessary to carry out the provisions of
the Land and Water Conservation Fund Act of 1965, as
amended (16 U.S.C. 460l–4 through 11), including admin-
istrative expenses, and for acquisition of land or waters,
or interest therein, in accordance with statutory authority
applicable to the Forest Service, $76,320,000, to be derived
from the Land and Water Conservation Fund, to remain
available until expended: Provided, That notwithstanding
any other provision of law, of the funds provided not less
than $5,000,000 but not to exceed $10,000,000 shall be made
available to Kake Tribal Corporation to implement the
Kake Tribal Corporation Land Transfer Act upon its enact-
ment into law.

ACQUISITION OF LANDS FOR NATIONAL FORESTS SPECIAL
ACTS

For acquisition of lands within the exterior boundaries
of the Cache, Uinta, and Wasatch National Forests, Utah;
the Toiyabe National Forest, Nevada; and the Angeles, San
Bernardino, Sequoia, and Cleveland National Forests, Cali-
forinia, as authorized by law, $1,068,000, to be derived from
forest receipts.
ACQUISITION OF LANDS TO COMPLETE LAND EXCHANGES

For acquisition of lands, such sums, to be derived from funds deposited by State, county, or municipal governments, public school districts, or other public school authorities pursuant to the Act of December 4, 1967, as amended (16 U.S.C. 484a), to remain available until expended.

RANGE BETTERMENT FUND

For necessary expenses of range rehabilitation, protection, and improvement, 50 percent of all moneys received during the prior fiscal year, as fees for grazing domestic livestock on lands in National Forests in the 16 Western States, pursuant to section 401(b)(1) of Public Law 94-579, as amended, to remain available until expended, of which not to exceed 6 percent shall be available for administrative expenses associated with on-the-ground range rehabilitation, protection, and improvements.

GIFTS, DONATIONS AND BEQUESTS FOR FOREST AND RANGELAND RESEARCH

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

MANAGEMENT OF NATIONAL FOREST LANDS FOR SUBSISTENCE USES

SUBSISTENCE MANAGEMENT, FOREST SERVICE

For necessary expenses of the Forest Service to manage federal lands in Alaska for subsistence uses under title VIII
of the Alaska National Interest Lands Conservation Act (Public Law 96–487), $5,500,000, to remain available until expended.

**ADMINISTRATIVE PROVISIONS, FOREST SERVICE**

Appropriations to the Forest Service for the current fiscal year shall be available for: (1) purchase of not to exceed 132 passenger motor vehicles of which 13 will be used primarily for law enforcement purposes and of which 129 shall be for replacement; acquisition of 25 passenger motor vehicles from excess sources, and hire of such vehicles; operation and maintenance of aircraft, the purchase of not to exceed six for replacement only, and acquisition of sufficient aircraft from excess sources to maintain the operable fleet at 192 aircraft for use in Forest Service wildland fire programs and other Forest Service programs; notwithstanding other provisions of law, existing aircraft being replaced may be sold, with proceeds derived or trade-in value used to offset the purchase price for the replacement aircraft; (2) services pursuant to 7 U.S.C. 2225, and not to exceed $100,000 for employment under 5 U.S.C. 3109; (3) purchase, erection, and alteration of buildings and other public improvements (7 U.S.C. 2250); (4) acquisition of land, waters, and interests therein, pursuant to 7 U.S.C. 428a; (5) for expenses pursuant to the Volunteers in the National Forest Act of 1972 (16 U.S.C. 558a, 558d, and 558a note); (6) the cost of uniforms as authorized by 5 U.S.C. 5901–5902;
and (7) for debt collection contracts in accordance with 31
U.S.C. 3718(e).

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

Any appropriations or funds available to the Forest
Service may be transferred to the Wildland Fire Manage-
ment appropriation for forest firefighting, emergency reha-
bilitation of burned-over or damaged lands or waters under
its jurisdiction, and fire preparedness due to severe burning
conditions if and only if all previously appropriated emer-
gency contingent funds under the heading “Wildland Fire
Management” have been released by the President and ap-
portioned.

Funds appropriated to the Forest Service shall be
available for assistance to or through the Agency for Inter-
national Development and the Foreign Agricultural Service
in connection with forest and rangeland research, technical
information, and assistance in foreign countries, and shall
be available to support forestry and related natural resource
activities outside the United States and its territories and
possessions, including technical assistance, education and
training, and cooperation with United States and international organizations.

None of the funds made available to the Forest Service under this Act shall be subject to transfer under the provisions of section 702(b) of the Department of Agriculture Organic Act of 1944 (7 U.S.C. 2257) or 7 U.S.C. 147b unless the proposed transfer is approved in advance by the House and Senate Committees on Appropriations in compliance with the reprogramming procedures contained in House Report No. 105–163.

None of the funds available to the Forest Service may be reprogrammed without the advance approval of the House and Senate Committees on Appropriations in accordance with the procedures contained in House Report No. 105–163.

No funds appropriated to the Forest Service shall be transferred to the Working Capital Fund of the Department of Agriculture without the approval of the Chief of the Forest Service.

Funds available to the Forest Service shall be available to conduct a program of not less than $2,000,000 for high priority projects within the scope of the approved budget which shall be carried out by the Youth Conservation Corps as authorized by the Act of August 13, 1970, as amended by Public Law 93–408.
Of the funds available to the Forest Service, $1,500 is available to the Chief of the Forest Service for official reception and representation expenses.

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

Pursuant to sections 405(b) and 410(b) of Public Law 101-593, of the funds available to the Forest Service, up to $2,250,000 may be advanced in a lump sum as Federal financial assistance to the National Forest Foundation, without regard to when the Foundation incurs expenses, for administrative expenses or projects on or benefitting National Forest System lands or related to Forest Service programs: Provided, That of the Federal funds made available to the Foundation, no more than $400,000 shall be available for administrative expenses: Provided further, That the Foundation shall obtain, by the end of the period of Federal financial assistance, private contributions to match on at least one-for-one basis funds made available by the Forest Service: Provided further, That the Foundation may transfer Federal funds to a non-Federal recipient for a project at the same rate that the recipient has obtained the non-
Federal matching funds: Provided further, That hereafter, the National Forest Foundation may hold Federal funds made available but not immediately disbursed and may use any interest or other investment income earned (before, on, or after the date of the enactment of this Act) on Federal funds to carry out the purposes of Public Law 101–593: Provided further, That such investments may be made only in interest-bearing obligations of the United States or in obligations guaranteed as to both principal and interest by the United States.

Pursuant to section 2(b)(2) of Public Law 98–244, $2,650,000 of the funds available to the Forest Service shall be available for matching funds to the National Fish and Wildlife Foundation, as authorized by 16 U.S.C. 3701–3709, and may be advanced in a lump sum as Federal financial assistance, without regard to when expenses are incurred, for projects on or benefitting National Forest System lands or related to Forest Service programs: Provided, That the Foundation shall obtain, by the end of the period of Federal financial assistance, private contributions to match on at least one-for-one basis funds advanced by the Forest Service: Provided further, That the Foundation may transfer Federal funds to a non-Federal recipient for a project at the same rate that the recipient has obtained the non-Federal matching funds.
Funds appropriated to the Forest Service shall be available for interactions with and providing technical assistance to rural communities for sustainable rural development purposes.

Notwithstanding any other provision of law, 80 percent of the funds appropriated to the Forest Service in the "National Forest System" and "Capital Improvement and Maintenance" accounts and planned to be allocated to activities under the "Jobs in the Woods" program for projects on National Forest land in the State of Washington may be granted directly to the Washington State Department of Fish and Wildlife for accomplishment of planned projects. Twenty percent of said funds shall be retained by the Forest Service for planning and administering projects. Project selection and prioritization shall be accomplished by the Forest Service with such consultation with the State of Washington as the Forest Service deems appropriate.

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

The Secretary of Agriculture is authorized to enter into grants, contracts, and cooperative agreements as appropriate with the Pinchot Institute for Conservation, as well
as with public and other private agencies, organizations, institutions, and individuals, to provide for the development, administration, maintenance, or restoration of land, facilities, or Forest Service programs, at the Grey Towers National Historic Landmark: Provided, That, subject to such terms and conditions as the Secretary of Agriculture may prescribe, any such public or private agency, organization, institution, or individual may solicit, accept, and administer private gifts of money and real or personal property for the benefit of, or in connection with, the activities and services at the Grey Towers National Historic Landmark: Provided further, That such gifts may be accepted notwithstanding the fact that a donor conducts business with the Department of Agriculture in any capacity.

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

Notwithstanding any other provision of law, any appropriations or funds available to the Forest Service not to exceed $500,000 may be used to reimburse the Office of the General Counsel (OGC), Department of Agriculture, for travel and related expenses incurred as a result of OGC assistance or participation requested by the Forest Service at
meetings, training sessions, management reviews, land purchase negotiations and similar non-litigation related matters. Future budget justifications for both the Forest Service and the Department of Agriculture should clearly display the sums previously transferred and the requested funding transfers.

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

The Forest Service shall fund overhead, national commitments, indirect expenses, and any other category for use of funds which are expended at any units, that are not directly related to the accomplishment of specific work on-the-ground (referred to as “indirect expenditures”), from funds available to the Forest Service, unless otherwise prohibited by law: Provided, That the Forest Service shall implement and adhere to the definitions of indirect expenditures established pursuant to Public Law 105–277 on a nationwide basis without flexibility for modification by any organizational level except the Washington Office, and when changed by the Washington Office, such changes in defini-
tion shall be reported in budget requests submitted by the 
Forest Service: Provided further, That the Forest Service 
shall provide in all future budget justifications, planned in-
direct expenditures in accordance with the definitions, sum-
marized and displayed to the Regional, Station, Area, and 
detached unit office level. The justification shall display the 
estimated source and amount of indirect expenditures, by 
expanded budget line item, of funds in the agency’s annual 
budget justification. The display shall include appropriated 
funds and the Knutson-Vandenbargh, Brush Disposal, Coop-
erative Work-Other, and Salvage Sale funds. Changes be-
tween estimated and actual indirect expenditures shall be 
reported in subsequent budget justifications: Provided, That 
during fiscal year 2001 the Secretary shall limit total an-
nual indirect obligations from the Brush Disposal, Coopera-
tive Work-Other, Knutson-Vandenbargh, Reforestation, Sal-
vage Sale, and Roads and Trails funds to 20 percent of 
the total obligations from each fund.

Any appropriations or funds available to the Forest 
Service may be used for necessary expenses in the event of 
law enforcement emergencies as necessary to protect natural 
resources and public or employee safety: Provided, That 
such amounts shall not exceed $750,000.

The Secretary of Agriculture shall pay $4,449 from 
available funds to Joyce Liverca as reimbursement for var-
ious expenses incurred as a Federal employee in connection
with certain high priority duties performed for the Forest
Service.

The Forest Service shall submit a report to the House
and Senate Committees on Appropriations by March 1,
2001 indicating the anticipated timber offer level in fiscal
year 2001 with the funds provided in this Act: Provided,
That if the anticipated offer level is less than 3.6 billion
board feet, the agency shall submit a reprogramming re-
quest to attain this offer level by the close of fiscal year

Of the funds available to the Forest Service, $150,000
shall be made available in the form of an advanced, direct
lump sum payment to the Society of American Foresters
to support conservation education purposes in collaboration
with the Forest Service.

The Secretary of Agriculture may authorize the sale
of excess buildings, facilities, and other properties owned
by the Forest Service and located on the Green Mountain
National Forest, the revenues of which shall be retained by
the Forest Service and available to the Secretary without
further appropriation and until expended for maintenance
and rehabilitation activities on the Green Mountain Na-
tional Forest.
DEPARTMENT OF ENERGY

CLEAN COAL TECHNOLOGY

(DEFERRAL)

Of the funds made available under this heading for obligation in prior years, $67,000,000 shall not be available until October 1, 2001: Provided, That funds made available in previous appropriations Acts shall be available for any ongoing project regardless of the separate request for proposal under which the project was selected.

FOSSIL ENERGY RESEARCH AND DEVELOPMENT

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses in carrying out fossil energy research and development activities, under the authority of the Department of Energy Organization Act (Public Law 95–91), including the acquisition of interest, including defeasible and equitable interests in any real property or any facility or for plant or facility acquisition or expansion, and for conducting inquiries, technological investigations and research concerning the extraction, processing, use, and disposal of mineral substances without objectionable social and environmental costs (30 U.S.C. 3, 1602, and 1603), performed under the minerals and materials science programs at the Albany Research Center in Oregon $413,338,000, to remain available until expended, of which $12,000,000 for oil technology research shall be derived by transfer from funds appropriated in prior years under the
heading "Strategic Petroleum Reserve, SPR Petroleum Ac-
count": Provided, That no part of the sum herein made
available shall be used for the field testing of nuclear explo-
sives in the recovery of oil and gas: Provided further, That
up to 4 percent of program direction funds available to the
National Energy Technology Laboratory may be used to
support Department of Energy activities not included in
this account.

ALTERNATIVE FUELS PRODUCTION
(RESCISSION)

Of the unobligated balances under this heading,
$1,000,000 are rescinded.

NAVAL PETROLEUM AND OIL SHALE RESERVES
(RESCISSION)

Of the amounts previously appropriated under this
heading, $7,000,000 are rescinded: Provided, That the re-
quirements of 10 U.S.C. 7430(b)(2)(B) shall not apply to
fiscal year 2001 and any fiscal year thereafter: Provided
further, That, notwithstanding any other provision of law,
unobligated funds remaining from prior years shall be
available for all naval petroleum and oil shale reserve ac-
tivities.

ELK HILLS SCHOOL LANDS FUND

For necessary expenses in fulfilling installment pay-
ments under the Settlement Agreement entered into by the
United States and the State of California on October 11,
1996, as authorized by section 3415 of Public Law 104–106, $36,000,000, to become available on October 1, 2001 for payment to the State of California for the State Teachers’ Retirement Fund from the Elk Hills School Lands Fund.

ENERGY CONSERVATION
(INCLUDING TRANSFER OF FUNDS)

For necessary expenses in carrying out energy conservation activities, $761,937,000, to remain available until expended, of which $2,000,000 shall be derived by transfer from unobligated balances in the Biomass Energy Development account: Provided, That $172,000,000 shall be for use in energy conservation programs as defined in section 3008(3) of Public Law 99–509 (15 U.S.C. 4507): Provided further, That notwithstanding section 3003(d)(2) of Public Law 99–509, such sums shall be allocated to the eligible programs as follows: $138,000,000 for weatherization assistance grants and $34,000,000 for State energy conservation grants: Provided further, That notwithstanding any other provision of law, the Secretary of Energy may waive the matching requirement for weatherization assistance provided for by Public Law 106–113 in whole or in part for a State which he finds to be experiencing fiscal hardship or major changes in energy markets or suppliers or other temporary limitations on its ability to provide matching funds, provided that the State is demonstrably engaged in
continuing activities to secure non-federal resources and that such waiver is limited to one fiscal year and that no state may be granted such waiver more than twice. Provided further, That Indian tribal grantees of weatherization assistance shall not be required to provide matching funds.

ECONOMIC REGULATION

For necessary expenses in carrying out the activities of the Office of Hearings and Appeals, $2,000,000, to remain available until expended.

STRATEGIC PETROLEUM RESERVE

For necessary expenses for Strategic Petroleum Reserve facility development and operations and program management activities pursuant to the Energy Policy and Conservation Act of 1975, as amended (42 U.S.C. 6201 et seq.), $157,000,000, to remain available until expended.

ENERGY INFORMATION ADMINISTRATION

For necessary expenses in carrying out the activities of the Energy Information Administration, $74,000,000, to remain available until expended.

ADMINISTRATIVE PROVISIONS, DEPARTMENT OF ENERGY

Appropriations under this Act for the current fiscal year shall be available for hire of passenger motor vehicles; hire, maintenance, and operation of aircraft; purchase, repair, and cleaning of uniforms; and reimbursement to the General Services Administration for security guard services.
From appropriations under this Act, transfers of sums
may be made to other agencies of the Government for the
performance of work for which the appropriation is made.

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

The Secretary is authorized to accept lands, buildings,
equipment, and other contributions from public and private
sources and to prosecute projects in cooperation with other
agencies, Federal, State, private or foreign: Provided, That
revenues and other moneys received by or for the account
of the Department of Energy or otherwise generated by sale
of products in connection with projects of the Department
appropriated under this Act may be retained by the Sec-
retary of Energy, to be available until expended, and used
only for plant construction, operation, costs, and payments
to cost-sharing entities as provided in appropriate cost-
sharing contracts or agreements: Provided further, That the
remainder of revenues after the making of such payments
shall be covered into the Treasury as miscellaneous receipts:
Provided further, That any contract, agreement, or provi-
sion thereof entered into by the Secretary pursuant to this
authority shall not be executed prior to the expiration of
30 calendar days (not including any day in which either House of Congress is not in session because of adjournment of more than three calendar days to a day certain) from the receipt by the Speaker of the House of Representatives and the President of the Senate of a full comprehensive report on such project, including the facts and circumstances relied upon in support of the proposed project.

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

In addition to other authorities set forth in this Act, the Secretary may accept fees and contributions from public and private sources, to be deposited in a contributed funds account, and prosecute projects using such fees and contributions in cooperation with other Federal, State or private agencies or concerns.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

INDIAN HEALTH SERVICE

INDIAN HEALTH SERVICES

For expenses necessary to carry out the Act of August 5, 1954 (68 Stat. 674), the Indian Self-Determination Act, the Indian Health Care Improvement Act, and titles II and III of the Public Health Service Act with respect to the In-
dian Health Service, $2,184,421,000, together with pay-
ments received during the fiscal year pursuant to 42 U.S.C. 
238(b) for services furnished by the Indian Health Service:
Provided, That funds made available to tribes and tribal 
organizations through contracts, grant agreements, or any 
other agreements or compacts authorized by the Indian Self-
Determination and Education Assistance Act of 1975 (25 
U.S.C. 450), shall be deemed to be obligated at the time 
of the grant or contract award and thereafter shall remain 
available to the tribe or tribal organization without fiscal 
year limitation: Provided further, That $12,000,000 shall 
remain available until expended, for the Indian Cata-
strophic Health Emergency Fund: Provided further, That 
$426,756,000 for contract medical care shall remain avail-
able for obligation until September 30, 2002: Provided fur-
ther, That of the funds provided, up to $17,000,000 shall 
be used to carry out the loan repayment program under 
section 108 of the Indian Health Care Improvement Act: 
Provided further, That funds provided in this Act may be 
used for 1-year contracts and grants which are to be per-
formed in two fiscal years, so long as the total obligation 
is recorded in the year for which the funds are appro-
priated: Provided further, That the amounts collected by the 
Secretary of Health and Human Services under the author-
ity of title IV of the Indian Health Care Improvement Act
shall remain available until expended for the purpose of achieving compliance with the applicable conditions and requirements of titles XVIII and XIX of the Social Security Act (exclusive of planning, design, or construction of new facilities): Provided further, That funding contained herein, and in any earlier appropriations Acts for scholarship programs under the Indian Health Care Improvement Act (25 U.S.C. 1613) shall remain available for obligation until September 30, 2002: Provided further, That amounts received by tribes and tribal organizations under title IV of the Indian Health Care Improvement Act shall be reported and accounted for and available to the receiving tribes and tribal organizations until expended: Provided further, That, notwithstanding any other provision of law, of the amounts provided herein, not to exceed $243,781,000 shall be for payments to tribes and tribal organizations for contract or grant support costs associated with contracts, grants, self-governance compacts or annual funding agreements between the Indian Health Service and a tribe or tribal organization pursuant to the Indian Self-Determination Act of 1975, as amended, prior to or during fiscal year 2001, of which not to exceed $10,000,000 may be used for such costs associated with new and expanded contracts, grants, self-governance compacts or annual funding agreements: Provided further, That amounts appropriated to the Indian
Health Service shall not be used to pay for contract health services in excess of the established Medicare and Medicaid rate for similar services: Provided further, That Indian tribes and tribal organizations that operate health care programs under contracts or compacts pursuant to the Indian Self-Determination and Education Assistance Act of 1975, Public Law 93–638, as amended, may access prime vendor rates for the cost of pharmaceutical products on the same basis and for the same purposes as the Indian Health Service may access such products: Provided further, That funds available for the Indian Health Care Improvement Fund may be used, as needed, to carry out activities typically funded under the Indian Health Facilities account.

INDIAN HEALTH FACILITIES

For construction, repair, maintenance, improvement, and equipment of health and related auxiliary facilities, including quarters for personnel; preparation of plans, specifications, and drawings; acquisition of sites, purchase and erection of modular buildings, and purchases of trailers; and for provision of domestic and community sanitation facilities for Indians, as authorized by section 7 of the Act of August 5, 1954 (42 U.S.C. 2004a), the Indian Self-Determination Act, and the Indian Health Care Improvement Act, and for expenses necessary to carry out such Acts and titles II and III of the Public Health Service Act with respect to environmental health and facilities support activi-
ties of the Indian Health Service, $349,350,000, to remain available until expended: Provided, That notwithstanding any other provision of law, funds appropriated for the planning, design, construction or renovation of health facilities for the benefit of an Indian tribe or tribes may be used to purchase land for sites to construct, improve, or enlarge health or related facilities: Provided further, That from the funds appropriated herein, $5,000,000 shall be designated by the Indian Health Service as a contribution to the Yukon-Kuskokwim Health Corporation (YKHC) to start a priority project for the acquisition of land, planning, design and construction of 79 staff quarters at Bethel, Alaska, subject to a negotiated project agreement between the YKHC and the Indian Health Service: Provided further, That this project shall not be subject to the construction provisions of the Indian Self-Determination and Education Assistance Act and shall be removed from the Indian Health Service priority list upon completion: Provided further, That the Federal Government shall not be liable for any property damages or other construction claims that may arise from YKHC undertaking this project: Provided further, That the land shall be owned or leased by the YKHC and title to quarters shall remain vested with the YKHC: Provided further, That notwithstanding any provision of law governing Federal construction, $240,000 of the funds provided herein
shall be provided to the Hopi Tribe to reduce the debt incurred by the Tribe in providing staff quarters to meet the housing needs associated with the new Hopi Health Center: Provided further, That $5,000,000 shall remain available until expended for the purpose of funding joint venture health care facility projects authorized under the Indian Health Care Improvement Act, as amended. Provided further, That priority, by rank order, shall be given to tribes with outpatient projects on the existing Indian Health Services priority list that have Service-approved planning documents, and can demonstrate by March 1, 2001, the financial capability necessary to provide an appropriate facility: Provided further, That joint venture funds unallocated after March 1, 2001, shall be made available for joint venture projects on a competitive basis giving priority to tribes that currently have no existing Federally-owned health care facility, have planning documents meeting Indian Health Service requirements prepared for approval by the Service and can demonstrate the financial capability needed to provide an appropriate facility: Provided further, That the Indian Health Service shall request additional staffing, operation and maintenance funds for these facilities in future budget requests: Provided further, That not to exceed $500,000 shall be used by the Indian Health Service to purchase TRANSAM equipment from the
Department of Defense for distribution to the Indian Health Service and tribal facilities: Provided further, That not to exceed $500,000 shall be used by the Indian Health Service to obtain ambulances for the Indian Health Service and tribal facilities in conjunction with an existing interagency agreement between the Indian Health Service and the General Services Administration: Provided further, That not to exceed $500,000 shall be placed in a Demolition Fund, available until expended, to be used by the Indian Health Service for demolition of Federal buildings.

ADMINISTRATIVE PROVISIONS, INDIAN HEALTH SERVICE Appropriations in this Act to the Indian Health Service shall be available for services as authorized by 5 U.S.C. 3109 but at rates not to exceed the per diem rate equivalent to the maximum rate payable for senior-level positions under 5 U.S.C. 5376; hire of passenger motor vehicles and aircraft; purchase of medical equipment; purchase of reprints; purchase, renovation and erection of modular buildings and renovation of existing facilities; payments for telephone service in private residences in the field, when authorized under regulations approved by the Secretary; and for uniforms or allowances therefore as authorized by 5 U.S.C. 5901–5902; and for expenses of attendance at meetings which are concerned with the functions or activities for which the appropriation is made or which will contribute to improved conduct, supervision, or management
of those functions or activities: Provided, That in accordance with the provisions of the Indian Health Care Improvement Act, non-Indian patients may be extended health care at all tribally administered or Indian Health Service facilities, subject to charges, and the proceeds along with funds recovered under the Federal Medical Care Recovery Act (42 U.S.C. 2651–2653) shall be credited to the account of the facility providing the service and shall be available without fiscal year limitation: Provided further, That notwithstanding any other law or regulation, funds transferred from the Department of Housing and Urban Development to the Indian Health Service shall be administered under Public Law 86–121 (the Indian Sanitation Facilities Act) and Public Law 93–638, as amended: Provided further, That funds appropriated to the Indian Health Service in this Act, except those used for administrative and program direction purposes, shall not be subject to limitations directed at curtailing Federal travel and transportation: Provided further, That notwithstanding any other provision of law, funds previously or herein made available to a tribe or tribal organization through a contract, grant, or agreement authorized by title I or title III of the Indian Self-Determination and Education Assistance Act of 1975 (25 U.S.C. 450), may be deobligated and reobligated to a self-determination contract under title I, or a self-governance
agreement under title III of such Act and thereafter shall remain available to the tribe or tribal organization without fiscal year limitation: Provided further, That none of the funds made available to the Indian Health Service in this Act shall be used to implement the final rule published in the Federal Register on September 16, 1987, by the Department of Health and Human Services, relating to the eligibility for the health care services of the Indian Health Service until the Indian Health Service has submitted a budget request reflecting the increased costs associated with the proposed final rule, and such request has been included in an appropriations Act and enacted into law: Provided further, That funds made available in this Act are to be apportioned to the Indian Health Service as appropriated in this Act, and accounted for in the appropriation structure set forth in this Act: Provided further, That with respect to functions transferred by the Indian Health Service to tribes or tribal organizations, the Indian Health Service is authorized to provide goods and services to those entities, on a reimbursable basis, including payment in advance with subsequent adjustment, and the reimbursements received therefrom, along with the funds received from those entities pursuant to the Indian Self-Determination Act, may be credited to the same or subsequent appropriation account which provided the funding, said amounts to remain available until
expended: Provided further, That reimbursements for training, technical assistance, or services provided by the Indian Health Service will contain total costs, including direct, administrative, and overhead associated with the provision of goods, services, or technical assistance: Provided further, That the appropriation structure for the Indian Health Service may not be altered without advance approval of the House and Senate Committees on Appropriations.

OTHER RELATED AGENCIES

OFFICE OF NAVAJO AND HOPI INDIAN RELOCATION

SALARIES AND EXPENSES

For necessary expenses of the Office of Navajo and Hopi Indian Relocation as authorized by Public Law 93–531, $15,000,000, to remain available until expended: Provided, That funds provided in this or any other appropriations Act are to be used to relocate eligible individuals and groups including evictees from District 6, Hopi-partitioned lands residents, those in significantly substandard housing, and all others certified as eligible and not included in the preceding categories: Provided further, That none of the funds contained in this or any other Act may be used by the Office of Navajo and Hopi Indian Relocation to evict any single Navajo or Navajo family who, as of November 30, 1985, was physically domiciled on the lands partitioned to the Hopi Tribe unless a new or replacement home is pro-
vided for such household: Provided further, That no
relocatee will be provided with more than one new or re-
placement home: Provided further, That the Office shall re-
locate any certified eligible relocatees who have selected and
received an approved homesite on the Navajo reservation
or selected a replacement residence off the Navajo reserva-
tion or on the land acquired pursuant to 25 U.S.C. 640d–
10.

Institute of American Indian and Alaska Native
Culture and Arts Development

Payment to the Institute

For payment to the Institute of American Indian and
Alaska Native Culture and Arts Development, as authorized
by title XV of Public Law 99–498, as amended (20 U.S.C.
56 part A), $4,125,000.

Smithsonian Institution

Salaries and Expenses

For necessary expenses of the Smithsonian Institution,
as authorized by law, including research in the fields of art,
science, and history; development, preservation, and docu-
mentation of the National Collections; presentation of pub-
lic exhibits and performances; collection, preparation, dis-
semination, and exchange of information and publications;
conduct of education, training, and museum assistance pro-
grams; maintenance, alteration, operation, lease (for terms
not to exceed 30 years), and protection of buildings, facili-
ties, and approaches; not to exceed $100,000 for services as
authorized by 5 U.S.C. 3109; up to five replacement pas-
seenger vehicles; purchase, rental, repair, and cleaning of
uniforms for employees, $387,755,000, of which not to ex-
ceed $47,088,000 for the instrumentation program, collec-
tions acquisition, Museum Support Center equipment and
move, exhibition reinstallation, the National Museum of the
American Indian, the repatriation of skeletal remains pro-
gram, research equipment, information management, and
Latino programming shall remain available until ex-
pended, and including such funds as may be necessary to
support American overseas research centers and a total of
$125,000 for the Council of American Overseas Research
Centers: Provided, That funds appropriated herein are
available for advance payments to independent contractors
performing research services or participating in official
Smithsonian presentations: Provided further, That the
Smithsonian Institution may expend Federal appropria-
tions designated in this Act for lease or rent payments for
long term and swing space, as rent payable to the Smithso-
nian Institution, and such rent payments may be deposited
into the general trust funds of the Institution to the extent
that federally supported activities are housed in the 900 H
Street, N.W. building in the District of Columbia: Provided
further, That this use of Federal appropriations shall not 
be construed as debt service, a Federal guarantee of, a trans-
fer of risk to, or an obligation of, the Federal Government:
Provided further, That no appropriated funds may be used 
to service debt which is incurred to finance the costs of ac-
quiring the 900 H Street building or of planning, design-
ing, and constructing improvements to such building.

REPAIR, RESTORATION AND ALTERATION OF FACILITIES

For necessary expenses of repair, restoration, and al-
teration of facilities owned or occupied by the Smithsonian 
Institution, by contract or otherwise, as authorized by sec-
tion 2 of the Act of August 22, 1949 (63 Stat. 623), includ-
ing not to exceed $10,000 for services as authorized by 5 
U.S.C. 3109, $57,600,000, to remain available until ex-
pended, of which $7,600,000 is provided for repair, rehabili-
tation and alteration of facilities at the National Zoological 
Park: Provided, That contracts awarded for environmental 
systems, protection systems, and repair or restoration of fa-
cilities of the Smithsonian Institution may be negotiated 
with selected contractors and awarded on the basis of con-
tractor qualifications as well as price.

CONSTRUCTION

For necessary expenses for construction, $4,500,000, to 
remain available until expended.
None of the funds in this or any other Act may be used to initiate the design for any proposed expansion of current space or new facility without consultation with the House and Senate Appropriations Committees.

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

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

NATIONAL GALLERY OF ART

SALARIES AND EXPENSES

For the upkeep and operations of the National Gallery of Art, the protection and care of the works of art therein, and administrative expenses incident thereto, as authorized by the Act of March 24, 1937 (50 Stat. 51), as amended by the public resolution of April 13, 1939 (Public Resolution 9, Seventy-sixth Congress), including services as authorized by 5 U.S.C. 3109; payment in advance when authorized by the treasurer of the Gallery for membership in library, museum, and art associations or societies whose
publications or services are available to members only, or to members at a price lower than to the general public; purchase, repair, and cleaning of uniforms for guards, and uniforms, or allowances therefor, for other employees as authorized by law (5 U.S.C. 5901–5902); purchase or rental of devices and services for protecting buildings and contents thereof, and maintenance, alteration, improvement, and repair of buildings, approaches, and grounds; and purchase of services for restoration and repair of works of art for the National Gallery of Art by contracts made, without advertising, with individuals, firms, or organizations at such rates or prices and under such terms and conditions as the Gallery may deem proper; $64,781,000, of which not to exceed $3,026,000 for the special exhibition program shall remain available until expended.

REPAIR, RESTORATION AND RENOVATION OF BUILDINGS

For necessary expenses of repair, restoration and renovation of buildings, grounds and facilities owned or occupied by the National Gallery of Art, by contract or otherwise, as authorized, $10,871,000, to remain available until expended: Provided, That contracts awarded for environmental systems, protection systems, and exterior repair or renovation of buildings of the National Gallery of Art may be negotiated with selected contractors and awarded on the basis of contractor qualifications as well as price.
JOHN F. KENNEDY CENTER FOR THE PERFORMING ARTS

OPERATIONS AND MAINTENANCE

For necessary expenses for the operation, maintenance and security of the John F. Kennedy Center for the Performing Arts, $14,000,000.

CONSTRUCTION

For necessary expenses for capital repair and restoration of the existing features of the building and site of the John F. Kennedy Center for the Performing Arts, $20,000,000, to remain available until expended.

WOODROW WILSON INTERNATIONAL CENTER FOR SCHOLARS

SALARIES AND EXPENSES

For expenses necessary in carrying out the provisions of the Woodrow Wilson Memorial Act of 1968 (82 Stat. 1356) including hire of passenger vehicles and services as authorized by 5 U.S.C. 3109, $7,310,000.

NATIONAL FOUNDATION ON THE ARTS AND THE

HUMANITIES

NATIONAL ENDOWMENT FOR THE ARTS

GRANTS AND ADMINISTRATION

For necessary expenses to carry out the National Foundation on the Arts and the Humanities Act of 1965, as amended, $105,000,000 shall be available to the National Endowment for the Arts for the support of projects and productions in the arts through assistance to organizations and
individuals pursuant to sections 5(c) and 5(g) of the Act, for program support, and for administering the functions of the Act, to remain available until expended: Provided, That funds previously appropriated to the National Endowment for the Arts "Matching Grants" account may be transferred to and merged with this account.

NATIONAL ENDOWMENT FOR THE HUMANITIES

GRANTS AND ADMINISTRATION

For necessary expenses to carry out the National Foundation on the Arts and the Humanities Act of 1965, as amended, $104,604,000, shall be available to the National Endowment for the Humanities for support of activities in the humanities, pursuant to section 7(c) of the Act, and for administering the functions of the Act, to remain available until expended.

MATCHING GRANTS

To carry out the provisions of section 10(a)(2) of the National Foundation on the Arts and the Humanities Act of 1965, as amended, $15,656,000, to remain available until expended, of which $11,656,000 shall be available to the National Endowment for the Humanities for the purposes of section 7(h): Provided, That this appropriation shall be available for obligation only in such amounts as may be equal to the total amounts of gifts, bequests, and devises of money, and other property accepted by the chairman or by grantees of the Endowment under the provisions of sub-
sections 11(a)(2)(B) and 11(a)(3)(B) during the current
and preceding fiscal years for which equal amounts have
not previously been appropriated.

INSTITUTE OF MUSEUM AND LIBRARY SERVICES
OFFICE OF MUSEUM SERVICES
GRANTS AND ADMINISTRATION

For carrying out subtitle C of the Museum and Li-
brary Services Act of 1996, as amended, $24,907,000, to
remain available until expended.

ADMINISTRATIVE PROVISIONS

None of the funds appropriated to the National Foun-
dation on the Arts and the Humanities may be used to
process any grant or contract documents which do not in-
clude the text of 18 U.S.C. 1913; Provided, That none of
the funds appropriated to the National Foundation on the
Arts and the Humanities may be used for official reception
and representation expenses; Provided further, That funds
from nonappropriated sources may be used as necessary for
official reception and representation expenses.

COMMISSION OF FINE ARTS

SALARIES AND EXPENSES

For expenses made necessary by the Act establishing
a Commission of Fine Arts (40 U.S.C. 104), $1,078,000:
Provided, That the Commission is authorized to charge fees
to cover the full costs of its publications, and such fees shall
be credited to this account as an offsetting collection, to re-
main available until expended without further appropriation.

NATIONAL CAPITAL ARTS AND CULTURAL AFFAIRS

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

ADVISORY COUNCIL ON HISTORIC PRESERVATION

SALARIES AND EXPENSES

For necessary expenses of the Advisory Council on Historic Preservation (Public Law 89–665, as amended), $3,189,000: Provided, That none of these funds shall be available for compensation of level V of the Executive Schedule or higher positions.

NATIONAL CAPITAL PLANNING COMMISSION

SALARIES AND EXPENSES

For necessary expenses, as authorized by the National Capital Planning Act of 1952 (40 U.S.C. 71–71i), including services as authorized by 5 U.S.C. 3109, $6,500,000: Provided, That all appointed members of the Commission will be compensated at a rate not to exceed the daily equivalent of the annual rate of pay for positions at level IV of the Executive Schedule for each day such member is engaged in the actual performance of duties.

UNITED STATES HOLOCAUST MEMORIAL COUNCIL

HOLOCAUST MEMORIAL COUNCIL

For expenses of the Holocaust Memorial Council, as authorized by Public Law 96–388 (36 U.S.C. 1401), as
amended, $34,439,000, of which $1,900,000 for the museum’s repair and rehabilitation program and $1,264,000 for the museum’s exhibitions program shall remain available until expended.

PRESIDIO TRUST

PRESIDIO TRUST FUND

For necessary expenses to carry out title I of the Omnibus Parks and Public Lands Management Act of 1996, $23,400,000 shall be available to the Presidio Trust, to remain available until expended. The Trust is authorized to issue obligations to the Secretary of the Treasury pursuant to section 104(d)(3) of the Act, in an amount not to exceed $10,000,000.

TITLE III—GENERAL PROVISIONS

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

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

Sec. 303. No part of any appropriation contained in
this Act shall be available for any activity or the publica-
tion or distribution of literature that in any way tends to
promote public support or opposition to any legislative pro-
posal on which congressional action is not complete.

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

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

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

Sec. 307. None of the funds in this Act may be used
to plan, prepare, or offer for sale timber from trees classified
as giant sequoia (Sequoiadendron giganteum) which are lo-
cated on National Forest System or Bureau of Land Man-
agement lands in a manner different than such sales were
conducted in fiscal year 2000.

SEC. 308. None of the funds made available by this
Act may be obligated or expended by the National Park
Service to enter into or implement a concession contract
which permits or requires the removal of the underground
lunchroom at the Carlsbad Caverns National Park.

SEC. 309. None of the funds appropriated or otherwise
made available by this Act may be used for the AmeriCorps
program, unless the relevant agencies of the Department of
the Interior and/or Agriculture follow appropriate re-
programming guidelines: Provided, That if no funds are
provided for the AmeriCorps program by the Departments
of Veterans Affairs and Housing and Urban Development,
and Independent Agencies Appropriations Act, 2001, then
none of the funds appropriated or otherwise made available
by this Act may be used for the AmeriCorps programs.

SEC. 310. None of the funds made available in this
Act may be used: (1) to demolish the bridge between Jersey
City, New Jersey, and Ellis Island; or (2) to prevent pedes-
trian use of such bridge, when it is made known to the Fed-
eral official having authority to obligate or expend such
funds that such pedestrian use is consistent with generally
accepted safety standards.
SEC. 311. (a) LIMITATION OF FUNDS.—None of the
funds appropriated or otherwise made available pursuant
to this Act shall be obligated or expended to accept or proc-
ress applications for a patent for any mining or mill site
claim located under the general mining laws.

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

(c) REPORT.—On September 30, 2001, the Secretary
of the Interior shall file with the House and Senate Com-
mittees on Appropriations and the Committee on Resources
of the House of Representatives and the Committee on En-
ergy and Natural Resources of the Senate a report on ac-
tions taken by the department under the plan submitted
pursuant to section 314(c) of the Department of the Interior
and Related Agencies Appropriations Act, 1997 (Public
Law 104–208).
(d) MINERAL EXAMINATIONS.—In order to process patent applications in a timely and responsible manner, upon the request of a patent applicant, the Secretary of the Interior shall allow the applicant to fund a qualified third-party contractor to be selected by the Bureau of Land Management to conduct a mineral examination of the mining claims or mill sites contained in a patent application as set forth in subsection (b). The Bureau of Land Management shall have the sole responsibility to choose and pay the third-party contractor in accordance with the standard procedures employed by the Bureau of Land Management in the retention of third-party contractors.

SEC. 312. Notwithstanding any other provision of law, amounts appropriated to or earmarked in committee reports for the Bureau of Indian Affairs and the Indian Health Service by Public Laws 103–138, 103–332, 104–134, 104–208, 105–83, 105–277, and 106–113 for payments to tribes and tribal organizations for contract support costs associated with self-determination or self-governance contracts, grants, compacts, or annual funding agreements with the Bureau of Indian Affairs or the Indian Health Service as funded by such Acts, are the total amounts available for fiscal years 1994 through 2001 for such purposes, except that, for the Bureau of Indian Affairs, tribes and tribal organizations may use their tribal priority alloca-
tions for unmet indirect costs of ongoing contracts, grants, self-governance compacts or annual funding agreements.

SEC. 313. Notwithstanding any other provision of law, for fiscal year 2001 the Secretaries of Agriculture and the Interior are authorized to limit competition for watershed restoration project contracts as part of the "Jobs in the Woods" component of the President's Forest Plan for the Pacific Northwest or the Jobs in the Woods Program established in Region 10 of the Forest Service to individuals and entities in historically timber-dependent areas in the States of Washington, Oregon, northern California and Alaska that have been affected by reduced timber harvesting on Federal lands.

SEC. 314. None of the funds collected under the Recreational Fee Demonstration program may be used to plan, design, or construct a visitor center or any other permanent structure without prior approval of the House and the Senate Committees on Appropriations if the estimated total cost of the facility exceeds $500,000.

SEC. 315. All interests created under leases, concessions, permits and other agreements associated with the properties administered by the Presidio Trust shall be exempt from all taxes and special assessments of every kind by the State of California and its political subdivisions.
SEC. 316. None of the funds made available in this or any other Act for any fiscal year may be used to designate, or to post any sign designating, any portion of Canaveral National Seashore in Brevard County, Florida, as a clothing-optional area or as an area in which public nudity is permitted, if such designation would be contrary to county ordinance.

SEC. 317. Of the funds provided to the National Endowment for the Arts—

(1) The Chairperson shall only award a grant to an individual if such grant is awarded to such individual for a literature fellowship, National Heritage Fellowship, or American Jazz Masters Fellowship.

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

(3) No grant shall be used for seasonal support to a group, unless the application is specific to the contents of the season, including identified programs and/or projects.
SEC. 318. The National Endowment for the Arts and the National Endowment for the Humanities are authorized to solicit, accept, receive, and invest in the name of the United States, gifts, bequests, or devises of money and other property or services and to use such in furtherance of the functions of the National Endowment for the Arts and the National Endowment for the Humanities. Any proceeds from such gifts, bequests, or devises, after acceptance by the National Endowment for the Arts or the National Endowment for the Humanities, shall be paid by the donor or the representative of the donor to the Chairman. The Chairman shall enter the proceeds in a special interest-bearing account to the credit of the appropriate endowment for the purposes specified in each case.

SEC. 319. (a) In providing services or awarding financial assistance under the National Foundation on the Arts and the Humanities Act of 1965 from funds appropriated under this Act, the Chairperson of the National Endowment for the Arts shall ensure that priority is given to providing services or awarding financial assistance for projects, productions, workshops, or programs that serve underserved populations.

(b) In this section:

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

(2) The term "poverty line" means the poverty line (as defined by the Office of Management and Budget, and revised annually in accordance with section 673(2) of the Community Services Block Grant Act (42 U.S.C. 9902(2))) applicable to a family of the size involved.

(c) In providing services and awarding financial assistance under the National Foundation on the Arts and Humanities Act of 1965 with funds appropriated by this Act, the Chairperson of the National Endowment for the Arts shall ensure that priority is given to providing services or awarding financial assistance for projects, productions, workshops, or programs that will encourage public knowledge, education, understanding, and appreciation of the arts.

(d) With funds appropriated by this Act to carry out section 5 of the National Foundation on the Arts and Humanities Act of 1965—

(1) the Chairperson shall establish a grant category for projects, productions, workshops, or pro-
grams that are of national impact or availability or
are able to tour several States;
(2) the Chairperson shall not make grants ex-
ceeding 15 percent, in the aggregate, of such funds to
any single State, excluding grants made under the
authority of paragraph (1);
(3) the Chairperson shall report to the Congress
annually and by State, on grants awarded by the
Chairperson in each grant category under section 5 of
such Act; and
(4) the Chairperson shall encourage the use of
grants to improve and support community-based
music performance and education.
SEC. 320. No part of any appropriation contained in
this Act shall be expended or obligated to fund new revisions
of national forest land management plans until new final
or interim final rules for forest land management planning
are published in the Federal Register. Those national forests
which are currently in a revision process, having formally
published a Notice of Intent to revise prior to October 1,
1997; those national forests having been court-ordered to re-
vise; those national forests where plans reach the 15 year
legally mandated date to revise before or during calendar
year 2001; national forests within the Interior Columbia
Basin Ecosystem study area; and the White Mountain Na-
tional Forest are exempt from this section and may use funds in this Act and proceed to complete the forest plan revision in accordance with current forest planning regulations.

SEC. 321. No part of any appropriation contained in this Act shall be expended or obligated to complete and issue the 5-year program under the Forest and Rangeland Renewable Resources Planning Act.

SEC. 322. None of the funds in this Act may be used to support Government-wide administrative functions unless such functions are justified in the budget process and funding is approved by the House and Senate Committees on Appropriations.

SEC. 323. Notwithstanding any other provision of law, none of the funds in this Act may be used for GSA Telecommunication Centers or the President’s Council on Sustainable Development.

SEC. 324. None of the funds in this Act may be used for planning, design or construction of improvements to Pennsylvania Avenue in front of the White House without the advance approval of the House and Senate Committees on Appropriations.

SEC. 325. Amounts deposited during fiscal year 2000 in the roads and trails fund provided for in the fourteenth paragraph under the heading “FOREST SERVICE” of the
Act of March 4, 1913 (37 Stat. 843; 16 U.S.C. 501), shall be used by the Secretary of Agriculture, without regard to the State in which the amounts were derived, to repair or reconstruct roads, bridges, and trails on National Forest System lands or to carry out and administer projects to improve forest health conditions, which may include the repair or reconstruction of roads, bridges, and trails on National Forest System lands in the wildland-community interface where there is an abnormally high risk of fire. The projects shall emphasize reducing risks to human safety and public health and property and enhancing ecological functions, long-term forest productivity, and biological integrity. The Secretary shall commence the projects during fiscal year 2001, but the projects may be completed in a subsequent fiscal year. Funds shall not be expended under this section to replace funds which would otherwise appropriately be expended from the timber salvage sale fund. Nothing in this section shall be construed to exempt any project from any environmental law.

SEC. 326. None of the funds provided in this or previous appropriations Acts for the agencies funded by this Act or provided from any accounts in the Treasury of the United States derived by the collection of fees available to the agencies funded by this Act, shall be transferred to or used to fund personnel, training, or other administrative
activities at the Council on Environmental Quality or other offices in the Executive Office of the President for purposes related to the American Heritage Rivers program.

SEC. 327. Other than in emergency situations, none of the funds in this Act may be used to operate telephone answering machines during core business hours unless such answering machines include an option that enables callers to reach promptly an individual on-duty with the agency being contacted.

SEC. 328. No timber sale in Region 10 shall be advertised if the indicated rate is deficit when appraised under the transaction evidence appraisal system using domestic Alaska values for western red cedar: Provided, That sales which are deficit when appraised under the transaction evidence appraisal system using domestic Alaska values for western red cedar may be advertised upon receipt of a written request by a prospective, informed bidder, who has the opportunity to review the Forest Service's cruise and harvest cost estimate for that timber. Program accomplishments shall be based on volume sold. Should Region 10 sell, in fiscal year 2001, the annual average portion of the decadal allowable sale quantity called for in the current Tongass Land Management Plan in sales which are not deficit when appraised under the transaction evidence appraisal system using domestic Alaska values for western red
cedar, all of the western red cedar timber from those sales which is surplus to the needs of domestic processors in Alaska, shall be made available to domestic processors in the contiguous 48 United States at prevailing domestic prices. Should Region 10 sell, in fiscal year 2001, less than the annual average portion of the decadal allowable sale quantity called for in the current Tongass Land Management Plan in sales which are not deficit when appraised under the transaction evidence appraisal system using domestic Alaska values for western red cedar, the volume of western red cedar timber available to domestic processors at prevailing domestic prices in the contiguous 48 United States shall be that volume: (i) which is surplus to the needs of domestic processors in Alaska; and (ii) is that percent of the surplus western red cedar volume determined by calculating the ratio of the total timber volume which has been sold on the Tongass to the annual average portion of the decadal allowable sale quantity called for in the current Tongass Land Management Plan. The percentage shall be calculated by Region 10 on a rolling basis as each sale is sold (for purposes of this amendment, a “rolling basis” shall mean that the determination of how much western red cedar is eligible for sale to various markets shall be made at the time each sale is awarded). Western red cedar shall be deemed “surplus to the needs of domestic processors in Alas-
"ka" when the timber sale holder has presented to the Forest Service documentation of the inability to sell western red cedar logs from a given sale to domestic Alaska processors at price equal to or greater than the log selling value stated in the contract. All additional western red cedar volume not sold to Alaska or contiguous 48 United States domestic processors may be exported to foreign markets at the election of the timber sale holder. All Alaska yellow cedar may be sold at prevailing export prices at the election of the timber sale holder.

SEC. 329. None of the funds appropriated by this Act shall be used to propose or issue rules, regulations, decrees, or orders for the purpose of implementation, or in preparation for implementation, of the Kyoto Protocol which was adopted on December 11, 1997, in Kyoto, Japan at the Third Conference of the Parties to the United Nations Framework Convention on Climate Change, which has not been submitted to the Senate for advice and consent to ratification pursuant to article II, section 2, clause 2, of the United States Constitution, and which has not entered into force pursuant to article 25 of the Protocol.

SEC. 330. The Forest Service, in consultation with the Department of Labor, shall review Forest Service campground concessions policy to determine if modifications can be made to Forest Service contracts for campgrounds so that
such concessions fall within the regulatory exemption of 29 CFR 4.122(b). The Forest Service shall offer in fiscal year 2001 such concession prospectuses under the regulatory exemption, except that, any prospectus that does not meet the requirements of the regulatory exemption shall be offered as a service contract in accordance with the requirements of 41 U.S.C. 351–358.

Sec. 331. A project undertaken by the Forest Service under the Recreation Fee Demonstration Program as authorized by section 315 of the Department of the Interior and Related Agencies Appropriations Act for Fiscal Year 1996, as amended, shall not result in—

(1) displacement of the holder of an authorization to provide commercial recreation services on Federal lands. Prior to initiating any project, the Secretary shall consult with potentially affected holders to determine what impacts the project may have on the holders. Any modifications to the authorization shall be made within the terms and conditions of the authorization and authorities of the impacted agency.

(2) the return of a commercial recreation service to the Secretary for operation when such services have been provided in the past by a private sector provider, except when—
(A) the private sector provider fails to bid on such opportunities;
(B) the private sector provider terminates its relationship with the agency; or
(C) the agency revokes the permit for non-compliance with the terms and conditions of the authorization.

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

SEC. 332. Section 801 of the National Energy Conservation Policy Act (42 U.S.C. 8287(a)(2)(D)(iii)) is amended by striking "$750,000" and inserting "$10,000,000".

SEC. 333. From the funds appropriated in Title V of Public Law 105–83 for the purposes of section 502(e) of that Act, the following amounts are hereby rescinded: $1,000,000 for snow removal and pavement preservation and $4,000,000 for pavement rehabilitation.


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SEC. 335. None of the funds in this Act may be used by the Secretary of the Interior to issue a prospecting permit for hardrock mineral exploration on Mark Twain National Forest land in the Current River/Jack's Fork River—Eleven Point Watershed (not including Mark Twain National Forest land in Townships 31N and 32N, Range 2 and Range 3 West, on which mining activities are taking place as of the date of the enactment of this Act):

Provided, That none of the funds in this Act may be used by the Secretary of the Interior to segregate or withdraw land in the Mark Twain National Forest, Missouri under section 204 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1714).

SEC. 336. The authority to enter into stewardship and end result contracts provided to the Forest Service in accordance with Section 347 of Title III of Section 101(e) of Division A of Public Law 105–825 is hereby expanded to authorize the Forest Service to enter into an additional 28 contracts subject to the same terms and conditions as provided in that section: Provided, That of the additional contracts authorized by this section at least 9 shall be allocated to Region 1 and at least 3 to Region 6.

SEC. 337. Any regulations or policies promulgated or adopted by the Departments of Agriculture or the Interior regarding recovery of costs for processing authorizations to
occupy and use Federal lands under their control shall ad-
here to and incorporate the following principle arising from
Office of Management and Budget Circular, A–25; no
charge should be made for a service when the identification
of the specific beneficiary is obscure, and the service can
be considered primarily as benefiting broadly the general
public.

SEC. 338. LOCAL EXEMPTIONS FROM FOREST SERV-
ICE DEMONSTRATION PROGRAM FEES. Section 6906 of Title
31, United States Code, is amended—

(1) by inserting "(a) IN GENERAL.—" before
"Necessary"; and

(2) by adding at the end the following:

"(b) LOCAL EXEMPTIONS FROM DEMONSTRATION
PROGRAM FEES.—

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

"(2) ADMINISTRATION.—The Secretary of Agri-
culture shall establish a method of identifying persons
who are exempt from paying user fees under paragraph (1). This method may include valid form of identification including a drivers license.”.

SEC. 339. None of the funds made available in this or any other Act may be used by the Bureau of Land Management or the U.S. Forest Service to assess, appraise, determine, proceed to determine, or collect rents for right-of-way uses for federal lands except as such rents have been or may be determined in accordance with the linear fee schedule published on July 8, 1997 ([43 CFR 2803.11(c)(1)(i)]).

SEC. 340. Notwithstanding any other provision of law, for fiscal year 2001, the Secretary of Agriculture is authorized to limit competition for fire and fuel treatment and watershed restoration contracts in the Giant Sequoia National Monument and the Sequoia National Forest. Preference for employment shall be given to dislocated and displaced workers in Tulare, Kern and Fresno Counties, California, for work associated with the establishment of the Sequoia National Monument.

SEC. 341. The Chief of the Forest Service, in consultation with the Administrator of the Small Business Administration, shall prepare a regulatory flexibility analysis, in accordance with chapter 6 of part I of title 5, United States Code, of the impact of the White River National Forest Plan
on communities that are within the boundaries of the White
River National Forest.

SEC. 342. None of the funds appropriated or otherwise
made available by this Act may be used to finalize or imple-
ment the published roadless area conservation rule of the
30276, 30288), or any similar rule, in any inventoried
roadless area in the White Mountain National Forest.

SEC. 343. From funds previously appropriated in
Public Law 105–277, under the heading “Department of
Energy, Fossil Energy Research and Development”, the
Secretary of Energy shall make available within 30 days
after enactment of this Act $750,000 for the purpose of exe-
cuting proposal #FT40770.

SEC. 344. (a) In addition to any amounts otherwise
made available under this Act to carry out the Tribally
Controlled College or University Assistance Act of 1978,
$1,891,000 is appropriated to carry out such Act for fiscal

(b) Notwithstanding any other provision of this Act,
the amount of funds provided to a Federal agency that re-
ceives appropriations under this Act in an amount greater
than $20,000,000 shall be reduced, on a pro rata basis, by
an amount equal to the percentage necessary to achieve an
aggregate reduction of $1,891,000 in funds provided to all
such agencies under this Act. Each head of a Federal agency that is subject to a reduction under this subsection shall ensure that the reduction in funding to the agency resulting from this subsection is offset by a reduction in travel expenditures of the agency.

(c) Within 30 days of enactment of this Act, the Director of the Office of Management and Budget shall submit to the Committees on Appropriations of the House and Senate a listing of the amounts by account of the reductions made pursuant to the provisions of subsection (b) of this section.

This Act may be cited as the "Department of the Interior and Related Agencies Appropriations Act, 2001".
AN ACT

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