

1 **DIVISION G—DEPARTMENT OF THE IN-**
2 **TERIOR, ENVIRONMENT, AND RE-**
3 **LATED AGENCIES APPROPRIATIONS**
4 **ACT, 2017**

5 TITLE I

6 DEPARTMENT OF THE INTERIOR

7 BUREAU OF LAND MANAGEMENT

8 MANAGEMENT OF LANDS AND RESOURCES

9 For necessary expenses for protection, use, improve-
10 ment, development, disposal, cadastral surveying, classi-
11 fication, acquisition of easements and other interests in
12 lands, and performance of other functions, including main-
13 tenance of facilities, as authorized by law, in the manage-
14 ment of lands and their resources under the jurisdiction
15 of the Bureau of Land Management, including the general
16 administration of the Bureau, and assessment of mineral
17 potential of public lands pursuant to section 1010(a) of
18 Public Law 96–487 (16 U.S.C. 3150(a)), \$1,095,375,000,
19 to remain available until expended, including all such
20 amounts as are collected from permit processing fees, as
21 authorized but made subject to future appropriation by
22 section 35(d)(3)(A)(i) of the Mineral Leasing Act (30
23 U.S.C. 191), except that amounts from permit processing
24 fees may be used for any bureau-related expenses associ-
25 ated with the processing of oil and gas applications for

1 permits to drill and related use of authorizations; of which
2 \$3,000,000 shall be available in fiscal year 2017 subject
3 to a match by at least an equal amount by the National
4 Fish and Wildlife Foundation for cost-shared projects sup-
5 porting conservation of Bureau lands; and such funds
6 shall be advanced to the Foundation as a lump-sum grant
7 without regard to when expenses are incurred.

8 In addition, \$39,696,000 is for Mining Law Adminis-
9 tration program operations, including the cost of admin-
10 istering the mining claim fee program, to remain available
11 until expended, to be reduced by amounts collected by the
12 Bureau and credited to this appropriation from mining
13 claim maintenance fees and location fees that are hereby
14 authorized for fiscal year 2017, so as to result in a final
15 appropriation estimated at not more than \$1,095,375,000,
16 and \$2,000,000, to remain available until expended, from
17 communication site rental fees established by the Bureau
18 for the cost of administering communication site activities.

19 LAND ACQUISITION

20 For expenses necessary to carry out sections 205,
21 206, and 318(d) of Public Law 94–579, including admin-
22 istrative expenses and acquisition of lands or waters, or
23 interests therein, \$31,416,000, to be derived from the
24 Land and Water Conservation Fund and to remain avail-
25 able until expended.

1 OREGON AND CALIFORNIA GRANT LANDS

2 For expenses necessary for management, protection,
3 and development of resources and for construction, oper-
4 ation, and maintenance of access roads, reforestation, and
5 other improvements on the revested Oregon and California
6 Railroad grant lands, on other Federal lands in the Or-
7 egon and California land-grant counties of Oregon, and
8 on adjacent rights-of-way; and acquisition of lands or in-
9 terests therein, including existing connecting roads on or
10 adjacent to such grant lands; \$106,985,000, to remain
11 available until expended: *Provided*, That 25 percent of the
12 aggregate of all receipts during the current fiscal year
13 from the revested Oregon and California Railroad grant
14 lands is hereby made a charge against the Oregon and
15 California land-grant fund and shall be transferred to the
16 General Fund in the Treasury in accordance with the sec-
17 ond paragraph of subsection (b) of title II of the Act of
18 August 28, 1937 (43 U.S.C. 1181f).

19 RANGE IMPROVEMENTS

20 For rehabilitation, protection, and acquisition of
21 lands and interests therein, and improvement of Federal
22 rangelands pursuant to section 401 of the Federal Land
23 Policy and Management Act of 1976 (43 U.S.C. 1751),
24 notwithstanding any other Act, sums equal to 50 percent
25 of all moneys received during the prior fiscal year under

1 sections 3 and 15 of the Taylor Grazing Act (43 U.S.C.
2 315b, 315m) and the amount designated for range im-
3 provements from grazing fees and mineral leasing receipts
4 from Bankhead-Jones lands transferred to the Depart-
5 ment of the Interior pursuant to law, but not less than
6 \$10,000,000, to remain available until expended: *Pro-*
7 *vided*, That not to exceed \$600,000 shall be available for
8 administrative expenses.

9 SERVICE CHARGES, DEPOSITS, AND FORFEITURES

10 For administrative expenses and other costs related
11 to processing application documents and other authoriza-
12 tions for use and disposal of public lands and resources,
13 for costs of providing copies of official public land docu-
14 ments, for monitoring construction, operation, and termi-
15 nation of facilities in conjunction with use authorizations,
16 and for rehabilitation of damaged property, such amounts
17 as may be collected under Public Law 94–579 (43 U.S.C.
18 1701 et seq.), and under section 28 of the Mineral Leasing
19 Act (30 U.S.C. 185), to remain available until expended:
20 *Provided*, That notwithstanding any provision to the con-
21 trary of section 305(a) of Public Law 94–579 (43 U.S.C.
22 1735(a)), any moneys that have been or will be received
23 pursuant to that section, whether as a result of forfeiture,
24 compromise, or settlement, if not appropriate for refund
25 pursuant to section 305(c) of that Act (43 U.S.C.

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

13 MISCELLANEOUS TRUST FUNDS

14 In addition to amounts authorized to be expended
15 under existing laws, there is hereby appropriated such
16 amounts as may be contributed under section 307 of Pub-
17 lic Law 94-579 (43 U.S.C. 1737), and such amounts as
18 may be advanced for administrative costs, surveys, ap-
19 praisals, and costs of making conveyances of omitted lands
20 under section 211(b) of that Act (43 U.S.C. 1721(b)), to
21 remain available until expended.

22 ADMINISTRATIVE PROVISIONS

23 The Bureau of Land Management may carry out the
24 operations funded under this Act by direct expenditure,
25 contracts, grants, cooperative agreements and reimburs-

1 able agreements with public and private entities, including
2 with States. Appropriations for the Bureau shall be avail-
3 able for purchase, erection, and dismantlement of tem-
4 porary structures, and alteration and maintenance of nec-
5 essary buildings and appurtenant facilities to which the
6 United States has title; up to \$100,000 for payments, at
7 the discretion of the Secretary, for information or evidence
8 concerning violations of laws administered by the Bureau;
9 miscellaneous and emergency expenses of enforcement ac-
10 tivities authorized or approved by the Secretary and to be
11 accounted for solely on the Secretary's certificate, not to
12 exceed \$10,000: *Provided*, That notwithstanding Public
13 Law 90-620 (44 U.S.C. 501), the Bureau may, under co-
14 operative cost-sharing and partnership arrangements au-
15 thorized by law, procure printing services from cooperators
16 in connection with jointly produced publications for which
17 the cooperators share the cost of printing either in cash
18 or in services, and the Bureau determines the cooperator
19 is capable of meeting accepted quality standards: *Provided*
20 *further*, That projects to be funded pursuant to a written
21 commitment by a State government to provide an identi-
22 fied amount of money in support of the project may be
23 carried out by the Bureau on a reimbursable basis. Appro-
24 priations herein made shall not be available for the de-
25 struction of healthy, unadopted, wild horses and burros

1 in the care of the Bureau or its contractors or for the
2 sale of wild horses and burros that results in their destruc-
3 tion for processing into commercial products: *Provided*
4 *further*, That section 35 of the Mineral Leasing Act (30
5 U.S.C. 191) shall be applied for fiscal year 2017 as if the
6 following were inserted after the period in subsection
7 (d)(4):

8 “(5) There is appropriated to the Fee Account
9 established in subsection (c)(3)(B)(ii) of this section,
10 out of any money in the Treasury not otherwise ap-
11 propriated, \$26,000,000 for fiscal year 2017, to re-
12 main available until expended, for the processing of
13 applications for permit to drill and related use au-
14 thorizations, to be reduced by amounts collected by
15 the Bureau and transferred to such Fee Account
16 pursuant to subsection (d)(3)(A)(ii) of this section,
17 so as to result in a final fiscal year 2017 appropria-
18 tion from the general fund estimated at not more
19 than \$0. Any offsetting receipts received in excess of
20 \$26,000,000 in fiscal year 2017 that would have
21 otherwise been transferred to the Fee Account estab-
22 lished in subsection (c)(3)(B)(ii) of this section pur-
23 suant to subsection (d)(3)(A)(ii) of this section shall
24 instead be deposited in the general fund of the
25 Treasury.”.

1 UNITED STATES FISH AND WILDLIFE SERVICE
2 RESOURCE MANAGEMENT

3 For necessary expenses of the United States Fish and
4 Wildlife Service, as authorized by law, and for scientific
5 and economic studies, general administration, and for the
6 performance of other authorized functions related to such
7 resources, \$1,258,761,000, to remain available until Sep-
8 tember 30, 2018: *Provided*, That not to exceed
9 \$20,515,000 shall be used for implementing subsections
10 (a), (b), (c), and (e) of section 4 of the Endangered Spe-
11 cies Act of 1973 (16 U.S.C. 1533) (except for processing
12 petitions, developing and issuing proposed and final regu-
13 lations, and taking any other steps to implement actions
14 described in subsection (c)(2)(A), (c)(2)(B)(i), or
15 (c)(2)(B)(ii)), of which not to exceed \$4,605,000 shall be
16 used for any activity regarding the designation of critical
17 habitat, pursuant to subsection (a)(3), excluding litigation
18 support, for species listed pursuant to subsection (a)(1)
19 prior to October 1, 2015; of which not to exceed
20 \$1,501,000 shall be used for any activity regarding peti-
21 tions to list species that are indigenous to the United
22 States pursuant to subsections (b)(3)(A) and (b)(3)(B);
23 and, of which not to exceed \$1,504,000 shall be used for
24 implementing subsections (a), (b), (c), and (e) of section
25 4 of the Endangered Species Act of 1973 (16 U.S.C.

1 1533) for species that are not indigenous to the United
2 States.

3 CONSTRUCTION

4 For construction, improvement, acquisition, or re-
5 moval of buildings and other facilities required in the con-
6 servation, management, investigation, protection, and uti-
7 lization of fish and wildlife resources, and the acquisition
8 of lands and interests therein; \$18,615,000, to remain
9 available until expended.

10 LAND ACQUISITION

11 For expenses necessary to carry out chapter 2003 of
12 title 54, United States Code, including administrative ex-
13 penses, and for acquisition of land or waters, or interest
14 therein, in accordance with statutory authority applicable
15 to the United States Fish and Wildlife Service,
16 \$59,995,000, to be derived from the Land and Water Con-
17 servation Fund and to remain available until expended,
18 of which, notwithstanding section 200306 of title 54,
19 United States Code, not more than \$10,000,000 shall be
20 for land conservation partnerships authorized by the
21 Highlands Conservation Act of 2004, including not to ex-
22 ceed \$320,000 for administrative expenses: *Provided*, That
23 none of the funds appropriated for specific land acquisi-
24 tion projects may be used to pay for any administrative
25 overhead, planning or other management costs.

1 COOPERATIVE ENDANGERED SPECIES CONSERVATION

2 FUND

3 For expenses necessary to carry out section 6 of the
4 Endangered Species Act of 1973 (16 U.S.C. 1535),
5 \$53,495,000, to remain available until expended, of which
6 \$22,695,000 is to be derived from the Cooperative Endan-
7 gered Species Conservation Fund; and of which
8 \$30,800,000 is to be derived from the Land and Water
9 Conservation Fund.

10 NATIONAL WILDLIFE REFUGE FUND

11 For expenses necessary to implement the Act of Octo-
12 ber 17, 1978 (16 U.S.C. 715s), \$13,228,000.

13 NORTH AMERICAN WETLANDS CONSERVATION FUND

14 For expenses necessary to carry out the provisions
15 of the North American Wetlands Conservation Act (16
16 U.S.C. 4401 et seq.), \$38,145,000, to remain available
17 until expended.

18 NEOTROPICAL MIGRATORY BIRD CONSERVATION

19 For expenses necessary to carry out the Neotropical
20 Migratory Bird Conservation Act (16 U.S.C. 6101 et
21 seq.), \$3,910,000, to remain available until expended.

22 MULTINATIONAL SPECIES CONSERVATION FUND

23 For expenses necessary to carry out the African Ele-
24 phant Conservation Act (16 U.S.C. 4201 et seq.), the
25 Asian Elephant Conservation Act of 1997 (16 U.S.C.

1 4261 et seq.), the Rhinoceros and Tiger Conservation Act
2 of 1994 (16 U.S.C. 5301 et seq.), the Great Ape Con-
3 servation Act of 2000 (16 U.S.C. 6301 et seq.), and the
4 Marine Turtle Conservation Act of 2004 (16 U.S.C. 6601
5 et seq.), \$11,061,000, to remain available until expended.

6 STATE AND TRIBAL WILDLIFE GRANTS

7 For wildlife conservation grants to States and to the
8 District of Columbia, Puerto Rico, Guam, the United
9 States Virgin Islands, the Northern Mariana Islands,
10 American Samoa, and Indian tribes under the provisions
11 of the Fish and Wildlife Act of 1956 and the Fish and
12 Wildlife Coordination Act, for the development and imple-
13 mentation of programs for the benefit of wildlife and their
14 habitat, including species that are not hunted or fished,
15 \$62,571,000, to remain available until expended: *Pro-*
16 *vided*, That of the amount provided herein, \$4,209,000 is
17 for a competitive grant program for Indian tribes not sub-
18 ject to the remaining provisions of this appropriation: *Pro-*
19 *vided further*, That \$6,362,000 is for a competitive grant
20 program to implement approved plans for States, terri-
21 tories, and other jurisdictions and at the discretion of af-
22 fected States, the regional Associations of fish and wildlife
23 agencies, not subject to the remaining provisions of this
24 appropriation: *Provided further*, That the Secretary shall,
25 after deducting \$10,571,000 and administrative expenses,

1 apportion the amount provided herein in the following
2 manner: (1) to the District of Columbia and to the Com-
3 monwealth of Puerto Rico, each a sum equal to not more
4 than one-half of 1 percent thereof; and (2) to Guam,
5 American Samoa, the United States Virgin Islands, and
6 the Commonwealth of the Northern Mariana Islands, each
7 a sum equal to not more than one-fourth of 1 percent
8 thereof: *Provided further*, That the Secretary shall appor-
9 tion the remaining amount in the following manner: (1)
10 one-third of which is based on the ratio to which the land
11 area of such State bears to the total land area of all such
12 States; and (2) two-thirds of which is based on the ratio
13 to which the population of such State bears to the total
14 population of all such States: *Provided further*, That the
15 amounts apportioned under this paragraph shall be ad-
16 justed equitably so that no State shall be apportioned a
17 sum which is less than 1 percent of the amount available
18 for apportionment under this paragraph for any fiscal year
19 or more than 5 percent of such amount: *Provided further*,
20 That the Federal share of planning grants shall not exceed
21 75 percent of the total costs of such projects and the Fed-
22 eral share of implementation grants shall not exceed 65
23 percent of the total costs of such projects: *Provided fur-*
24 *ther*, That the non-Federal share of such projects may not
25 be derived from Federal grant programs: *Provided further*,

1 That any amount apportioned in 2017 to any State, terri-
2 tory, or other jurisdiction that remains unobligated as of
3 September 30, 2018, shall be reapportioned, together with
4 funds appropriated in 2019, in the manner provided here-
5 in.

6 ADMINISTRATIVE PROVISIONS

7 The United States Fish and Wildlife Service may
8 carry out the operations of Service programs by direct ex-
9 penditure, contracts, grants, cooperative agreements and
10 reimbursable agreements with public and private entities.
11 Appropriations and funds available to the United States
12 Fish and Wildlife Service shall be available for repair of
13 damage to public roads within and adjacent to reservation
14 areas caused by operations of the Service; options for the
15 purchase of land at not to exceed \$1 for each option; facili-
16 ties incident to such public recreational uses on conserva-
17 tion areas as are consistent with their primary purpose;
18 and the maintenance and improvement of aquaria, build-
19 ings, and other facilities under the jurisdiction of the Serv-
20 ice and to which the United States has title, and which
21 are used pursuant to law in connection with management,
22 and investigation of fish and wildlife resources: *Provided*,
23 That notwithstanding 44 U.S.C. 501, the Service may,
24 under cooperative cost sharing and partnership arrange-
25 ments authorized by law, procure printing services from

1 cooperators in connection with jointly produced publica-
2 tions for which the cooperators share at least one-half the
3 cost of printing either in cash or services and the Service
4 determines the cooperator is capable of meeting accepted
5 quality standards: *Provided further*, That the Service may
6 accept donated aircraft as replacements for existing air-
7 craft: *Provided further*, That notwithstanding 31 U.S.C.
8 3302, all fees collected for non-toxic shot review and ap-
9 proval shall be deposited under the heading “United
10 States Fish and Wildlife Service—Resource Management”
11 and shall be available to the Secretary, without further
12 appropriation, to be used for expenses of processing of
13 such non-toxic shot type or coating applications and revis-
14 ing regulations as necessary, and shall remain available
15 until expended.

16 NATIONAL PARK SERVICE

17 OPERATION OF THE NATIONAL PARK SYSTEM

18 For expenses necessary for the management, oper-
19 ation, and maintenance of areas and facilities adminis-
20 tered by the National Park Service and for the general
21 administration of the National Park Service,
22 \$2,425,018,000, of which \$10,032,000 for planning and
23 interagency coordination in support of Everglades restora-
24 tion and \$124,461,000 for maintenance, repair, or reha-
25 bilitation projects for constructed assets shall remain

1 available until September 30, 2018: *Provided*, That funds
2 appropriated under this heading in this Act are available
3 for the purposes of section 5 of Public Law 95–348.

4 NATIONAL RECREATION AND PRESERVATION

5 For expenses necessary to carry out recreation pro-
6 grams, natural programs, cultural programs, heritage
7 partnership programs, environmental compliance and re-
8 view, international park affairs, and grant administration,
9 not otherwise provided for, \$62,638,000.

10 HISTORIC PRESERVATION FUND

11 For expenses necessary in carrying out the National
12 Historic Preservation Act (division A of subtitle III of title
13 54, United States Code), \$80,910,000, to be derived from
14 the Historic Preservation Fund and to remain available
15 until September 30, 2018, of which \$5,000,000 shall be
16 for Save America’s Treasures grants for preservation of
17 national significant sites, structures, and artifacts as au-
18 thorized by section 7303 of the Omnibus Public Land
19 Management Act of 2009 (54 U.S.C. 3089): *Provided*,
20 That an individual Save America’s Treasures grant shall
21 be matched by non-Federal funds: *Provided further*, That
22 individual projects shall only be eligible for one grant: *Pro-*
23 *vided further*, That all projects to be funded shall be ap-
24 proved by the Secretary of the Interior in consultation
25 with the House and Senate Committees on Appropria-

1 tions: *Provided further*, That of the funds provided for the
2 Historic Preservation Fund, \$500,000 is for competitive
3 grants for the survey and nomination of properties to the
4 National Register of Historic Places and as National His-
5 toric Landmarks associated with communities currently
6 underrepresented, as determined by the Secretary,
7 \$13,000,000 is for competitive grants to preserve the sites
8 and stories of the Civil Rights movement, and \$4,000,000
9 is for grants to Historically Black Colleges and Univer-
10 sities: *Provided further*, That such competitive grants shall
11 be made without imposing the matching requirements in
12 section 302902(b)(3) of title 54, United States Code to
13 States and Indian tribes as defined in chapter 3003 of
14 such title, Native Hawaiian organizations, local govern-
15 ments, including Certified Local Governments, and non-
16 profit organizations.

17 CONSTRUCTION

18 For construction, improvements, repair, or replace-
19 ment of physical facilities, and compliance and planning
20 for programs and areas administered by the National
21 Park Service, \$209,353,000, to remain available until ex-
22 pended: *Provided*, That, notwithstanding any other provi-
23 sion of law, for any project initially funded in fiscal year
24 2017 with a future phase indicated in the National Park
25 Service 5-Year Line Item Construction Plan, a single pro-

1 curement may be issued which includes the full scope of
2 the project: *Provided further*, That the solicitation and
3 contract shall contain the clause availability of funds
4 found at 48 CFR 52.232-18: *Provided further*, That Na-
5 tional Park Service Donations, Park Concessions Fran-
6 chise Fees, and Recreation Fees may be made available
7 for the cost of adjustments and changes within the origi-
8 nal scope of effort for projects funded by the National
9 Park Service Construction appropriation: *Provided further*,
10 That the Secretary of the Interior shall consult with the
11 Committees on Appropriations, in accordance with current
12 reprogramming thresholds, prior to making any charges
13 authorized by this section.

14 LAND AND WATER CONSERVATION FUND

15 (RESCISSION)

16 The contract authority provided for fiscal year 2017
17 by section 200308 of title 54, United States Code, is re-
18 scinded.

19 LAND ACQUISITION AND STATE ASSISTANCE

20 For expenses necessary to carry out chapter 2003 of
21 title 54, United States Code, including administrative ex-
22 penses, and for acquisition of lands or waters, or interest
23 therein, in accordance with the statutory authority appli-
24 cable to the National Park Service, \$162,029,000, to be
25 derived from the Land and Water Conservation Fund and

1 to remain available until expended, of which \$110,006,000
2 is for the State assistance program and of which
3 \$10,000,000 shall be for the American Battlefield Protec-
4 tion Program grants as authorized by chapter 3081 of title
5 54, United States Code.

6 CENTENNIAL CHALLENGE

7 For expenses necessary to carry out the provisions
8 of section 101701 of title 54, United States Code, relating
9 to challenge cost share agreements, \$20,000,000, to re-
10 main available until expended, for Centennial Challenge
11 projects and programs: *Provided*, That not less than 50
12 percent of the total cost of each project or program shall
13 be derived from non-Federal sources in the form of do-
14 nated cash, assets, or a pledge of donation guaranteed by
15 an irrevocable letter of credit.

16 ADMINISTRATIVE PROVISIONS

17 (INCLUDING TRANSFER OF FUNDS)

18 In addition to other uses set forth in section
19 101917(c)(2) of title 54, United States Code, franchise
20 fees credited to a sub-account shall be available for ex-
21 penditure by the Secretary, without further appropriation,
22 for use at any unit within the National Park System to
23 extinguish or reduce liability for Possessory Interest or
24 leasehold surrender interest. Such funds may only be used
25 for this purpose to the extent that the benefitting unit an-

1 ticipated franchise fee receipts over the term of the con-
2 tract at that unit exceed the amount of funds used to ex-
3 tinguish or reduce liability. Franchise fees at the benefit-
4 ting unit shall be credited to the sub-account of the origi-
5 nating unit over a period not to exceed the term of a single
6 contract at the benefitting unit, in the amount of funds
7 so expended to extinguish or reduce liability.

8 For the costs of administration of the Land and
9 Water Conservation Fund grants authorized by section
10 105(a)(2)(B) of the Gulf of Mexico Energy Security Act
11 of 2006 (Public Law 109–432), the National Park Service
12 may retain up to 3 percent of the amounts which are au-
13 thorized to be disbursed under such section, such retained
14 amounts to remain available until expended.

15 National Park Service funds may be transferred to
16 the Federal Highway Administration (FHWA), Depart-
17 ment of Transportation, for purposes authorized under 23
18 U.S.C. 204. Transfers may include a reasonable amount
19 for FHWA administrative support costs.

20 UNITED STATES GEOLOGICAL SURVEY

21 SURVEYS, INVESTIGATIONS, AND RESEARCH

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

1 its territories and possessions, and other areas as author-
2 ized by 43 U.S.C. 31, 1332, and 1340; classify lands as
3 to their mineral and water resources; give engineering su-
4 pervision to power permittees and Federal Energy Regu-
5 latory Commission licensees; administer the minerals ex-
6 ploration program (30 U.S.C. 641); conduct inquiries into
7 the economic conditions affecting mining and materials
8 processing industries (30 U.S.C. 3, 21a, and 1603; 50
9 U.S.C. 98g(1)) and related purposes as authorized by law;
10 and to publish and disseminate data relative to the fore-
11 going activities; \$1,085,167,000, to remain available until
12 September 30, 2018; of which \$71,237,189 shall remain
13 available until expended for satellite operations; and of
14 which \$7,280,000 shall be available until expended for de-
15 ferred maintenance and capital improvement projects that
16 exceed \$100,000 in cost: *Provided*, That none of the funds
17 provided for the ecosystem research activity shall be used
18 to conduct new surveys on private property, unless specifi-
19 cally authorized in writing by the property owner: *Pro-*
20 *vided further*, That no part of this appropriation shall be
21 used to pay more than one-half the cost of topographic
22 mapping or water resources data collection and investiga-
23 tions carried on in cooperation with States and municipali-
24 ties.

1 ADMINISTRATIVE PROVISIONS

2 From within the amount appropriated for activities
3 of the United States Geological Survey such sums as are
4 necessary shall be available for contracting for the fur-
5 nishing of topographic maps and for the making of geo-
6 physical or other specialized surveys when it is administra-
7 tively determined that such procedures are in the public
8 interest; construction and maintenance of necessary build-
9 ings and appurtenant facilities; acquisition of lands for
10 gauging stations and observation wells; expenses of the
11 United States National Committee for Geological
12 Sciences; and payment of compensation and expenses of
13 persons employed by the Survey duly appointed to rep-
14 resent the United States in the negotiation and adminis-
15 tration of interstate compacts: *Provided*, That activities
16 funded by appropriations herein made may be accom-
17 plished through the use of contracts, grants, or coopera-
18 tive agreements as defined in section 6302 of title 31,
19 United States Code: *Provided further*, That the United
20 States Geological Survey may enter into contracts or coop-
21 erative agreements directly with individuals or indirectly
22 with institutions or nonprofit organizations, without re-
23 gard to 41 U.S.C. 6101, for the temporary or intermittent
24 services of students or recent graduates, who shall be con-
25 sidered employees for the purpose of chapters 57 and 81

1 of title 5, United States Code, relating to compensation
2 for travel and work injuries, and chapter 171 of title 28,
3 United States Code, relating to tort claims, but shall not
4 be considered to be Federal employees for any other pur-
5 poses.

6 BUREAU OF OCEAN ENERGY MANAGEMENT

7 OCEAN ENERGY MANAGEMENT

8 For expenses necessary for granting leases, ease-
9 ments, rights-of-way and agreements for use for oil and
10 gas, other minerals, energy, and marine-related purposes
11 on the Outer Continental Shelf and approving operations
12 related thereto, as authorized by law; for environmental
13 studies, as authorized by law; for implementing other laws
14 and to the extent provided by Presidential or Secretarial
15 delegation; and for matching grants or cooperative agree-
16 ments, \$169,560,000, of which \$74,616,000, is to remain
17 available until September 30, 2018 and of which
18 \$94,944,000 is to remain available until expended: *Pro-*
19 *vided*, That this total appropriation shall be reduced by
20 amounts collected by the Secretary and credited to this
21 appropriation from additions to receipts resulting from in-
22 creases to lease rental rates in effect on August 5, 1993,
23 and from cost recovery fees from activities conducted by
24 the Bureau of Ocean Energy Management pursuant to the
25 Outer Continental Shelf Lands Act, including studies, as-

1 sessments, analysis, and miscellaneous administrative ac-
2 tivities: *Provided further*, That the sum herein appro-
3 priated shall be reduced as such collections are received
4 during the fiscal year, so as to result in a final fiscal year
5 2017 appropriation estimated at not more than
6 \$74,616,000: *Provided further*, That not to exceed \$3,000
7 shall be available for reasonable expenses related to pro-
8 moting volunteer beach and marine cleanup activities.

9 BUREAU OF SAFETY AND ENVIRONMENTAL
10 ENFORCEMENT
11 OFFSHORE SAFETY AND ENVIRONMENTAL ENFORCEMENT
12 (INCLUDING RESCISSION OF FUNDS)

13 For expenses necessary for the regulation of oper-
14 ations related to leases, easements, rights-of-way and
15 agreements for use for oil and gas, other minerals, energy,
16 and marine-related purposes on the Outer Continental
17 Shelf, as authorized by law; for enforcing and imple-
18 menting laws and regulations as authorized by law and
19 to the extent provided by Presidential or Secretarial dele-
20 gation; and for matching grants or cooperative agree-
21 ments, \$136,772,000, of which \$93,242,000 is to remain
22 available until September 30, 2018 and of which
23 \$43,530,000 is to remain available until expended: *Pro-*
24 *vided*, That this total appropriation shall be reduced by
25 amounts collected by the Secretary and credited to this

1 appropriation from additions to receipts resulting from in-
2 creases to lease rental rates in effect on August 5, 1993,
3 and from cost recovery fees from activities conducted by
4 the Bureau of Safety and Environmental Enforcement
5 pursuant to the Outer Continental Shelf Lands Act, in-
6 cluding studies, assessments, analysis, and miscellaneous
7 administrative activities: *Provided further*, That the sum
8 herein appropriated shall be reduced as such collections
9 are received during the fiscal year, so as to result in a
10 final fiscal year 2017 appropriation estimated at not more
11 than \$93,242,000.

12 For an additional amount, \$53,000,000, to remain
13 available until expended, to be reduced by amounts col-
14 lected by the Secretary and credited to this appropriation,
15 which shall be derived from non-refundable inspection fees
16 collected in fiscal year 2017, as provided in this Act: *Pro-*
17 *vided*, That to the extent that amounts realized from such
18 inspection fees exceed \$53,000,000, the amounts realized
19 in excess of \$53,000,000 shall be credited to this appro-
20 priation and remain available until expended: *Provided*
21 *further*, That for fiscal year 2017, not less than 50 percent
22 of the inspection fees expended by the Bureau of Safety
23 and Environmental Enforcement will be used to fund per-
24 sonnel and mission-related costs to expand capacity and
25 expedite the orderly development, subject to environmental

1 safeguards, of the Outer Continental Shelf pursuant to the
2 Outer Continental Shelf Lands Act (43 U.S.C. 1331 et
3 seq.), including the review of applications for permits to
4 drill.

5 Of the unobligated balances available for this ac-
6 count, \$25,000,000 are permanently rescinded.

7 OIL SPILL RESEARCH

8 For necessary expenses to carry out title I, section
9 1016, title IV, sections 4202 and 4303, title VII, and title
10 VIII, section 8201 of the Oil Pollution Act of 1990,
11 \$14,899,000, which shall be derived from the Oil Spill Li-
12 ability Trust Fund, to remain available until expended.

13 OFFICE OF SURFACE MINING RECLAMATION AND

14 ENFORCEMENT

15 REGULATION AND TECHNOLOGY

16 For necessary expenses to carry out the provisions
17 of the Surface Mining Control and Reclamation Act of
18 1977, Public Law 95–87, \$121,017,000, to remain avail-
19 able until September 30, 2018: *Provided*, That appropria-
20 tions for the Office of Surface Mining Reclamation and
21 Enforcement may provide for the travel and per diem ex-
22 penses of State and tribal personnel attending Office of
23 Surface Mining Reclamation and Enforcement sponsored
24 training.

1 In addition, for costs to review, administer, and en-
2 force permits issued by the Office pursuant to section 507
3 of Public Law 95–87 (30 U.S.C. 1257), \$40,000, to re-
4 main available until expended: *Provided*, That fees as-
5 sessed and collected by the Office pursuant to such section
6 507 shall be credited to this account as discretionary off-
7 setting collections, to remain available until expended:
8 *Provided further*, That the sum herein appropriated from
9 the general fund shall be reduced as collections are re-
10 ceived during the fiscal year, so as to result in a fiscal
11 year 2017 appropriation estimated at not more than
12 \$121,017,000.

13 ABANDONED MINE RECLAMATION FUND

14 For necessary expenses to carry out title IV of the
15 Surface Mining Control and Reclamation Act of 1977,
16 Public Law 95–87, \$27,163,000, to be derived from re-
17 ceipts of the Abandoned Mine Reclamation Fund and to
18 remain available until expended: *Provided*, That pursuant
19 to Public Law 97–365, the Department of the Interior is
20 authorized to use up to 20 percent from the recovery of
21 the delinquent debt owed to the United States Government
22 to pay for contracts to collect these debts: *Provided fur-*
23 *ther*, That funds made available under title IV of Public
24 Law 95–87 may be used for any required non-Federal
25 share of the cost of projects funded by the Federal Gov-

1 ernment for the purpose of environmental restoration re-
2 lated to treatment or abatement of acid mine drainage
3 from abandoned mines: *Provided further*, That such
4 projects must be consistent with the purposes and prior-
5 ities of the Surface Mining Control and Reclamation Act:
6 *Provided further*, That amounts provided under this head-
7 ing may be used for the travel and per diem expenses of
8 State and tribal personnel attending Office of Surface
9 Mining Reclamation and Enforcement sponsored training.

10 In addition, \$105,000,000, to remain available until
11 expended, for grants to States for reclamation of aban-
12 doned mine lands and other related activities in accord-
13 ance with the terms and conditions in the explanatory
14 statement described in section 4 (in the matter preceding
15 division A of this consolidated Act): *Provided*, That such
16 additional amount shall be used for economic and commu-
17 nity development in conjunction with the priorities in sec-
18 tion 403(a) of the Surface Mining Control and Reclama-
19 tion Act of 1977 (30 U.S.C. 1233(a)): *Provided further*,
20 That of such additional amount, \$75,000,000 shall be dis-
21 tributed in equal amounts to the 3 Appalachian States
22 with the greatest amount of unfunded needs to meet the
23 priorities described in paragraphs (1) and (2) of such sec-
24 tion, and \$30,000,000 shall be distributed in equal
25 amounts to the 3 Appalachian States with the subsequent

1 greatest amount of unfunded needs to meet such prior-
2 ities: *Provided further*, That such additional amount shall
3 be allocated to States within 60 days after the date of
4 enactment of this Act.

5 BUREAU OF INDIAN AFFAIRS AND BUREAU OF INDIAN
6 EDUCATION

7 OPERATION OF INDIAN PROGRAMS

8 (INCLUDING TRANSFER OF FUNDS)

9 For expenses necessary for the operation of Indian
10 programs, as authorized by law, including the Snyder Act
11 of November 2, 1921 (25 U.S.C. 13), the Indian Self-De-
12 termination and Education Assistance Act of 1975 (25
13 U.S.C. 450 et seq.), the Education Amendments of 1978
14 (25 U.S.C. 2001–2019), and the Tribally Controlled
15 Schools Act of 1988 (25 U.S.C. 2501 et seq.),
16 \$2,339,346,000, to remain available until September 30,
17 2018, except as otherwise provided herein; of which not
18 to exceed \$8,500 may be for official reception and rep-
19 resentation expenses; of which not to exceed \$74,773,000
20 shall be for welfare assistance payments: *Provided*, That
21 in cases of designated Federal disasters, the Secretary
22 may exceed such cap, from the amounts provided herein,
23 to provide for disaster relief to Indian communities af-
24 fected by the disaster: *Provided further*, That federally rec-
25 ognized Indian tribes and tribal organizations of federally

1 recognized Indian tribes may use their tribal priority allo-
2 cations for unmet welfare assistance costs: *Provided fur-*
3 *ther*, That not to exceed \$652,362,000 for school oper-
4 ations costs of Bureau-funded schools and other education
5 programs shall become available on July 1, 2017, and
6 shall remain available until September 30, 2018: *Provided*
7 *further*, That not to exceed \$49,122,000 shall remain
8 available until expended for housing improvement, road
9 maintenance, attorney fees, litigation support, land
10 records improvement, and the Navajo-Hopi Settlement
11 Program: *Provided further*, That notwithstanding any
12 other provision of law, including but not limited to the
13 Indian Self-Determination Act of 1975 (25 U.S.C. 450f
14 et seq.) and section 1128 of the Education Amendments
15 of 1978 (25 U.S.C. 2008), not to exceed \$80,165,000
16 within and only from such amounts made available for
17 school operations shall be available for administrative cost
18 grants associated with grants approved prior to July 1,
19 2017: *Provided further*, That any forestry funds allocated
20 to a federally recognized tribe which remain unobligated
21 as of September 30, 2018, may be transferred during fis-
22 cal year 2019 to an Indian forest land assistance account
23 established for the benefit of the holder of the funds within
24 the holder's trust fund account: *Provided further*, That
25 any such unobligated balances not so transferred shall ex-

1 pire on September 30, 2019: *Provided further*, That in
2 order to enhance the safety of Bureau field employees, the
3 Bureau may use funds to purchase uniforms or other iden-
4 tifying articles of clothing for personnel.

5 CONTRACT SUPPORT COSTS

6 For payments to tribes and tribal organizations for
7 contract support costs associated with Indian Self-Deter-
8 mination and Education Assistance Act agreements with
9 the Bureau of Indian Affairs for fiscal year 2017, such
10 sums as may be necessary, which shall be available for
11 obligation through September 30, 2018: *Provided*, That
12 notwithstanding any other provision of law, no amounts
13 made available under this heading shall be available for
14 transfer to another budget account.

15 CONSTRUCTION

16 (INCLUDING TRANSFER OF FUNDS)

17 For construction, repair, improvement, and mainte-
18 nance of irrigation and power systems, buildings, utilities,
19 and other facilities, including architectural and engineer-
20 ing services by contract; acquisition of lands, and interests
21 in lands; and preparation of lands for farming, and for
22 construction of the Navajo Indian Irrigation Project pur-
23 suant to Public Law 87-483, \$192,017,000, to remain
24 available until expended: *Provided*, That such amounts as
25 may be available for the construction of the Navajo Indian

1 Irrigation Project may be transferred to the Bureau of
2 Reclamation: *Provided further*, That not to exceed 6 per-
3 cent of contract authority available to the Bureau of In-
4 dian Affairs from the Federal Highway Trust Fund may
5 be used to cover the road program management costs of
6 the Bureau: *Provided further*, That any funds provided for
7 the Safety of Dams program pursuant to 25 U.S.C. 13
8 shall be made available on a nonreimbursable basis: *Pro-*
9 *vided further*, That for fiscal year 2017, in implementing
10 new construction, replacement facilities construction, or
11 facilities improvement and repair project grants in excess
12 of \$100,000 that are provided to grant schools under Pub-
13 lic Law 100–297, the Secretary of the Interior shall use
14 the Administrative and Audit Requirements and Cost
15 Principles for Assistance Programs contained in 43 CFR
16 part 12 as the regulatory requirements: *Provided further*,
17 That such grants shall not be subject to section 12.61 of
18 43 CFR; the Secretary and the grantee shall negotiate and
19 determine a schedule of payments for the work to be per-
20 formed: *Provided further*, That in considering grant appli-
21 cations, the Secretary shall consider whether such grantee
22 would be deficient in assuring that the construction
23 projects conform to applicable building standards and
24 codes and Federal, tribal, or State health and safety
25 standards as required by 25 U.S.C. 2005(b), with respect

1 to organizational and financial management capabilities:
2 *Provided further*, That if the Secretary declines a grant
3 application, the Secretary shall follow the requirements
4 contained in 25 U.S.C. 2504(f): *Provided further*, That
5 any disputes between the Secretary and any grantee con-
6 cerning a grant shall be subject to the disputes provision
7 in 25 U.S.C. 2507(e): *Provided further*, That in order to
8 ensure timely completion of construction projects, the Sec-
9 retary may assume control of a project and all funds re-
10 lated to the project, if, within 18 months of the date of
11 enactment of this Act, any grantee receiving funds appro-
12 priated in this Act or in any prior Act, has not completed
13 the planning and design phase of the project and com-
14 menced construction: *Provided further*, That this appro-
15 priation may be reimbursed from the Office of the Special
16 Trustee for American Indians appropriation for the appro-
17 priate share of construction costs for space expansion
18 needed in agency offices to meet trust reform implementa-
19 tion.

20 INDIAN LAND AND WATER CLAIM SETTLEMENTS AND
21 MISCELLANEOUS PAYMENTS TO INDIANS

22 For payments and necessary administrative expenses
23 for implementation of Indian land and water claim settle-
24 ments pursuant to Public Laws 99-264, 100-580, 101-
25 618, 111-11, 111-291, and 114-322, and for implemen-

1 tation of other land and water rights settlements,
2 \$45,045,000, to remain available until expended.

3 INDIAN GUARANTEED LOAN PROGRAM ACCOUNT

4 For the cost of guaranteed loans and insured loans,
5 \$8,757,000, of which \$1,182,000 is for administrative ex-
6 penses, as authorized by the Indian Financing Act of
7 1974: *Provided*, That such costs, including the cost of
8 modifying such loans, shall be as defined in section 502
9 of the Congressional Budget Act of 1974: *Provided fur-*
10 *ther*, That these funds are available to subsidize total loan
11 principal, any part of which is to be guaranteed or insured,
12 not to exceed \$120,050,595.

13 ADMINISTRATIVE PROVISIONS

14 (INCLUDING RESCISSION OF FUNDS)

15 The Bureau of Indian Affairs may carry out the oper-
16 ation of Indian programs by direct expenditure, contracts,
17 cooperative agreements, compacts, and grants, either di-
18 rectly or in cooperation with States and other organiza-
19 tions.

20 Notwithstanding 25 U.S.C. 15, the Bureau of Indian
21 Affairs may contract for services in support of the man-
22 agement, operation, and maintenance of the Power Divi-
23 sion of the San Carlos Irrigation Project.

24 Notwithstanding any other provision of law, no funds
25 available to the Bureau of Indian Affairs for central office

1 oversight and Executive Direction and Administrative
2 Services (except executive direction and administrative
3 services funding for Tribal Priority Allocations, regional
4 offices, and facilities operations and maintenance) shall be
5 available for contracts, grants, compacts, or cooperative
6 agreements with the Bureau of Indian Affairs under the
7 provisions of the Indian Self-Determination Act or the
8 Tribal Self-Governance Act of 1994 (Public Law 103–
9 413).

10 In the event any tribe returns appropriations made
11 available by this Act to the Bureau of Indian Affairs, this
12 action shall not diminish the Federal Government’s trust
13 responsibility to that tribe, or the government-to-govern-
14 ment relationship between the United States and that
15 tribe, or that tribe’s ability to access future appropria-
16 tions.

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

23 No funds available to the Bureau of Indian Edu-
24 cation shall be used to support expanded grades for any
25 school or dormitory beyond the grade structure in place

1 or approved by the Secretary of the Interior at each school
2 in the Bureau of Indian Education school system as of
3 October 1, 1995, except that the Secretary of the Interior
4 may waive this prohibition to support expansion of up to
5 one additional grade when the Secretary determines such
6 waiver is needed to support accomplishment of the mission
7 of the Bureau of Indian Education. Appropriations made
8 available in this or any prior Act for schools funded by
9 the Bureau shall be available, in accordance with the Bu-
10 reau's funding formula, only to the schools in the Bureau
11 school system as of September 1, 1996, and to any school
12 or school program that was reinstated in fiscal year 2012.
13 Funds made available under this Act may not be used to
14 establish a charter school at a Bureau-funded school (as
15 that term is defined in section 1141 of the Education
16 Amendments of 1978 (25 U.S.C. 2021)), except that a
17 charter school that is in existence on the date of the enact-
18 ment of this Act and that has operated at a Bureau-fund-
19 ed school before September 1, 1999, may continue to oper-
20 ate during that period, but only if the charter school pays
21 to the Bureau a pro rata share of funds to reimburse the
22 Bureau for the use of the real and personal property (in-
23 cluding buses and vans), the funds of the charter school
24 are kept separate and apart from Bureau funds, and the
25 Bureau does not assume any obligation for charter school

1 programs of the State in which the school is located if
2 the charter school loses such funding. Employees of Bu-
3 reau-funded schools sharing a campus with a charter
4 school and performing functions related to the charter
5 school's operation and employees of a charter school shall
6 not be treated as Federal employees for purposes of chap-
7 ter 171 of title 28, United States Code.

8 Notwithstanding any other provision of law, including
9 section 113 of title I of appendix C of Public Law 106–
10 113, if in fiscal year 2003 or 2004 a grantee received indi-
11 rect and administrative costs pursuant to a distribution
12 formula based on section 5(f) of Public Law 101–301, the
13 Secretary shall continue to distribute indirect and admin-
14 istrative cost funds to such grantee using the section 5(f)
15 distribution formula.

16 Funds available under this Act may not be used to
17 establish satellite locations of schools in the Bureau school
18 system as of September 1, 1996, except that the Secretary
19 may waive this prohibition in order for an Indian tribe
20 to provide language and cultural immersion educational
21 programs for non-public schools located within the juris-
22 dictional area of the tribal government which exclusively
23 serve tribal members, do not include grades beyond those
24 currently served at the existing Bureau-funded school,
25 provide an educational environment with educator pres-

1 ence and academic facilities comparable to the Bureau-
2 funded school, comply with all applicable Tribal, Federal,
3 or State health and safety standards, and the Americans
4 with Disabilities Act, and demonstrate the benefits of es-
5 tablishing operations at a satellite location in lieu of incur-
6 ring extraordinary costs, such as for transportation or
7 other impacts to students such as those caused by busing
8 students extended distances: *Provided*, That no funds
9 available under this Act may be used to fund operations,
10 maintenance, rehabilitation, construction or other facili-
11 ties-related costs for such assets that are not owned by
12 the Bureau: *Provided further*, That the term “satellite
13 school” means a school location physically separated from
14 the existing Bureau school by more than 50 miles but that
15 forms part of the existing school in all other respects.

16 Of the prior year unobligated balances available for
17 the “Operation of Indian Programs” account, \$3,400,000
18 are permanently rescinded.

19 DEPARTMENTAL OFFICES

20 OFFICE OF THE SECRETARY

21 DEPARTMENTAL OPERATIONS

22 For necessary expenses for management of the De-
23 partment of the Interior, including the collection and dis-
24 bursement of royalties, fees, and other mineral revenue
25 proceeds, and for grants and cooperative agreements, as

1 authorized by law, \$271,074,000, to remain available until
2 September 30, 2018; of which not to exceed \$15,000 may
3 be for official reception and representation expenses; and
4 of which up to \$1,000,000 shall be available for workers
5 compensation payments and unemployment compensation
6 payments associated with the orderly closure of the United
7 States Bureau of Mines; and of which \$11,000,000 for
8 the Office of Valuation Services is to be derived from the
9 Land and Water Conservation Fund and shall remain
10 available until expended; and of which \$38,300,000 shall
11 remain available until expended for the purpose of mineral
12 revenue management activities: *Provided*, That notwith-
13 standing any other provision of law, \$15,000 under this
14 heading shall be available for refunds of overpayments in
15 connection with certain Indian leases in which the Sec-
16 retary concurred with the claimed refund due, to pay
17 amounts owed to Indian allottees or tribes, or to correct
18 prior unrecoverable erroneous payments.

19 ADMINISTRATIVE PROVISIONS

20 For fiscal year 2017, up to \$400,000 of the payments
21 authorized by chapter 69 of title 31, United States Code,
22 may be retained for administrative expenses of the Pay-
23 ments in Lieu of Taxes Program: *Provided*, That no pay-
24 ment shall be made pursuant to that chapter to otherwise
25 eligible units of local government if the computed amount

1 of the payment is less than \$100: *Provided further*, That
2 the Secretary may reduce the payment authorized by that
3 chapter for an individual county by the amount necessary
4 to correct prior year overpayments to that county: *Pro-*
5 *vided further*, That the amount needed to correct a prior
6 year underpayment to an individual county shall be paid
7 from any reductions for overpayments to other counties
8 and the amount necessary to cover any remaining under-
9 payment is hereby appropriated and shall be paid to indi-
10 vidual counties: *Provided further*, That in the event the
11 sums appropriated for any fiscal year for payments pursu-
12 ant to that chapter are less than the full payments to all
13 units of local government, then the payment to each local
14 government shall be made proportionally.

15 INSULAR AFFAIRS

16 ASSISTANCE TO TERRITORIES

17 For expenses necessary for assistance to territories
18 under the jurisdiction of the Department of the Interior
19 and other jurisdictions identified in section 104(e) of Pub-
20 lic Law 108–188, \$91,925,000, of which: (1) \$82,477,000
21 shall remain available until expended for territorial assist-
22 ance, including general technical assistance, maintenance
23 assistance, disaster assistance, coral reef initiative activi-
24 ties, and brown tree snake control and research; grants
25 to the judiciary in American Samoa for compensation and

1 expenses, as authorized by law (48 U.S.C. 1661(c));
2 grants to the Government of American Samoa, in addition
3 to current local revenues, for construction and support of
4 governmental functions; grants to the Government of the
5 Virgin Islands as authorized by law; grants to the Govern-
6 ment of Guam, as authorized by law; and grants to the
7 Government of the Northern Mariana Islands as author-
8 ized by law (Public Law 94–241; 90 Stat. 272); and (2)
9 \$9,448,000 shall be available until September 30, 2018,
10 for salaries and expenses of the Office of Insular Affairs:
11 *Provided*, That all financial transactions of the territorial
12 and local governments herein provided for, including such
13 transactions of all agencies or instrumentalities estab-
14 lished or used by such governments, may be audited by
15 the Government Accountability Office, at its discretion, in
16 accordance with chapter 35 of title 31, United States
17 Code: *Provided further*, That Northern Mariana Islands
18 Covenant grant funding shall be provided according to
19 those terms of the Agreement of the Special Representa-
20 tives on Future United States Financial Assistance for the
21 Northern Mariana Islands approved by Public Law 104–
22 134: *Provided further*, That the funds for the program of
23 operations and maintenance improvement are appro-
24 priated to institutionalize routine operations and mainte-
25 nance improvement of capital infrastructure with terri-

1 torial participation and cost sharing to be determined by
2 the Secretary based on the grantee's commitment to time-
3 ly maintenance of its capital assets: *Provided further*, That
4 any appropriation for disaster assistance under this head-
5 ing in this Act or previous appropriations Acts may be
6 used as non-Federal matching funds for the purpose of
7 hazard mitigation grants provided pursuant to section 404
8 of the Robert T. Stafford Disaster Relief and Emergency
9 Assistance Act (42 U.S.C. 5170c).

10 COMPACT OF FREE ASSOCIATION

11 For grants and necessary expenses, \$3,318,000, to
12 remain available until expended, as provided for in sec-
13 tions 221(a)(2) and 233 of the Compact of Free Associa-
14 tion for the Republic of Palau; and section 221(a)(2) of
15 the Compacts of Free Association for the Government of
16 the Republic of the Marshall Islands and the Federated
17 States of Micronesia, as authorized by Public Law 99-
18 658 and Public Law 108-188.

19 ADMINISTRATIVE PROVISIONS

20 (INCLUDING TRANSFER OF FUNDS)

21 At the request of the Governor of Guam, the Sec-
22 retary may transfer discretionary funds or mandatory
23 funds provided under section 104(e) of Public Law 108-
24 188 and Public Law 104-134, that are allocated for
25 Guam, to the Secretary of Agriculture for the subsidy cost

1 of direct or guaranteed loans, plus not to exceed three per-
2 cent of the amount of the subsidy transferred for the cost
3 of loan administration, for the purposes authorized by the
4 Rural Electrification Act of 1936 and section 306(a)(1)
5 of the Consolidated Farm and Rural Development Act for
6 construction and repair projects in Guam, and such funds
7 shall remain available until expended: *Provided*, That such
8 costs, including the cost of modifying such loans, shall be
9 as defined in section 502 of the Congressional Budget Act
10 of 1974: *Provided further*, That such loans or loan guaran-
11 tees may be made without regard to the population of the
12 area, credit elsewhere requirements, and restrictions on
13 the types of eligible entities under the Rural Electrifica-
14 tion Act of 1936 and section 306(a)(1) of the Consolidated
15 Farm and Rural Development Act: *Provided further*, That
16 any funds transferred to the Secretary of Agriculture shall
17 be in addition to funds otherwise made available to make
18 or guarantee loans under such authorities.

19 OFFICE OF THE SOLICITOR

20 SALARIES AND EXPENSES

21 For necessary expenses of the Office of the Solicitor,
22 \$65,769,000.

1 OFFICE OF INSPECTOR GENERAL

2 SALARIES AND EXPENSES

3 For necessary expenses of the Office of Inspector
4 General, \$50,047,000.

5 OFFICE OF THE SPECIAL TRUSTEE FOR AMERICAN

6 INDIANS

7 FEDERAL TRUST PROGRAMS

8 (INCLUDING TRANSFER OF FUNDS)

9 For the operation of trust programs for Indians by
10 direct expenditure, contracts, cooperative agreements,
11 compacts, and grants, \$139,029,000, to remain available
12 until expended, of which not to exceed \$18,688,000 from
13 this or any other Act, may be available for historical ac-
14 counting: *Provided*, That funds for trust management im-
15 provements and litigation support may, as needed, be
16 transferred to or merged with the Bureau of Indian Af-
17 fairs and Bureau of Indian Education, "Operation of In-
18 dian Programs" account; the Office of the Solicitor, "Sala-
19 ries and Expenses" account; and the Office of the Sec-
20 retary, "Departmental Operations" account: *Provided fur-*
21 *ther*, That funds made available through contracts or
22 grants obligated during fiscal year 2017, as authorized by
23 the Indian Self-Determination Act of 1975 (25 U.S.C. 450
24 et seq.), shall remain available until expended by the con-
25 tractor or grantee: *Provided further*, That notwithstanding

1 any other provision of law, the Secretary shall not be re-
2 quired to provide a quarterly statement of performance for
3 any Indian trust account that has not had activity for at
4 least 15 months and has a balance of \$15 or less: *Provided*
5 *further*, That the Secretary shall issue an annual account
6 statement and maintain a record of any such accounts and
7 shall permit the balance in each such account to be with-
8 drawn upon the express written request of the account
9 holder: *Provided further*, That not to exceed \$50,000 is
10 available for the Secretary to make payments to correct
11 administrative errors of either disbursements from or de-
12 posits to Individual Indian Money or Tribal accounts after
13 September 30, 2002: *Provided further*, That erroneous
14 payments that are recovered shall be credited to and re-
15 main available in this account for this purpose: *Provided*
16 *further*, That the Secretary shall not be required to re-
17 concile Special Deposit Accounts with a balance of less than
18 \$500 unless the Office of the Special Trustee receives
19 proof of ownership from a Special Deposit Accounts claim-
20 ant: *Provided further*, That notwithstanding section 102
21 of the American Indian Trust Fund Management Reform
22 Act of 1994 (Public Law 103–412) or any other provision
23 of law, the Secretary may aggregate the trust accounts
24 of individuals whose whereabouts are unknown for a con-
25 tinuous period of at least five years and shall not be re-

1 quired to generate periodic statements of performance for
2 the individual accounts: *Provided further*, That with re-
3 spect to the eighth proviso, the Secretary shall continue
4 to maintain sufficient records to determine the balance of
5 the individual accounts, including any accrued interest and
6 income, and such funds shall remain available to the indi-
7 vidual account holders.

8 DEPARTMENT-WIDE PROGRAMS

9 WILDLAND FIRE MANAGEMENT

10 (INCLUDING TRANSFERS OF FUNDS)

11 For necessary expenses for fire preparedness, fire
12 suppression operations, fire science and research, emer-
13 gency rehabilitation, fuels management activities, and
14 rural fire assistance by the Department of the Interior,
15 \$942,671,000, to remain available until expended, of
16 which not to exceed \$8,427,000 shall be for the renovation
17 or construction of fire facilities: *Provided*, That such funds
18 are also available for repayment of advances to other ap-
19 propriation accounts from which funds were previously
20 transferred for such purposes: *Provided further*, That of
21 the funds provided \$180,000,000 is for hazardous fuels
22 management activities: *Provided further*, That of the funds
23 provided \$20,470,000 is for burned area rehabilitation:
24 *Provided further*, That persons hired pursuant to 43
25 U.S.C. 1469 may be furnished subsistence and lodging

1 without cost from funds available from this appropriation:
2 *Provided further*, That notwithstanding 42 U.S.C. 1856d,
3 sums received by a bureau or office of the Department
4 of the Interior for fire protection rendered pursuant to 42
5 U.S.C. 1856 et seq., protection of United States property,
6 may be credited to the appropriation from which funds
7 were expended to provide that protection, and are avail-
8 able without fiscal year limitation: *Provided further*, That
9 using the amounts designated under this title of this Act,
10 the Secretary of the Interior may enter into procurement
11 contracts, grants, or cooperative agreements, for fuels
12 management and resilient landscapes activities, and for
13 training and monitoring associated with such fuels man-
14 agement and resilient landscapes activities, on Federal
15 land, or on adjacent non-Federal land for activities that
16 benefit resources on Federal land: *Provided further*, That
17 the costs of implementing any cooperative agreement be-
18 tween the Federal Government and any non-Federal entity
19 may be shared, as mutually agreed on by the affected par-
20 ties: *Provided further*, That notwithstanding requirements
21 of the Competition in Contracting Act, the Secretary, for
22 purposes of fuels management and resilient landscapes ac-
23 tivities, may obtain maximum practicable competition
24 among: (1) local private, nonprofit, or cooperative entities;
25 (2) Youth Conservation Corps crews, Public Lands Corps

1 (Public Law 109–154), or related partnerships with State,
2 local, or nonprofit youth groups; (3) small or micro-busi-
3 nesses; or (4) other entities that will hire or train locally
4 a significant percentage, defined as 50 percent or more,
5 of the project workforce to complete such contracts: *Pro-*
6 *vided further*, That in implementing this section, the Sec-
7 retary shall develop written guidance to field units to en-
8 sure accountability and consistent application of the au-
9 thorities provided herein: *Provided further*, That funds ap-
10 propriated under this heading may be used to reimburse
11 the United States Fish and Wildlife Service and the Na-
12 tional Marine Fisheries Service for the costs of carrying
13 out their responsibilities under the Endangered Species
14 Act of 1973 (16 U.S.C. 1531 et seq.) to consult and con-
15 ference, as required by section 7 of such Act, in connection
16 with wildland fire management activities: *Provided further*,
17 That the Secretary of the Interior may use wildland fire
18 appropriations to enter into leases of real property with
19 local governments, at or below fair market value, to con-
20 struct capitalized improvements for fire facilities on such
21 leased properties, including but not limited to fire guard
22 stations, retardant stations, and other initial attack and
23 fire support facilities, and to make advance payments for
24 any such lease or for construction activity associated with
25 the lease: *Provided further*, That the Secretary of the Inte-

rior and the Secretary of Agriculture may authorize the transfer of funds appropriated for wildland fire management, in an aggregate amount not to exceed \$50,000,000, between the Departments when such transfers would facilitate and expedite wildland fire management programs and projects: *Provided further*, That funds provided for wildfire suppression shall be available for support of Federal emergency response actions: *Provided further*, That funds appropriated under this heading shall be available for assistance to or through the Department of State in connection with forest and rangeland research, technical information, and assistance in foreign countries, and, with the concurrence of the Secretary of State, shall be available to support forestry, wildland fire management, 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.

FLAME WILDFIRE SUPPRESSION RESERVE FUND

(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses for large fire suppression operations of the Department of the Interior and as a reserve fund for suppression and Federal emergency response activities, \$65,000,000, to remain available until expended: *Provided*, That such amounts are only available

1 for transfer to the “Wildland Fire Management” account
2 following a declaration by the Secretary in accordance
3 with section 502 of the FLAME Act of 2009 (43 U.S.C.
4 1748a): *Provided further*, That such amount is designated
5 by the Congress as an emergency requirement pursuant
6 to section 251(b)(2)(A)(i) of the Balanced Budget and
7 Emergency Deficit Control Act of 1985.

8 CENTRAL HAZARDOUS MATERIALS FUND

9 For necessary expenses of the Department of the In-
10 terior and any of its component offices and bureaus for
11 the response action, including associated activities, per-
12 formed pursuant to the Comprehensive Environmental Re-
13 sponse, Compensation, and Liability Act (42 U.S.C. 9601
14 et seq.), \$10,010,000, to remain available until expended.

15 NATURAL RESOURCE DAMAGE ASSESSMENT AND
16 RESTORATION

17 NATURAL RESOURCE DAMAGE ASSESSMENT FUND

18 To conduct natural resource damage assessment, res-
19 toration activities, and onshore oil spill preparedness by
20 the Department of the Interior necessary to carry out the
21 provisions of the Comprehensive Environmental Response,
22 Compensation, and Liability Act (42 U.S.C. 9601 et seq.),
23 the Federal Water Pollution Control Act (33 U.S.C. 1251
24 et seq.), the Oil Pollution Act of 1990 (33 U.S.C. 2701

1 et seq.), and 54 U.S.C. 100721 et seq., \$7,767,000, to
2 remain available until expended.

3 WORKING CAPITAL FUND

4 For the operation and maintenance of a departmental
5 financial and business management system, information
6 technology improvements of general benefit to the Depart-
7 ment, cybersecurity, and the consolidation of facilities and
8 operations throughout the Department, \$67,100,000, to
9 remain available until expended: *Provided*, That none of
10 the funds appropriated in this Act or any other Act may
11 be used to establish reserves in the Working Capital Fund
12 account other than for accrued annual leave and deprecia-
13 tion of equipment without prior approval of the Commit-
14 tees on Appropriations of the House of Representatives
15 and the Senate: *Provided further*, That the Secretary may
16 assess reasonable charges to State, local and tribal govern-
17 ment employees for training services provided by the Na-
18 tional Indian Program Training Center, other than train-
19 ing related to Public Law 93–638: *Provided further*, That
20 the Secretary may lease or otherwise provide space and
21 related facilities, equipment or professional services of the
22 National Indian Program Training Center to State, local
23 and tribal government employees or persons or organiza-
24 tions engaged in cultural, educational, or recreational ac-
25 tivities (as defined in section 3306(a) of title 40, United

1 States Code) at the prevailing rate for similar space, facili-
2 ties, equipment, or services in the vicinity of the National
3 Indian Program Training Center: *Provided further*, That
4 all funds received pursuant to the two preceding provisos
5 shall be credited to this account, shall be available until
6 expended, and shall be used by the Secretary for necessary
7 expenses of the National Indian Program Training Center:
8 *Provided further*, That the Secretary may enter into grants
9 and cooperative agreements to support the Office of Nat-
10 ural Resource Revenue's collection and disbursement of
11 royalties, fees, and other mineral revenue proceeds, as au-
12 thorized by law.

13 ADMINISTRATIVE PROVISION

14 There is hereby authorized for acquisition from avail-
15 able resources within the Working Capital Fund, aircraft
16 which may be obtained by donation, purchase or through
17 available excess surplus property: *Provided*, That existing
18 aircraft being replaced may be sold, with proceeds derived
19 or trade-in value used to offset the purchase price for the
20 replacement aircraft.

21 PAYMENTS IN LIEU OF TAXES

22 For necessary expenses for payments authorized by
23 chapter 69 of title 31, United States Code, \$465,000,000
24 shall be available for fiscal year 2017.

1 GENERAL PROVISIONS, DEPARTMENT OF THE INTERIOR
2 (INCLUDING TRANSFERS OF FUNDS)

3 EMERGENCY TRANSFER AUTHORITY—INTRA-BUREAU

4 SEC. 101. Appropriations made in this title shall be
5 available for expenditure or transfer (within each bureau
6 or office), with the approval of the Secretary, for the emer-
7 gency reconstruction, replacement, or repair of aircraft,
8 buildings, utilities, or other facilities or equipment dam-
9 aged or destroyed by fire, flood, storm, or other unavoid-
10 able causes: *Provided*, That no funds shall be made avail-
11 able under this authority until funds specifically made
12 available to the Department of the Interior for emer-
13 gencies shall have been exhausted: *Provided further*, That
14 all funds used pursuant to this section must be replenished
15 by a supplemental appropriation, which must be requested
16 as promptly as possible.

17 EMERGENCY TRANSFER AUTHORITY—DEPARTMENT-WIDE

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

1 tential or actual earthquakes, floods, volcanoes, storms, or
2 other unavoidable causes; for contingency planning subse-
3 quent to actual oil spills; for response and natural resource
4 damage assessment activities related to actual oil spills or
5 releases of hazardous substances into the environment; for
6 the prevention, suppression, and control of actual or po-
7 tential grasshopper and Mormon cricket outbreaks on
8 lands under the jurisdiction of the Secretary, pursuant to
9 the authority in section 417(b) of Public Law 106–224
10 (7 U.S.C. 7717(b)); for emergency reclamation projects
11 under section 410 of Public Law 95–87; and shall trans-
12 fer, from any no year funds available to the Office of Sur-
13 face Mining Reclamation and Enforcement, such funds as
14 may be necessary to permit assumption of regulatory au-
15 thority in the event a primacy State is not carrying out
16 the regulatory provisions of the Surface Mining Act: *Pro-*
17 *vided*, That appropriations made in this title for wildland
18 fire operations shall be available for the payment of obliga-
19 tions incurred during the preceding fiscal year, and for
20 reimbursement to other Federal agencies for destruction
21 of vehicles, aircraft, or other equipment in connection with
22 their use for wildland fire operations, such reimbursement
23 to be credited to appropriations currently available at the
24 time of receipt thereof: *Provided further*, That for wildland
25 fire operations, no funds shall be made available under

1 this authority until the Secretary determines that funds
2 appropriated for “wildland fire operations” and “FLAME
3 Wildfire Suppression Reserve Fund” shall be exhausted
4 within 30 days: *Provided further*, That all funds used pur-
5 suant to this section must be replenished by a supple-
6 mental appropriation, which must be requested as prompt-
7 ly as possible: *Provided further*, That such replenishment
8 funds shall be used to reimburse, on a pro rata basis, ac-
9 counts from which emergency funds were transferred.

10 AUTHORIZED USE OF FUNDS

11 SEC. 103. Appropriations made to the Department
12 of the Interior in this title shall be available for services
13 as authorized by section 3109 of title 5, United States
14 Code, when authorized by the Secretary, in total amount
15 not to exceed \$500,000; purchase and replacement of
16 motor vehicles, including specially equipped law enforce-
17 ment vehicles; hire, maintenance, and operation of air-
18 craft; hire of passenger motor vehicles; purchase of re-
19 prints; payment for telephone service in private residences
20 in the field, when authorized under regulations approved
21 by the Secretary; and the payment of dues, when author-
22 ized by the Secretary, for library membership in societies
23 or associations which issue publications to members only
24 or at a price to members lower than to subscribers who
25 are not members.

AUTHORIZED USE OF FUNDS, INDIAN TRUST

MANAGEMENT

SEC. 104. Appropriations made in this Act under the headings Bureau of Indian Affairs and Bureau of Indian Education, and Office of the Special Trustee for American Indians and any unobligated balances from prior appropriations Acts made under the same headings shall be available for expenditure or transfer for Indian trust management and reform activities. Total funding for historical accounting activities shall not exceed amounts specifically designated in this Act for such purpose.

REDISTRIBUTION OF FUNDS, BUREAU OF INDIAN

AFFAIRS

SEC. 105. Notwithstanding any other provision of law, the Secretary of the Interior is authorized to redistribute 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 reduction in Tribal Priority Allocation funds of more than 10 percent in fiscal year 2017. Under circumstances of dual enrollment, overlapping service areas or inaccurate distribution methodologies, the 10 percent limitation does not apply.

1 ELLIS, GOVERNORS, AND LIBERTY ISLANDS

2 SEC. 106. Notwithstanding any other provision of
3 law, the Secretary of the Interior is authorized to acquire
4 lands, waters, or interests therein including the use of all
5 or part of any pier, dock, or landing within the State of
6 New York and the State of New Jersey, for the purpose
7 of operating and maintaining facilities in the support of
8 transportation and accommodation of visitors to Ellis,
9 Governors, and Liberty Islands, and of other program and
10 administrative activities, by donation or with appropriated
11 funds, including franchise fees (and other monetary con-
12 sideration), or by exchange; and the Secretary is author-
13 ized to negotiate and enter into leases, subleases, conces-
14 sion contracts or other agreements for the use of such fa-
15 cilities on such terms and conditions as the Secretary may
16 determine reasonable.

17 OUTER CONTINENTAL SHELF INSPECTION FEES

18 SEC. 107. (a) In fiscal year 2017, the Secretary shall
19 collect a nonrefundable inspection fee, which shall be de-
20 posited in the “Offshore Safety and Environmental En-
21 forcement” account, from the designated operator for fa-
22 cilities subject to inspection under 43 U.S.C. 1348(c).

23 (b) Annual fees shall be collected for facilities that
24 are above the waterline, excluding drilling rigs, and are

1 in place at the start of the fiscal year. Fees for fiscal year
2 2017 shall be:

3 (1) \$10,500 for facilities with no wells, but with
4 processing equipment or gathering lines;

5 (2) \$17,000 for facilities with 1 to 10 wells,
6 with any combination of active or inactive wells; and

7 (3) \$31,500 for facilities with more than 10
8 wells, with any combination of active or inactive
9 wells.

10 (c) Fees for drilling rigs shall be assessed for all in-
11 spections completed in fiscal year 2017. Fees for fiscal
12 year 2017 shall be:

13 (1) \$30,500 per inspection for rigs operating in
14 water depths of 500 feet or more; and

15 (2) \$16,700 per inspection for rigs operating in
16 water depths of less than 500 feet.

17 (d) The Secretary shall bill designated operators
18 under subsection (b) within 60 days, with payment re-
19 quired within 30 days of billing. The Secretary shall bill
20 designated operators under subsection (c) within 30 days
21 of the end of the month in which the inspection occurred,
22 with payment required within 30 days of billing.

1 BUREAU OF OCEAN ENERGY MANAGEMENT, REGULATION
2 AND ENFORCEMENT REORGANIZATION

3 SEC. 108. The Secretary of the Interior, in order to
4 implement a reorganization of the Bureau of Ocean En-
5 ergy Management, Regulation and Enforcement, may
6 transfer funds among and between the successor offices
7 and bureaus affected by the reorganization only in con-
8 formance with the reprogramming guidelines described in
9 the explanatory statement described in section 4 (in the
10 matter preceding division A of this consolidated Act).

11 CONTRACTS AND AGREEMENTS FOR WILD HORSE AND
12 BURRO HOLDING FACILITIES

13 SEC. 109. Notwithstanding any other provision of
14 this Act, the Secretary of the Interior may enter into
15 multiyear cooperative agreements with nonprofit organiza-
16 tions and other appropriate entities, and may enter into
17 multiyear contracts in accordance with the provisions of
18 section 3903 of title 41, United States Code (except that
19 the 5-year term restriction in subsection (a) shall not
20 apply), for the long-term care and maintenance of excess
21 wild free roaming horses and burros by such organizations
22 or entities on private land. Such cooperative agreements
23 and contracts may not exceed 10 years, subject to renewal
24 at the discretion of the Secretary.

1 MASS MARKING OF SALMONIDS

2 SEC. 110. The United States Fish and Wildlife Serv-
3 ice shall, in carrying out its responsibilities to protect
4 threatened and endangered species of salmon, implement
5 a system of mass marking of salmonid stocks, intended
6 for harvest, that are released from federally operated or
7 federally financed hatcheries including but not limited to
8 fish releases of coho, chinook, and steelhead species.
9 Marked fish must have a visible mark that can be readily
10 identified by commercial and recreational fishers.

11 EXHAUSTION OF ADMINISTRATIVE REVIEW

12 SEC. 111. Paragraph (1) of section 122(a) of division
13 E of Public Law 112–74 (125 Stat. 1013) is amended
14 by striking “through 2018,” in the first sentence and in-
15 serting “through 2020,”.

16 WILD LANDS FUNDING PROHIBITION

17 SEC. 112. None of the funds made available in this
18 Act or any other Act may be used to implement, admin-
19 ister, or enforce Secretarial Order No. 3310 issued by the
20 Secretary of the Interior on December 22, 2010: *Provided*,
21 That nothing in this section shall restrict the Secretary’s
22 authorities under sections 201 and 202 of the Federal
23 Land Policy and Management Act of 1976 (43 U.S.C.
24 1711 and 1712).

1 CONTRACTS AND AGREEMENTS WITH INDIAN AFFAIRS

2 SEC. 113. Notwithstanding any other provision of
3 law, during fiscal year 2017, in carrying out work involv-
4 ing cooperation with State, local, and tribal governments
5 or any political subdivision thereof, Indian Affairs may
6 record obligations against accounts receivable from any
7 such entities, except that total obligations at the end of
8 the fiscal year shall not exceed total budgetary resources
9 available at the end of the fiscal year.

10 SAGE-GROUSE

11 SEC. 114. None of the funds made available by this
12 or any other Act may be used by the Secretary of the Inte-
13 rior to write or issue pursuant to section 4 of the Endan-
14 gered Species Act of 1973 (16 U.S.C. 1533)—

15 (1) a proposed rule for greater sage-grouse
16 (*Centrocercus urophasianus*);

17 (2) a proposed rule for the Columbia basin dis-
18 tinct population segment of greater sage-grouse.

19 BLUE RIDGE NATIONAL HERITAGE AREA AND ERIE

20 CANALWAY NATIONAL HERITAGE CORRIDOR

21 SEC. 115. (a) Section 140(i)(1) of Title I of Public
22 Law 108–108, as amended (54 U.S.C. 320101 note), is
23 further amended by striking “\$10,000,000” and inserting
24 “\$12,000,000”; and

1 (b) Section 810(a)(1) of Title VIII of Division B of
2 Appendix D of Public Law 106–554, as amended (54
3 U.S.C. 320101 note), is further amended by striking
4 “\$10,000,000” and inserting “\$12,000,000”.

5 HUMANE TRANSFER OF EXCESS ANIMALS

6 SEC. 116. Notwithstanding any other provision of
7 law, the Secretary of the Interior may transfer excess wild
8 horses or burros that have been removed from the public
9 lands to other Federal, State, and local government agen-
10 cies for use as work animals: *Provided*, That the Secretary
11 may make any such transfer immediately upon request of
12 such Federal, State, or local government agency: *Provided*
13 *further*, That any excess animal transferred under this
14 provision shall lose its status as a wild free-roaming horse
15 or burro as defined in the Wild Free-Roaming Horses and
16 Burros Act: *Provided further*, That any Federal, State, or
17 local government agency receiving excess wild horses or
18 burros as authorized in this section shall not: destroy the
19 horses or burros in a way that results in their destruction
20 into commercial products; sell or otherwise transfer the
21 horses or burros in a way that results in their destruction
22 for processing into commercial products; or euthanize the
23 horses or burros except upon the recommendation of a li-
24 censed veterinarian, in cases of severe injury, illness, or
25 advanced age.

1 REPUBLIC OF PALAU

2 SEC. 117. (a) IN GENERAL.—Subject to subsection
3 (c), the United States Government, through the Secretary
4 of the Interior shall provide to the Government of Palau
5 for fiscal year 2017 grants in amounts equal to the annual
6 amounts specified in subsections (a), (c), and (d) of sec-
7 tion 211 of the Compact of Free Association between the
8 Government of the United States of America and the Gov-
9 ernment of Palau (48 U.S.C. 1931 note) (referred to in
10 this section as the “Compact”).

11 (b) PROGRAMMATIC ASSISTANCE.—Subject to sub-
12 section (c), the United States shall provide programmatic
13 assistance to the Republic of Palau for fiscal year 2017
14 in amounts equal to the amounts provided in subsections
15 (a) and (b)(1) of section 221 of the Compact.

16 (c) LIMITATIONS ON ASSISTANCE.—

17 (1) IN GENERAL.—The grants and pro-
18 grammatic assistance provided under subsections (a)
19 and (b) shall be provided to the same extent and in
20 the same manner as the grants and assistance were
21 provided in fiscal year 2009.

22 (2) TRUST FUND.—If the Government of Palau
23 withdraws more than \$5,000,000 from the trust
24 fund established under section 211(f) of the Com-
25 pact, amounts to be provided under subsections (a)

1 and (b) shall be withheld from the Government of
2 Palau.

3 DEPARTMENT OF THE INTERIOR EXPERIENCED SERVICES
4 PROGRAM

5 SEC. 118. (a) Notwithstanding any other provision
6 of law relating to Federal grants and cooperative agree-
7 ments, the Secretary of the Interior is authorized to make
8 grants to, or enter into cooperative agreements with, pri-
9 vate nonprofit organizations designated by the Secretary
10 of Labor under title V of the Older Americans Act of 1965
11 to utilize the talents of older Americans in programs au-
12 thorized by other provisions of law administered by the
13 Secretary and consistent with such provisions of law.

14 (b) Prior to awarding any grant or agreement under
15 subsection (a), the Secretary shall ensure that the agree-
16 ment would not—

17 (1) result in the displacement of individuals
18 currently employed by the Department, including
19 partial displacement through reduction of non-over-
20 time hours, wages, or employment benefits;

21 (2) result in the use of an individual under the
22 Department of the Interior Experienced Services
23 Program for a job or function in a case in which a
24 Federal employee is in a layoff status from the same

1 or substantially equivalent job within the Depart-
2 ment; or

3 (3) affect existing contracts for services.

4 NATCHEZ NATIONAL HISTORICAL PARK

5 SEC. 119. The Secretary of the Interior is authorized
6 to acquire by donation or purchase from willing sellers,
7 any lands at the site of the historic Forks of the Road
8 Slave Market, as generally depicted on the map entitled
9 “Natchez National Historical Park—Proposed Boundary
10 Addition”, numbered 339/116045, and dated April 2016.
11 Upon acquisition of any land or interests in land, the Sec-
12 retary shall revise the boundary of Natchez National His-
13 torical Park to reflect the acquisition and the land shall
14 be managed in accordance with the laws and regulations
15 applicable to the park: *Provided*, That section 7 of Public
16 Law 100–479 is amended by inserting “land acquisition
17 and development as authorized in” after “carry out”.

18 SPECIAL RESOURCE STUDY TO PRESERVE CIVIL RIGHTS

19 SITES

20 SEC. 120. (a) STUDY.—The Secretary of the Interior
21 (referred to in this section as the “Secretary”) shall con-
22 duct a special resource study of significant civil rights
23 sites in the State of Mississippi, including—

1 (1) the home of the late civil rights activist
2 Medgar Evers, located at 2332 Margaret Walker Al-
3 exander Drive, Jackson, Mississippi;

4 (2) the Tallahatchie County Courthouse, located
5 at 100 North Court Street, Sumner, Mississippi;

6 (3) the site of Bryant's Store, located at the
7 intersection of County Road 518 and County Road
8 24, Money, Mississippi;

9 (4) the site of the former office of Dr. Gilbert
10 Mason, Sr., located at 670 Division Street, Biloxi,
11 Mississippi; and

12 (5) the Old Neshoba County Jail, located at
13 422 Myrtle Avenue, East, Philadelphia, Mississippi.

14 (b) CONTENTS.—In conducting the study under sub-
15 section (a), the Secretary shall—

16 (1) evaluate the national significance of each
17 site;

18 (2) determine the suitability and feasibility of
19 designating each site as a unit of the National Park
20 System;

21 (3)(A) take into consideration other alternatives
22 for preservation, protection, and interpretation of
23 each site by—

24 (i) Federal, State, or local governmental
25 entities; or

1 (ii) private or nonprofit organizations; and

2 (B) identify cost estimates for any Federal ac-
3 quisition, development, interpretation, operation, and
4 maintenance associated with the alternatives; and

5 (4) consult with interested Federal, State, and
6 local governmental entities, private and nonprofit or-
7 ganizations, and other individuals.

8 (c) APPLICABLE LAW.—The study under subsection
9 (a) shall be conducted in accordance with section 100507
10 of title 54, United States Code.

11 (d) STUDY RESULTS.—Not later than 3 years after
12 the date on which funds are initially made available for
13 the study under subsection (a), the Secretary shall submit
14 to the Committee on Natural Resources of the House of
15 Representatives and the Committee on Energy and Nat-
16 ural Resources of the Senate a report that describes—

17 (1) the results of the study; and

18 (2) any relevant conclusions and recommenda-
19 tions of the Secretary.

20 CONTINUOUS OPERATIONS

21 SEC. 121. Not later than 30 days after the date of
22 enactment of this Act, the Secretary of the Interior shall
23 amend the regulations issued under section 250.180 of
24 title 30, Code of Federal Regulations—

1 (1) by striking each reference to “180 days”
2 and inserting “year”;

3 (2) by striking each reference to “180th day”
4 and inserting “year”; and

5 (3) by striking each reference to “180-day pe-
6 riod” and inserting “1-year period”.

7 BUREAU OF LAND MANAGEMENT FOUNDATION

8 SEC. 122. (a) DEFINITIONS.—In this section:

9 (1) BOARD.—The term “Board” means the
10 Board of Directors of the Foundation established
11 under subsection (c).

12 (2) FOUNDATION.—The term “Foundation”
13 means the Bureau of Land Management Foundation
14 established by subsection (b)(1)(A).

15 (3) PUBLIC LAND.—The term “public land”
16 has the meaning given the term “public lands” in
17 section 103 of the Federal Land Policy and Manage-
18 ment Act of 1976 (43 U.S.C. 1702).

19 (4) SECRETARY.—The term “Secretary” means
20 the Secretary of the Interior.

21 (5) WILD FREE-ROAMING HORSES AND BUR-
22 ROS.—The term “wild free-roaming horses and bur-
23 ros” has the meaning given the term in section 2 of
24 Public Law 92–195 (commonly known as the “Wild

1 Free-Roaming Horses And Burros Act”) (16 U.S.C.
2 1332).

3 (b) ESTABLISHMENT AND PURPOSES.—

4 (1) ESTABLISHMENT.—

5 (A) IN GENERAL.—There is established a
6 foundation, to be known as the “Bureau of
7 Land Management Foundation”.

8 (B) LIMITATION.—The Foundation shall
9 not be considered to be an agency or establish-
10 ment of the United States.

11 (C) TAX EXEMPTION.—The Foundation
12 shall be considered to be a charitable and non-
13 profit corporation under section 501(c)(3) of
14 the Internal Revenue Code of 1986.

15 (2) PURPOSES.—The purposes of the Founda-
16 tion are—

17 (A) to encourage, accept, and administer
18 private gifts of money and real and personal
19 property for the benefit of, or in connection
20 with the activities and services of, the Bureau
21 of Land Management;

22 (B) to carry out activities that advance the
23 purposes for which public land is administered;

24 (C) to carry out and encourage edu-
25 cational, technical, scientific, and other assist-

1 ance or activities that support the mission of
2 the Bureau of Land Management; and

3 (D) to assist the Bureau of Land Manage-
4 ment with challenges that could be better ad-
5 dressed with the support of a foundation, in-
6 cluding—

7 (i) reclamation and conservation ac-
8 tivities;

9 (ii) activities relating to wild free-
10 roaming horses and burros; and

11 (iii) the stewardship of cultural and
12 archeological treasures on public land.

13 (c) BOARD OF DIRECTORS.—

14 (1) ESTABLISHMENT.—

15 (A) IN GENERAL.—The Foundation shall
16 be governed by a Board of Directors.

17 (B) COMPOSITION.—

18 (i) IN GENERAL.—The Board shall
19 consist of not more than 9 members.

20 (ii) EX-OFFICIO MEMBER.—The Di-
21 rector of the Bureau of Land Management
22 shall be an ex-officio, nonvoting member of
23 the Board.

24 (C) REQUIREMENTS.—

1 (i) CITIZENSHIP.—A member ap-
2 pointed to the Board shall be a citizen of
3 the United States.

4 (ii) EXPERTISE.—A majority of mem-
5 bers appointed to the Board shall have
6 education or experience relating to natural,
7 cultural, conservation, or other resource
8 management, law, or research.

9 (iii) DIVERSE POINTS OF VIEW.—To
10 the maximum extent practicable, the mem-
11 bers of the Board shall represent diverse
12 points of view.

13 (2) DATE OF INITIAL APPOINTMENT.—Not
14 later than 1 year after the date of enactment of this
15 Act, the Secretary shall appoint the initial members
16 of the Board.

17 (3) TERMS.—

18 (A) IN GENERAL.—Except as provided in
19 subparagraph (B), a member of the Board shall
20 be appointed for a term of 6 years.

21 (B) INITIAL APPOINTMENTS.—The Sec-
22 retary shall stagger the initial appointments to
23 the Board, as the Secretary determines to be
24 appropriate, in a manner that ensures that—

1 (i) 1/3 of the members shall serve for
2 a term of 2 years;

3 (ii) 1/3 of the members shall serve for
4 a term of 4 years; and

5 (iii) 1/3 of the members shall serve for
6 a term of 6 years.

7 (C) VACANCIES.—A vacancy on the Board
8 shall be filled—

9 (i) not later than 60 days after the
10 date of the vacancy;

11 (ii) in the manner in which the origi-
12 nal appointment was made; and

13 (iii) for the remainder of the term of
14 the member vacating the Board.

15 (D) REMOVAL FOR FAILURE TO ATTEND
16 MEETINGS.—

17 (i) IN GENERAL.—A member of the
18 Board may be removed from the Board by
19 a majority vote of the Board, if the indi-
20 vidual fails to attend 3 consecutive regu-
21 larly scheduled meetings of the Board.

22 (ii) REQUIREMENTS.—A vacancy as
23 the result of a removal under clause (i)
24 shall be filled in accordance with subpara-
25 graph (C).

1 (E) LIMITATION.—A member of the Board
2 shall not serve more than 12 consecutive years
3 on the Board.

4 (4) CHAIRPERSON.—

5 (A) IN GENERAL.—The Board shall elect a
6 Chairperson from among the members of the
7 Board.

8 (B) TERM.—The Chairperson of the
9 Board—

10 (i) shall serve as Chairperson for a 2-
11 year term; and

12 (ii) may be reelected as Chairperson
13 while serving as a member of the Board.

14 (5) QUORUM.—A majority of the voting mem-
15 bers of the Board shall constitute a quorum for the
16 transaction of business of the Board.

17 (6) MEETINGS.—The Board shall meet—

18 (A) at the call of the Chairperson; but

19 (B) not less than once each calendar year.

20 (7) REIMBURSEMENT OF EXPENSES.—

21 (A) IN GENERAL.—Serving as a member of
22 the Board shall not constitute employment by
23 the Federal Government for any purpose.

24 (B) REIMBURSEMENT.—A member of the
25 Board shall serve without pay, other than reim-

1 bursement for the actual and necessary trav-
2 eling and subsistence expenses incurred in the
3 performance of the duties of the member for
4 the Foundation, in accordance with section
5 5703 of title 5, United States Code.

6 (8) GENERAL POWERS.—The Board may—

7 (A) appoint officers and employees in ac-
8 cordance with paragraph (9);

9 (B) adopt a constitution and bylaws con-
10 sistent with the purposes of the Foundation and
11 this section; and

12 (C) carry out any other activities that may
13 be necessary to function and to carry out this
14 section.

15 (9) OFFICERS AND EMPLOYEES.—

16 (A) IN GENERAL.—No officer or employee
17 may be appointed to the Foundation until the
18 date on which the Board determines that the
19 Foundation has sufficient funds to pay for the
20 service of the officer or employee.

21 (B) LIMITATION.—Appointment as an offi-
22 cer or employee of the Foundation shall not
23 constitute employment by the Federal Govern-
24 ment.

1 (10) LIMITATION AND CONFLICTS OF INTER-
2 EST.—

3 (A) PROHIBITION ON POLITICAL ACTIV-
4 ITY.—The Foundation shall not participate or
5 intervene in a political campaign on behalf of
6 any candidate for public office.

7 (B) LIMITATION ON PARTICIPATION.—No
8 member of the Board or officer or employee of
9 the Foundation shall participate, directly or in-
10 directly, in the consideration or determination
11 of any question before the Foundation that af-
12 fects—

13 (i) the financial interests of the mem-
14 ber of the Board, officer, or employee; or

15 (ii) the interests of any corporation
16 partnership, entity, or organization in
17 which the member of the Board, officer, or
18 employee—

19 (I) is an officer, director, or
20 trustee; or

21 (II) has any direct or indirect fi-
22 nancial interest.

23 (d) POWERS AND OBLIGATIONS.—

24 (1) IN GENERAL.—The Foundation—

25 (A) shall have perpetual succession; and

1 (B) may conduct business throughout the
2 several States, territories, and possessions of
3 the United States.

4 (2) NOTICE; SERVICE OF PROCESS.—

5 (A) DESIGNATED AGENT.—The Founda-
6 tion shall at all times maintain a designated
7 agent in the District of Columbia authorized to
8 accept service of process for the Foundation.

9 (B) SERVICE OF PROCESS.—The serving of
10 notice to, or service of process on, the agent re-
11 quired under this paragraph, or mailed to the
12 business address of the agent, shall be deemed
13 to be notice to, or the service of process on, the
14 Foundation.

15 (3) SEAL.—The Foundation shall have an offi-
16 cial seal, to be selected by the Board, which shall be
17 judicially noticed.

18 (4) POWERS.—To carry out the purposes of the
19 Foundation, the Foundation shall have, in addition
20 to powers otherwise authorized by this section, the
21 usual powers of a not-for-profit corporation in the
22 District of Columbia, including the power—

23 (A) to accept, receive, solicit, hold, admin-
24 ister, and use any gift, devise, or bequest, abso-
25 lutely or in trust, of real or personal property,

1 or any income from, or other interest in, the
2 property;

3 (B) to acquire by donation, gift, devise,
4 purchase, or exchange, and to dispose of, any
5 real or personal property or interest in the
6 property;

7 (C) to sell, donate, lease, invest, reinvest,
8 retain, or otherwise dispose of any property or
9 income from property, unless limited by the in-
10 strument of transfer;

11 (D) to borrow money and issue bonds, de-
12 bentures, or other debt instruments;

13 (E) to sue and be sued, and complain and
14 defend itself in any court of competent jurisdic-
15 tion, except that the members of the Board
16 shall not be held personally liable, except in a
17 case of gross negligence;

18 (F)(i) to enter into contracts or other
19 agreements with public agencies, private organi-
20 zations, and persons; and

21 (ii) to make such payments as may be
22 necessary to carry out the purposes of the
23 contracts or agreements; and

1 (G) to carry out any activity necessary and
2 proper to advance the purposes of the Founda-
3 tion.

4 (5) REAL PROPERTY.—

5 (A) IN GENERAL.—For purposes of this
6 section, an interest in real property shall in-
7 clude mineral and water rights, rights-of-way,
8 and easements, appurtenant or in gross.

9 (B) ACCEPTANCE.—A gift, devise, or be-
10 quest of real property may be accepted by the
11 Foundation, regardless of whether the property
12 is encumbered, restricted, or subject to bene-
13 ficial interests of a private person, if any cur-
14 rent or future interest in the property is for the
15 benefit of the Foundation.

16 (C) DECLINING GIFTS.—The Foundation
17 may, at the discretion of the Foundation, de-
18 cline any gift, devise, or bequest of real prop-
19 erty.

20 (D) PROHIBITION ON CONDEMNATION.—
21 No land, water, or interest in land or water,
22 that is owned by the Foundation shall be sub-
23 ject to condemnation by any State, political
24 subdivision of a State, or agent or instrumen-

1 tality of a State or political subdivision of a
2 State.

3 (e) ADMINISTRATIVE SERVICES AND SUPPORT.—

4 (1) FUNDING.—

5 (A) IN GENERAL.—For the purposes of as-
6 sisting the Foundation in establishing an office
7 and meeting initial administrative, project, and
8 other expenses, the Secretary may provide to
9 the Foundation, from funds appropriated under
10 subsection (j), such sums as are necessary for
11 fiscal years 2017 and 2018.

12 (B) AVAILABILITY OF FUNDS.—Funds
13 made available under subparagraph (A) shall
14 remain available to the Foundation until ex-
15 pended for authorized purposes.

16 (2) ADMINISTRATIVE EXPENSES.—

17 (A) IN GENERAL.—The Secretary may
18 provide to the Foundation personnel, facilities,
19 equipment, and other administrative services,
20 subject to such limitations, terms, and condi-
21 tions as the Secretary may establish.

22 (B) REIMBURSEMENT.—The Foundation
23 may reimburse the Secretary for any support
24 provided under subparagraph (A), in whole or
25 in part, and any reimbursement received by the

1 Secretary under this subparagraph shall be de-
2 posited in the Treasury to the credit of the ap-
3 propriations then current and chargeable for
4 the cost of providing the services.

5 (f) VOLUNTEERS.—The Secretary may accept, with-
6 out regard to the civil service classification laws (including
7 regulations), the services of the Foundation, the Board,
8 and the officers, employees, and agents of the Foundation,
9 without compensation from the Department of the Inte-
10 rior, as volunteers for the performance of the functions
11 under section 307(d) of the Federal Land Policy and Man-
12 agement Act of 1976 (43 U.S.C. 1737(d)).

13 (g) AUDITS AND REPORT REQUIREMENTS.—

14 (1) AUDITS.—For purposes of section 10101 of
15 title 36, United States Code, the Foundation shall
16 be considered to be a private corporation established
17 under Federal law.

18 (2) ANNUAL REPORTS.—At the end of each fis-
19 cal year, the Board shall submit to Congress a re-
20 port that describes the proceedings and activities of
21 the Foundation during that fiscal year, including a
22 full and complete statement of the receipts, expendi-
23 tures, and investments.

24 (h) UNITED STATES RELEASE FROM LIABILITY.—

1 (1) IN GENERAL.—The United States shall not
2 be liable for any debt, default, act, or omission of
3 the Foundation.

4 (2) FULL FAITH AND CREDIT.—The full faith
5 and credit of the United States shall not extend to
6 any obligation of the Foundation.

7 (i) LIMITATION ON AUTHORITY.—Nothing in this
8 section authorizes the Foundation to perform any function
9 the authority for which is provided to the Bureau of Land
10 Management under any other provision of law.

11 (j) AUTHORIZATION OF APPROPRIATIONS.—There
12 are authorized to be appropriated such sums as are nec-
13 essary to carry out this section.

1 TITLE II
2 ENVIRONMENTAL PROTECTION AGENCY
3 SCIENCE AND TECHNOLOGY
4 (INCLUDING RESCISSION OF FUNDS)

5 For science and technology, including research and
6 development activities, which shall include research and
7 development activities under the Comprehensive Environ-
8 mental Response, Compensation, and Liability Act of
9 1980; necessary expenses for personnel and related costs
10 and travel expenses; procurement of laboratory equipment
11 and supplies; and other operating expenses in support of
12 research and development, \$713,823,000, to remain avail-
13 able until September 30, 2018: *Provided*, That of the
14 funds included under this heading, \$4,100,000 shall be for
15 Research: National Priorities as specified in the explana-
16 tory statement described in section 4 (in the matter pre-
17 ceding division A of this consolidated Act): *Provided fur-*
18 *ther*, That of the unobligated balances from appropriations
19 made available under this heading, \$7,350,000 are perma-
20 nently rescinded: *Provided further*, That no amounts may
21 be rescinded pursuant to the preceding proviso from
22 amounts made available in the first proviso for Research:
23 National Priorities: *Provided further*, That such rescission
24 shall be applied to program project areas, to the extent

1 practicable, to reflect changes to funding projections due
2 to routine attrition during fiscal year 2017.

3 ENVIRONMENTAL PROGRAMS AND MANAGEMENT

4 (INCLUDING RESCISSION OF FUNDS)

5 For environmental programs and management, in-
6 cluding necessary expenses, not otherwise provided for, for
7 personnel and related costs and travel expenses; hire of
8 passenger motor vehicles; hire, maintenance, and oper-
9 ation of aircraft; purchase of reprints; library member-
10 ships in societies or associations which issue publications
11 to members only or at a price to members lower than to
12 subscribers who are not members; administrative costs of
13 the brownfields program under the Small Business Liabil-
14 ity Relief and Brownfields Revitalization Act of 2002; and
15 not to exceed \$9,000 for official reception and representa-
16 tion expenses, \$2,619,799,000, to remain available until
17 September 30, 2018: *Provided*, That of the funds included
18 under this heading, \$12,700,000 shall be for Environ-
19 mental Protection: National Priorities as specified in the
20 explanatory statement described in section 4 (in the mat-
21 ter preceding division A of this consolidated Act): *Provided*
22 *further*, That of the funds included under this heading,
23 \$435,857,000 shall be for Geographic Programs specified
24 in the explanatory statement described in section 4 (in the
25 matter preceding division A of this consolidated Act): *Pro-*

1 *vided further*, That of the unobligated balances from ap-
2 propriations made available under this heading,
3 \$21,800,000 are permanently rescinded: *Provided further*,
4 That no amounts may be rescinded pursuant to the pre-
5 ceding proviso from amounts made available in the first
6 proviso for Environmental Protection: National Priorities,
7 from amounts made available in the second proviso for Ge-
8 ographic Programs, or from the National Estuary Pro-
9 gram (33 U.S.C. 1330): *Provided further*, That such re-
10 scission shall be applied to program project areas, to the
11 extent practicable, to reflect changes to funding projec-
12 tions due to routine attrition during fiscal year 2017.

13 In addition, \$3,000,000 to remain available until ex-
14 pended, for necessary expenses of activities described in
15 section 26(b)(1) of the Toxic Substances Control Act (15
16 U.S.C. 2625(b)(1)): *Provided*, That fees collected pursu-
17 ant to that section of that Act and deposited in the “TSCA
18 Service Fee Fund” as discretionary offsetting receipts in
19 fiscal year 2017 shall be retained and used for necessary
20 salaries and expenses in this appropriation and shall re-
21 main available until expended: *Provided further*, That the
22 sum herein appropriated in this paragraph from the gen-
23 eral fund for fiscal year 2017 shall be reduced by the
24 amount of discretionary offsetting receipts received during
25 fiscal year 2017, so as to result in a final fiscal year 2017

1 appropriation from the general fund estimated at not more
2 than \$0: *Provided further*, That to the extent that amounts
3 realized from such receipts exceed \$3,000,000, those
4 amount in excess of \$3,000,000 shall be deposited in the
5 “TSCA Service Fee Fund” as discretionary offsetting re-
6 cepts in fiscal year 2017, shall be retained and used for
7 necessary salaries and expenses in this account, and shall
8 remain available until expended: *Provided further*, That of
9 the funds included in the first paragraph under this head-
10 ing, the Chemical Risk Review and Reduction program
11 project shall be allocated for this fiscal year, excluding the
12 amount of any fees appropriated, not less than the amount
13 of appropriations for that program project for fiscal year
14 2014.

15 HAZARDOUS WASTE ELECTRONIC MANIFEST SYSTEM
16 FUND

17 For necessary expenses to carry out section 3024 of
18 the Solid Waste Disposal Act (42 U.S.C. 6939g), includ-
19 ing the development, operation, maintenance, and upgrad-
20 ing of the hazardous waste electronic manifest system es-
21 tablished by such section, \$3,178,000, to remain available
22 until September 30, 2019.

23 OFFICE OF INSPECTOR GENERAL

24 For necessary expenses of the Office of Inspector
25 General in carrying out the provisions of the Inspector

1 General Act of 1978, \$41,489,000, to remain available
2 until September 30, 2018.

3 BUILDINGS AND FACILITIES

4 For construction, repair, improvement, extension, al-
5 teration, and purchase of fixed equipment or facilities of,
6 or for use by, the Environmental Protection Agency,
7 \$34,467,000, to remain available until expended.

8 HAZARDOUS SUBSTANCE SUPERFUND

9 (INCLUDING TRANSFERS OF FUNDS)

10 For necessary expenses to carry out the Comprehen-
11 sive Environmental Response, Compensation, and Liabil-
12 ity Act of 1980 (CERCLA), including sections 111(c)(3),
13 (c)(5), (c)(6), and (e)(4) (42 U.S.C. 9611)
14 \$1,088,769,000, to remain available until expended, con-
15 sisting of such sums as are available in the Trust Fund
16 on September 30, 2016, as authorized by section 517(a)
17 of the Superfund Amendments and Reauthorization Act
18 of 1986 (SARA) and up to \$1,088,769,000 as a payment
19 from general revenues to the Hazardous Substance Super-
20 fund for purposes as authorized by section 517(b) of
21 SARA: *Provided*, That funds appropriated under this
22 heading may be allocated to other Federal agencies in ac-
23 cordance with section 111(a) of CERCLA: *Provided fur-*
24 *ther*, That of the funds appropriated under this heading,
25 \$8,778,000 shall be paid to the “Office of Inspector Gen-

1 eral” appropriation to remain available until September
2 30, 2018, and \$15,496,000 shall be paid to the “Science
3 and Technology” appropriation to remain available until
4 September 30, 2018.

5 LEAKING UNDERGROUND STORAGE TANK TRUST FUND
6 PROGRAM

7 For necessary expenses to carry out leaking under-
8 ground storage tank cleanup activities authorized by sub-
9 title I of the Solid Waste Disposal Act, \$91,941,000, to
10 remain available until expended, of which \$66,572,000
11 shall be for carrying out leaking underground storage tank
12 cleanup activities authorized by section 9003(h) of the
13 Solid Waste Disposal Act; \$25,369,000 shall be for car-
14 rying out the other provisions of the Solid Waste Disposal
15 Act specified in section 9508(c) of the Internal Revenue
16 Code: *Provided*, That the Administrator is authorized to
17 use appropriations made available under this heading to
18 implement section 9013 of the Solid Waste Disposal Act
19 to provide financial assistance to federally recognized In-
20 dian tribes for the development and implementation of
21 programs to manage underground storage tanks.

22 INLAND OIL SPILL PROGRAMS

23 For expenses necessary to carry out the Environ-
24 mental Protection Agency’s responsibilities under the Oil
25 Pollution Act of 1990, \$18,209,000, to be derived from

1 the Oil Spill Liability trust fund, to remain available until
2 expended.

3 STATE AND TRIBAL ASSISTANCE GRANTS

4 For environmental programs and infrastructure as-
5 sistance, including capitalization grants for State revolv-
6 ing funds and performance partnership grants,
7 \$3,527,161,000, to remain available until expended, of
8 which—

9 (1) \$1,393,887,000 shall be for making capital-
10 ization grants for the Clean Water State Revolving
11 Funds under title VI of the Federal Water Pollution
12 Control Act; and of which \$863,233,000 shall be for
13 making capitalization grants for the Drinking Water
14 State Revolving Funds under section 1452 of the
15 Safe Drinking Water Act: *Provided*, That for fiscal
16 year 2017, to the extent there are sufficient eligible
17 project applications and projects are consistent with
18 State Intended Use Plans, not less than 10 percent
19 of the funds made available under this title to each
20 State for Clean Water State Revolving Fund capital-
21 ization grants shall be used by the State for projects
22 to address green infrastructure, water or energy effi-
23 ciency improvements, or other environmentally inno-
24 vative activities: *Provided further*, That for fiscal
25 year 2017, funds made available under this title to

1 each State for Drinking Water State Revolving
2 Fund capitalization grants may, at the discretion of
3 each State, be used for projects to address green in-
4 frastructure, water or energy efficiency improve-
5 ments, or other environmentally innovative activities:
6 *Provided further,* That notwithstanding section
7 603(d)(7) of the Federal Water Pollution Control
8 Act, the limitation on the amounts in a State water
9 pollution control revolving fund that may be used by
10 a State to administer the fund shall not apply to
11 amounts included as principal in loans made by such
12 fund in fiscal year 2017 and prior years where such
13 amounts represent costs of administering the fund
14 to the extent that such amounts are or were deemed
15 reasonable by the Administrator, accounted for sepa-
16 rately from other assets in the fund, and used for
17 eligible purposes of the fund, including administra-
18 tion: *Provided further,* That for fiscal year 2017,
19 notwithstanding the provisions of sections 201(g)(1),
20 (h), and (l) of the Federal Water Pollution Control
21 Act, grants under title II of the Federal Water Pol-
22 lution Control Act for American Samoa, Guam, the
23 Commonwealth of the Northern Marianas, the
24 United States Virgin Islands, and the District of Co-
25 lumbia may also be made for the purpose of pro-

1 viding assistance: (1) solely for facility plans, design
2 activities, or plans, specification, and estimates for
3 any proposed project for the construction of treat-
4 ment works; and (2) for the construction, repair, or
5 replacement of privately owned treatment works
6 serving one or more principal residences or small
7 commercial establishments: *Provided further*, That
8 for fiscal year 2017, notwithstanding the provisions
9 of 201(g)(1), (h), and (l) and section 518(c) of the
10 Federal Water Pollution Control Act, funds reserved
11 by the Administrator for grants under section 518(c)
12 of the Federal Water Pollution Control Act may also
13 be used to provide assistance: (1) solely for facility
14 plans, design activities, or plans, specifications, and
15 estimates for any proposed project for the construc-
16 tion of treatment works; and (2) for the construc-
17 tion, repair, or replacement of privately owned treat-
18 ment works serving one or more principal residences
19 or small commercial establishments; Funds reserved
20 under section 518(c) of such Act shall be available
21 for grants only to Indian tribes, as defined in section
22 518(h) of such Act and former Indian reservations
23 in Oklahoma (as defined by the Secretary of the In-
24 terior) and Native Villages (as defined in Public
25 Law 92–203): *Provided further*, That for fiscal year

1 2017, notwithstanding any provision of the Clean
2 Water Act and regulations issued pursuant thereof,
3 up to a total of \$2,000,000 of the funds reserved by
4 the Administrator for grants under section 518(c) of
5 the Federal Water Pollution Control Act may also be
6 used for grants for training, technical assistance,
7 and educational programs relating to the operation
8 and management of the treatment works specified in
9 section 518(c) of such Act; Funds reserved under
10 section 518(c) of such Act shall be available for
11 grants only to Indian tribes, as defined in section
12 518(h) of such Act and former Indian reservations
13 in Oklahoma (as determined by the Secretary of the
14 Interior) and Native Villages (as defined in Public
15 Law 92-203): *Provided further*, That for fiscal year
16 2017, notwithstanding the limitation on amounts in
17 section 518(c) of the Federal Water Pollution Con-
18 trol Act, up to a total of 2 percent of the funds ap-
19 propriated, or \$30,000,000, whichever is greater,
20 and notwithstanding the limitation on amounts in
21 section 1452(i) of the Safe Drinking Water Act, up
22 to a total of 2 percent of the funds appropriated, or
23 \$20,000,000, whichever is greater, for State Revolv-
24 ing Funds under such Acts may be reserved by the
25 Administrator for grants under section 518(c) and

1 section 1452(i) of such Acts: *Provided further*, That
2 for fiscal year 2017, notwithstanding the amounts
3 specified in section 205(c) of the Federal Water Pol-
4 lution Control Act, up to 1.5 percent of the aggre-
5 gate funds appropriated for the Clean Water State
6 Revolving Fund program under the Act less any
7 sums reserved under section 518(c) of the Act, may
8 be reserved by the Administrator for grants made
9 under title II of the Federal Water Pollution Control
10 Act for American Samoa, Guam, the Commonwealth
11 of the Northern Marianas, and United States Virgin
12 Islands: *Provided further*, That for fiscal year 2017,
13 notwithstanding the limitations on amounts specified
14 in section 1452(j) of the Safe Drinking Water Act,
15 up to 1.5 percent of the funds appropriated for the
16 Drinking Water State Revolving Fund programs
17 under the Safe Drinking Water Act may be reserved
18 by the Administrator for grants made under section
19 1452(j) of the Safe Drinking Water Act: *Provided*
20 *further*, That 10 percent of the funds made available
21 under this title to each State for Clean Water State
22 Revolving Fund capitalization grants and 20 percent
23 of the funds made available under this title to each
24 State for Drinking Water State Revolving Fund cap-
25 italization grants shall be used by the State to pro-

1 vide additional subsidy to eligible recipients in the
2 form of forgiveness of principal, negative interest
3 loans, or grants (or any combination of these), and
4 shall be so used by the State only where such funds
5 are provided as initial financing for an eligible re-
6 cipient or to buy, refinance, or restructure the debt
7 obligations of eligible recipients where such debt was
8 incurred on or after the date of enactment of this
9 Act, or where such debt was incurred prior to the
10 date of enactment of this Act if the State, with con-
11 currence from the Administrator, determines that
12 such funds could be used to help address a threat
13 to public health from heightened exposure to lead in
14 drinking water or if a Federal or State emergency
15 declaration has been issued due to a threat to public
16 health from heightened exposure to lead in a munic-
17 ipal drinking water supply before the date of enact-
18 ment of this Act: *Provided further*, That in a State
19 in which such an emergency declaration has been
20 issued, the State may use more than 20 percent of
21 the funds made available under this title to the
22 State for Drinking Water State Revolving Fund cap-
23 italization grants to provide additional subsidy to eli-
24 gible recipients;

1 (2) \$10,000,000 shall be for architectural, engi-
2 neering, planning, design, construction and related
3 activities in connection with the construction of high
4 priority water and wastewater facilities in the area
5 of the United States-Mexico Border, after consulta-
6 tion with the appropriate border commission: *Pro-*
7 *vided*, That no funds provided by this appropriations
8 Act to address the water, wastewater and other crit-
9 ical infrastructure needs of the colonias in the
10 United States along the United States-Mexico bor-
11 der shall be made available to a county or municipal
12 government unless that government has established
13 an enforceable local ordinance, or other zoning rule,
14 which prevents in that jurisdiction the development
15 or construction of any additional colonia areas, or
16 the development within an existing colonia the con-
17 struction of any new home, business, or other struc-
18 ture which lacks water, wastewater, or other nec-
19 essary infrastructure;

20 (3) \$20,000,000 shall be for grants to the State
21 of Alaska to address drinking water and wastewater
22 infrastructure needs of rural and Alaska Native Vil-
23 lages: *Provided*, That of these funds: (A) the State
24 of Alaska shall provide a match of 25 percent; (B)
25 no more than 5 percent of the funds may be used

1 for administrative and overhead expenses; and (C)
2 the State of Alaska shall make awards consistent
3 with the Statewide priority list established in con-
4 junction with the Agency and the U.S. Department
5 of Agriculture for all water, sewer, waste disposal,
6 and similar projects carried out by the State of Alas-
7 ka that are funded under section 221 of the Federal
8 Water Pollution Control Act (33 U.S.C. 1301) or
9 the Consolidated Farm and Rural Development Act
10 (7 U.S.C. 1921 et seq.) which shall allocate not less
11 than 25 percent of the funds provided for projects
12 in regional hub communities;

13 (4) \$80,000,000 shall be to carry out section
14 104(k) of the Comprehensive Environmental Re-
15 sponse, Compensation, and Liability Act of 1980
16 (CERCLA), including grants, interagency agree-
17 ments, and associated program support costs: *Pro-*
18 *vided*, That not more than 25 percent of the amount
19 appropriated to carry out section 104(k) of
20 CERCLA shall be used for site characterization, as-
21 sessment, and remediation of facilities described in
22 section 101(39)(D)(ii)(II) of CERCLA: *Provided*
23 *further*, That at least 10 percent shall be allocated
24 for assistance in persistent poverty counties: *Pro-*
25 *vided further*, That for purposes of this section, the

1 term “persistent poverty counties” means any coun-
2 ty that has had 20 percent or more of its population
3 living in poverty over the past 30 years, as measured
4 by the 1990 and 2000 decennial censuses and the
5 most recent Small Area Income and Poverty Esti-
6 mates;

7 (5) \$60,000,000 shall be for grants under title
8 VII, subtitle G of the Energy Policy Act of 2005;

9 (6) \$30,000,000 shall be for targeted airshed
10 grants in accordance with the terms and conditions
11 of the explanatory statement described in section 4
12 (in the matter preceding division A of this consoli-
13 dated Act);

14 (7) \$4,000,000 shall be to carry out the water
15 quality program authorized in section 5004(d) of the
16 Water Infrastructure Improvements for the Nation
17 Act (Public Law 114–322); and

18 (8) \$1,066,041,000 shall be for grants, includ-
19 ing associated program support costs, to States, fed-
20 erally recognized tribes, interstate agencies, tribal
21 consortia, and air pollution control agencies for
22 multi-media or single media pollution prevention,
23 control and abatement and related activities, includ-
24 ing activities pursuant to the provisions set forth
25 under this heading in Public Law 104–134, and for

1 making grants under section 103 of the Clean Air
2 Act for particulate matter monitoring and data col-
3 lection activities subject to terms and conditions
4 specified by the Administrator, of which:
5 \$47,745,000 shall be for carrying out section 128 of
6 CERCLA; \$9,646,000 shall be for Environmental
7 Information Exchange Network grants, including as-
8 sociated program support costs; \$1,498,000 shall be
9 for grants to States under section 2007(f)(2) of the
10 Solid Waste Disposal Act, which shall be in addition
11 to funds appropriated under the heading “Leaking
12 Underground Storage Tank Trust Fund Program”
13 to carry out the provisions of the Solid Waste Dis-
14 posal Act specified in section 9508(c) of the Internal
15 Revenue Code other than section 9003(h) of the
16 Solid Waste Disposal Act; \$17,848,000 of the funds
17 available for grants under section 106 of the Federal
18 Water Pollution Control Act shall be for State par-
19 ticipation in national- and State-level statistical sur-
20 veys of water resources and enhancements to State
21 monitoring programs.

22 WATER INFRASTRUCTURE FINANCE AND INNOVATION
23 PROGRAM ACCOUNT

24 For the cost of direct loans and for the cost of guar-
25 anteed loans, as authorized by the Water Infrastructure

1 Finance and Innovation Act of 2014, \$8,000,000, to re-
2 main available until expended: *Provided*, That such costs,
3 including the cost of modifying such loans, shall be as de-
4 fined in section 502 of the Congressional Budget Act of
5 1974: *Provided further*, That these funds are available to
6 subsidize gross obligations for the principal amount of di-
7 rect loans, including capitalized interest, and total loan
8 principal, including capitalized interest, any part of which
9 is to be guaranteed, not to exceed \$976,000,000: *Provided*
10 *further*, That amounts made available under this heading
11 in this Act are in addition to amounts appropriated or oth-
12 erwise made available for the Water Infrastructure Fi-
13 nance and Innovation Program for fiscal year 2017.

14 In addition, fees authorized to be collected pursuant
15 to sections 5029 and 5030 of the Water Infrastructure
16 Finance and Innovation Act of 2014 shall be deposited
17 in this account to remain available until expended.

18 In addition, for administrative expenses to carry out
19 the direct and guaranteed loan programs, notwithstanding
20 section 5033 of the Water Infrastructure Finance and In-
21 novation Act of 2014, \$2,000,000, to remain available
22 until September 30, 2018.

ADMINISTRATIVE PROVISIONS—ENVIRONMENTAL
PROTECTION AGENCY

3 (INCLUDING TRANSFERS AND RESCISSION OF FUNDS)

4 For fiscal year 2017, notwithstanding 31 U.S.C.
5 6303(1) and 6305(1), the Administrator of the Environ-
6 mental Protection Agency, in carrying out the Agency's
7 function to implement directly Federal environmental pro-
8 grams required or authorized by law in the absence of an
9 acceptable tribal program, may award cooperative agree-
10 ments to federally recognized Indian tribes or Intertribal
11 consortia, if authorized by their member tribes, to assist
12 the Administrator in implementing Federal environmental
13 programs for Indian tribes required or authorized by law,
14 except that no such cooperative agreements may be award-
15 ed from funds designated for State financial assistance
16 agreements.

The Administrator of the Environmental Protection Agency is authorized to collect and obligate pesticide registration service fees in accordance with section 33 of the Federal Insecticide, Fungicide, and Rodenticide Act, as amended by Public Law 112–177, the Pesticide Registration Improvement Extension Act of 2012.

Notwithstanding section 33(d)(2) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) (7 U.S.C. 136w-8(d)(2)), the Administrator of the Environ-

1 mental Protection Agency may assess fees under section
2 33 of FIFRA (7 U.S.C. 136w-8) for fiscal year 2017.

3 The Administrator is authorized to transfer up to
4 \$300,000,000 of the funds appropriated for the Great
5 Lakes Restoration Initiative under the heading “Environ-
6 mental Programs and Management” to the head of any
7 Federal department or agency, with the concurrence of
8 such head, to carry out activities that would support the
9 Great Lakes Restoration Initiative and Great Lakes
10 Water Quality Agreement programs, projects, or activities;
11 to enter into an interagency agreement with the head of
12 such Federal department or agency to carry out these ac-
13 tivities; and to make grants to governmental entities, non-
14 profit organizations, institutions, and individuals for plan-
15 ning, research, monitoring, outreach, and implementation
16 in furtherance of the Great Lakes Restoration Initiative
17 and the Great Lakes Water Quality Agreement.

18 The Science and Technology, Environmental Pro-
19 grams and Management, Office of Inspector General, Haz-
20 ardous Substance Superfund, and Leaking Underground
21 Storage Tank Trust Fund Program Accounts, are avail-
22 able for the construction, alteration, repair, rehabilitation,
23 and renovation of facilities provided that the cost does not
24 exceed \$150,000 per project.

1 For fiscal year 2017, and notwithstanding section
2 518(f) of the Federal Water Pollution Control Act (33
3 U.S.C. 1377(f)), the Administrator is authorized to use
4 the amounts appropriated for any fiscal year under section
5 319 of the Act to make grants to Indian tribes pursuant
6 to sections 319(h) and 518(e) of that Act.

7 The Administrator is authorized to use the amounts
8 appropriated under the heading “Environmental Pro-
9 grams and Management” for fiscal year 2017 to provide
10 grants to implement the Southeastern New England Wa-
11 tershed Restoration Program.

12 Notwithstanding the limitation on amounts in section
13 320(i) of the Federal Water Pollution Control Act, funds
14 made available under this title for the National Estuary
15 Program shall be used for the development, implementa-
16 tion, and monitoring of comprehensive conservation and
17 management plans.

18 Of the unobligated balances available for “State and
19 Tribal Assistance Grants” account, \$61,198,000 are per-
20 manently rescinded: *Provided*, That no amounts may be
21 rescinded from amounts that were designated by the Con-
22 gress as an emergency requirement pursuant to the Con-
23 current Resolution on the Budget or the Balanced Budget
24 and Emergency Deficit Control Act of 1985 or from
25 amounts that were made available by subsection (a) of sec-

1 tion 196 of the Continuing Appropriations Act, 2017 (divi-
2 sion C of Public Law 114–223), as amended by the Fur-
3 ther Continuing and Security Assistance Appropriations
4 Act, 2017 (Public Law 114–254).

1 TITLE III
2 RELATED AGENCIES
3 DEPARTMENT OF AGRICULTURE
4 FOREST SERVICE
5 FOREST AND RANGELAND RESEARCH

6 For necessary expenses of forest and rangeland re-
7 search as authorized by law, \$288,514,000, to remain
8 available through September 30, 2020: *Provided*, That of
9 the funds provided, \$77,000,000 is for the forest inventory
10 and analysis program.

11 STATE AND PRIVATE FORESTRY
12 (INCLUDING RESCISSION OF FUNDS)

13 For necessary expenses of cooperating with and pro-
14 viding technical and financial assistance to States, terri-
15 tories, possessions, and others, and for forest health man-
16 agement, including treatments of pests, pathogens, and
17 invasive or noxious plants and for restoring and rehabili-
18 tating forests damaged by pests or invasive plants, cooper-
19 ative forestry, and education and land conservation activi-
20 ties and conducting an international program as author-
21 ized, \$228,923,000, to remain available through Sep-
22 tember 30, 2020, as authorized by law; of which
23 \$62,347,000 is to be derived from the Land and Water
24 Conservation Fund to be used for the Forest Legacy Pro-
25 gram, to remain available until expended.

1 Of the unobligated balances from amounts made
2 available for the Forest Legacy Program and derived from
3 the Land and Water Conservation Fund, \$12,002,000 is
4 hereby permanently rescinded from projects with cost sav-
5 ings or failed or partially failed projects that had funds
6 returned.

7 NATIONAL FOREST SYSTEM

8 (INCLUDING TRANSFERS OF FUNDS)

9 For necessary expenses of the Forest Service, not
10 otherwise provided for, for management, protection, im-
11 provement, and utilization of the National Forest System,
12 \$1,513,318,000, to remain available through September
13 30, 2020: *Provided*, That of the funds provided,
14 \$40,000,000 shall be deposited in the Collaborative Forest
15 Landscape Restoration Fund for ecological restoration
16 treatments as authorized by 16 U.S.C. 7303(f): *Provided*
17 *further*, That of the funds provided, \$367,805,000 shall
18 be for forest products: *Provided further*, That of the funds
19 provided, up to \$81,941,000 is for the Integrated Re-
20 source Restoration pilot program for Region 1, Region 3
21 and Region 4: *Provided further*, That of the funds pro-
22 vided for forest products, up to \$65,560,000 may be trans-
23 ferred to support the Integrated Resource Restoration
24 pilot program in the preceding proviso: *Provided further*,
25 That the Secretary of Agriculture may transfer to the Sec-

1 retary of the Interior any unobligated funds appropriated
2 in a previous fiscal year for operation of the Valles Caldera
3 National Preserve: *Provided further*, That notwithstanding
4 section 33 of the Bankhead Jones Farm Tenant Act (7
5 U.S.C. 1012), the Secretary of Agriculture, in calculating
6 a fee for grazing on a National Grassland, may provide
7 a credit of up to 50 percent of the calculated fee to a Graz-
8 ing Association or direct permittee for a conservation
9 practice approved by the Secretary in advance of the fiscal
10 year in which the cost of the conservation practice is in-
11 curred. And, that the amount credited shall remain avail-
12 able to the Grazing Association or the direct permittee,
13 as appropriate, in the fiscal year in which the credit is
14 made and each fiscal year thereafter for use on the project
15 for conservation practices approved by the Secretary.

16 CAPITAL IMPROVEMENT AND MAINTENANCE

17 (INCLUDING TRANSFER OF FUNDS)

18 For necessary expenses of the Forest Service, not
19 otherwise provided for, \$364,014,000, to remain available
20 through September 30, 2020, for construction, capital im-
21 provement, maintenance and acquisition of buildings and
22 other facilities and infrastructure; and for construction,
23 reconstruction, decommissioning of roads that are no
24 longer needed, including unauthorized roads that are not
25 part of the transportation system, and maintenance of for-

1 est roads and trails by the Forest Service as authorized
2 by 16 U.S.C. 532–538 and 23 U.S.C. 101 and 205: *Pro-*
3 *vided*, That \$40,000,000 shall be designated for urgently
4 needed road decommissioning, road and trail repair and
5 maintenance and associated activities, and removal of fish
6 passage barriers, especially in areas where Forest Service
7 roads may be contributing to water quality problems in
8 streams and water bodies which support threatened, en-
9 dangered, or sensitive species or community water sources:
10 *Provided further*, That funds becoming available in fiscal
11 year 2017 under the Act of March 4, 1913 (16 U.S.C.
12 501) shall be transferred to the General Fund of the
13 Treasury and shall not be available for transfer or obliga-
14 tion for any other purpose unless the funds are appro-
15 priated: *Provided further*, That of the funds provided for
16 decommissioning of roads, up to \$14,743,000 may be
17 transferred to the “National Forest System” to support
18 the Integrated Resource Restoration pilot program.

19 LAND ACQUISITION

20 For expenses necessary to carry out the provisions
21 of chapter 2003 of title 54, United States Code, including
22 administrative expenses, and for acquisition of land or wa-
23 ters, or interest therein, in accordance with statutory au-
24 thority applicable to the Forest Service, \$54,415,000, to

1 be derived from the Land and Water Conservation Fund
2 and to remain available until expended.

3 ACQUISITION OF LANDS FOR NATIONAL FORESTS SPECIAL
4 ACTS

5 For acquisition of lands within the exterior bound-
6 aries of the Cache, Uinta, and Wasatch National Forests,
7 Utah; the Toiyabe National Forest, Nevada; and the An-
8 geles, San Bernardino, Sequoia, and Cleveland National
9 Forests, California, as authorized by law, \$950,000, to be
10 derived from forest receipts.

11 ACQUISITION OF LANDS TO COMPLETE LAND EXCHANGES

12 For acquisition of lands, such sums, to be derived
13 from funds deposited by State, county, or municipal gov-
14 ernments, public school districts, or other public school au-
15 thorities, and for authorized expenditures from funds de-
16 posited by non-Federal parties pursuant to Land Sale and
17 Exchange Acts, pursuant to the Act of December 4, 1967
18 (16 U.S.C. 484a), to remain available through September
19 30, 2020, (16 U.S.C. 516–617a, 555a; Public Law 96–
20 586; Public Law 76–589, 76–591; and Public Law 78–
21 310).

22 RANGE BETTERMENT FUND

23 For necessary expenses of range rehabilitation, pro-
24 tection, and improvement, 50 percent of all moneys re-
25 ceived during the prior fiscal year, as fees for grazing do-

1 mestic livestock on lands in National Forests in the 16
2 Western States, pursuant to section 401(b)(1) of Public
3 Law 94–579, to remain available through September 30,
4 2020, of which not to exceed 6 percent shall be available
5 for administrative expenses associated with on-the-ground
6 range rehabilitation, protection, and improvements.

7 GIFTS, DONATIONS AND BEQUESTS FOR FOREST AND
8 RANGELAND RESEARCH

9 For expenses authorized by 16 U.S.C. 1643(b),
10 \$45,000, to remain available through September 30, 2020,
11 to be derived from the fund established pursuant to the
12 above Act.

13 MANAGEMENT OF NATIONAL FOREST LANDS FOR
14 SUBSISTENCE USES

15 For necessary expenses of the Forest Service to man-
16 age Federal lands in Alaska for subsistence uses under
17 title VIII of the Alaska National Interest Lands Conserva-
18 tion Act (Public Law 96–487), \$2,500,000, to remain
19 available through September 30, 2020.

20 WILDLAND FIRE MANAGEMENT

21 (INCLUDING TRANSFERS OF FUNDS)

22 For necessary expenses for forest fire presuppression
23 activities on National Forest System lands, for emergency
24 fire suppression on or adjacent to such lands or other
25 lands under fire protection agreement, hazardous fuels

1 management on or adjacent to such lands, emergency re-
2 habilitation of burned-over National Forest System lands
3 and water, and for State and volunteer fire assistance,
4 \$2,833,415,000, to remain available through September
5 30, 2020: *Provided*, That such funds including unobli-
6 gated balances under this heading, are available for repay-
7 ment of advances from other appropriations accounts pre-
8 viously transferred for such purposes: *Provided further*,
9 That such funds shall be available to reimburse State and
10 other cooperating entities for services provided in response
11 to wildfire and other emergencies or disasters to the extent
12 such reimbursements by the Forest Service for non-fire
13 emergencies are fully repaid by the responsible emergency
14 management agency: *Provided further*, That funds pro-
15 vided shall be available for emergency rehabilitation and
16 restoration, hazardous fuels management activities, sup-
17 port to Federal emergency response, and wildfire suppres-
18 sion activities of the Forest Service: *Provided further*, That
19 of the funds provided, \$390,000,000 is for hazardous fuels
20 management activities, \$19,795,000 is for research activi-
21 ties and to make competitive research grants pursuant to
22 the Forest and Rangeland Renewable Resources Research
23 Act, (16 U.S.C. 1641 et seq.), \$78,000,000 is for State
24 fire assistance, and \$15,000,000 is for volunteer fire as-
25 sistance under section 10 of the Cooperative Forestry As-

1 sistence Act of 1978 (16 U.S.C. 2106): *Provided further*,
2 That amounts in this paragraph may be transferred to
3 the “National Forest System”, and “Forest and Range-
4 land Research” accounts to fund forest and rangeland re-
5 search, vegetation and watershed management, heritage
6 site rehabilitation, and wildlife and fish habitat manage-
7 ment and restoration: *Provided further*, That the costs of
8 implementing any cooperative agreement between the Fed-
9 eral Government and any non-Federal entity may be
10 shared, as mutually agreed on by the affected parties: *Pro-*
11 *vided further*, That up to \$15,000,000 of the funds pro-
12 vided herein may be used by the Secretary of Agriculture
13 to enter into procurement contracts or cooperative agree-
14 ments or to issue grants for hazardous fuels management
15 activities and for training or monitoring associated with
16 such hazardous fuels management activities on Federal
17 land or on non-Federal land if the Secretary determines
18 such activities benefit resources on Federal land: *Provided*
19 *further*, That funds made available to implement the Com-
20 munity Forest Restoration Act, Public Law 106–393, title
21 VI, shall be available for use on non-Federal lands in ac-
22 cordance with authorities made available to the Forest
23 Service under the “State and Private Forestry” appro-
24 priation: *Provided further*, That the Secretary of the Inte-
25 rior and the Secretary of Agriculture may authorize the

1 transfer of funds appropriated for wildland fire manage-
2 ment, in an aggregate amount not to exceed \$50,000,000,
3 between the Departments when such transfers would fa-
4 cilitate and expedite wildland fire management programs
5 and projects: *Provided further*, That of the funds provided
6 for hazardous fuels management, not to exceed
7 \$15,000,000 may be used to make grants, using any au-
8 thorities available to the Forest Service under the “State
9 and Private Forestry” appropriation, for the purpose of
10 creating incentives for increased use of biomass from Na-
11 tional Forest System lands: *Provided further*, That funds
12 designated for wildfire suppression, including funds trans-
13 ferred from the “FLAME Wildfire Suppression Reserve
14 Fund”, shall be assessed for cost pools on the same basis
15 as such assessments are calculated against other agency
16 programs: *Provided further*, That of the funds for haz-
17 ardous fuels management, up to \$24,000,000 may be
18 transferred to the “National Forest System” to support
19 the Integrated Resource Restoration pilot program.

20 FLAME WILDFIRE SUPPRESSION RESERVE FUND

21 (INCLUDING TRANSFERS OF FUNDS)

22 For necessary expenses for large fire suppression op-
23 erations of the Department of Agriculture and as a reserve
24 fund for suppression and Federal emergency response ac-
25 tivities, \$342,000,000, to remain available until expended:

1 *Provided*, That such amounts are only available for trans-
2 fer to the “Wildland Fire Management” account following
3 a declaration by the Secretary in accordance with section
4 502 of the FLAME Act of 2009 (43 U.S.C. 1748a): *Pro-*
5 *vided further*, That such amount is designated by the Con-
6 gress as an emergency requirement pursuant to section
7 251(b)(2)(A)(i) of the Balanced Budget and Emergency
8 Deficit Control Act of 1985.

9 ADMINISTRATIVE PROVISIONS—FOREST SERVICE

10 (INCLUDING TRANSFERS AND RESCISSIONS OF FUNDS)

11 Appropriations to the Forest Service for the current
12 fiscal year shall be available for: (1) purchase of passenger
13 motor vehicles; acquisition of passenger motor vehicles
14 from excess sources, and hire of such vehicles; purchase,
15 lease, operation, maintenance, and acquisition of aircraft
16 to maintain the operable fleet for use in Forest Service
17 wildland fire programs and other Forest Service programs;
18 notwithstanding other provisions of law, existing aircraft
19 being replaced may be sold, with proceeds derived or
20 trade-in value used to offset the purchase price for the
21 replacement aircraft; (2) services pursuant to 7 U.S.C.
22 2225, and not to exceed \$100,000 for employment under
23 5 U.S.C. 3109; (3) purchase, erection, and alteration of
24 buildings and other public improvements (7 U.S.C. 2250);
25 (4) acquisition of land, waters, and interests therein pur-

1 suant to 7 U.S.C. 428a; (5) for expenses pursuant to the
2 Volunteers in the National Forest Act of 1972 (16 U.S.C.
3 558a, 558d, and 558a note); (6) the cost of uniforms as
4 authorized by 5 U.S.C. 5901–5902; and (7) for debt col-
5 lection contracts in accordance with 31 U.S.C. 3718(c).

6 Any appropriations or funds available to the Forest
7 Service may be transferred to the Wildland Fire Manage-
8 ment appropriation for forest firefighting, emergency re-
9 habilitation of burned-over or damaged lands or waters
10 under its jurisdiction, and fire preparedness due to severe
11 burning conditions upon the Secretary’s notification of the
12 House and Senate Committees on Appropriations that all
13 fire suppression funds appropriated under the headings
14 “Wildland Fire Management” and “FLAME Wildfire
15 Suppression Reserve Fund” will be obligated within 30
16 days: *Provided*, That all funds used pursuant to this para-
17 graph must be replenished by a supplemental appropria-
18 tion which must be requested as promptly as possible.

19 Notwithstanding any other provision of this Act, the
20 Forest Service may transfer unobligated balances of dis-
21 cretionary funds appropriated to the Forest Service by
22 this Act to or within the Wildland Fire Management Ac-
23 count, or reprogram funds within the Wildland Fire Man-
24 agement Account, to be used for the purposes of haz-
25 ardous fuels management and emergency rehabilitation of

1 burned-over National Forest System lands and water,
2 such transferred funds shall remain available through Sep-
3 tember 30, 2020: *Provided*, That none of the funds trans-
4 ferred pursuant to this section shall be available for obli-
5 gation without written notification to and the prior ap-
6 proval of the Committees on Appropriations of both
7 Houses of Congress: *Provided further*, That this section
8 does not apply to funds appropriated to the FLAME Wild-
9 fire Suppression Reserve Fund or funds derived from the
10 Land and Water Conservation Fund.

11 Funds appropriated to the Forest Service shall be
12 available for assistance to or through the Agency for Inter-
13 national Development in connection with forest and range-
14 land research, technical information, and assistance in for-
15 eign countries, and shall be available to support forestry
16 and related natural resource activities outside the United
17 States and its territories and possessions, including tech-
18 nical assistance, education and training, and cooperation
19 with United States, private, and international organiza-
20 tions. The Forest Service, acting for the International
21 Program, may sign direct funding agreements with foreign
22 governments and institutions as well as other domestic
23 agencies (including the United States Agency for Inter-
24 national Development, the Department of State, and the
25 Millennium Challenge Corporation), United States private

1 sector firms, institutions and organizations to provide
2 technical assistance and training programs overseas on
3 forestry and rangeland management.

4 Funds appropriated to the Forest Service shall be
5 available for expenditure or transfer to the Department
6 of the Interior, Bureau of Land Management, for removal,
7 preparation, and adoption of excess wild horses and burros
8 from National Forest System lands, and for the perform-
9 ance of cadastral surveys to designate the boundaries of
10 such lands.

11 None of the funds made available to the Forest Serv-
12 ice in this Act or any other Act with respect to any fiscal
13 year shall be subject to transfer under the provisions of
14 section 702(b) of the Department of Agriculture Organic
15 Act of 1944 (7 U.S.C. 2257), section 442 of Public Law
16 106–224 (7 U.S.C. 7772), or section 10417(b) of Public
17 Law 107–171 (7 U.S.C. 8316(b)).

18 None of the funds available to the Forest Service may
19 be reprogrammed without the advance approval of the
20 House and Senate Committees on Appropriations in ac-
21 cordance with the reprogramming procedures contained in
22 the explanatory statement described in section 4 (in the
23 matter preceding division A of this consolidated Act).

24 Not more than \$82,000,000 of funds available to the
25 Forest Service shall be transferred to the Working Capital

1 Fund of the Department of Agriculture and not more than
2 \$14,500,000 of funds available to the Forest Service shall
3 be transferred to the Department of Agriculture for De-
4 partment Reimbursable Programs, commonly referred to
5 as Greenbook charges. Nothing in this paragraph shall
6 prohibit or limit the use of reimbursable agreements re-
7 quested by the Forest Service in order to obtain services
8 from the Department of Agriculture's National Informa-
9 tion Technology Center and the Department of Agri-
10 culture's International Technology Service.

11 Of the funds available to the Forest Service, up to
12 \$5,000,000 shall be available for priority projects within
13 the scope of the approved budget, which shall be carried
14 out by the Youth Conservation Corps and shall be carried
15 out under the authority of the Public Lands Corps Act
16 of 1993, Public Law 103-82, as amended by Public Lands
17 Corps Healthy Forests Restoration Act of 2005, Public
18 Law 109-154.

19 Of the funds available to the Forest Service, \$4,000
20 is available to the Chief of the Forest Service for official
21 reception and representation expenses.

22 Pursuant to sections 405(b) and 410(b) of Public
23 Law 101-593, of the funds available to the Forest Service,
24 up to \$3,000,000 may be advanced in a lump sum to the
25 National Forest Foundation to aid conservation partner-

1 ship projects in support of the Forest Service mission,
2 without regard to when the Foundation incurs expenses,
3 for projects on or benefitting National Forest System
4 lands or related to Forest Service programs: *Provided*,
5 That of the Federal funds made available to the Founda-
6 tion, no more than \$300,000 shall be available for admin-
7 istrative expenses: *Provided further*, That the Foundation
8 shall obtain, by the end of the period of Federal financial
9 assistance, private contributions to match on at least one-
10 for-one basis funds made available by the Forest Service:
11 *Provided further*, That the Foundation may transfer Fed-
12 eral funds to a Federal or a non-Federal recipient for a
13 project at the same rate that the recipient has obtained
14 the non-Federal matching funds.

15 Pursuant to section 2(b)(2) of Public Law 98-244,
16 up to \$3,000,000 of the funds available to the Forest
17 Service may be advanced to the National Fish and Wildlife
18 Foundation in a lump sum to aid cost-share conservation
19 projects, without regard to when expenses are incurred,
20 on or benefitting National Forest System lands or related
21 to Forest Service programs: *Provided*, That such funds
22 shall be matched on at least a one-for-one basis by the
23 Foundation or its sub-recipients: *Provided further*, That
24 the Foundation may transfer Federal funds to a Federal
25 or non-Federal recipient for a project at the same rate

1 that the recipient has obtained the non-Federal matching
2 funds.

3 Funds appropriated to the Forest Service shall be
4 available for interactions with and providing technical as-
5 sistance to rural communities and natural resource-based
6 businesses for sustainable rural development purposes.

7 Funds appropriated to the Forest Service shall be
8 available for payments to counties within the Columbia
9 River Gorge National Scenic Area, pursuant to section
10 14(c)(1) and (2), and section 16(a)(2) of Public Law 99–
11 663.

12 Any funds appropriated to the Forest Service may
13 be used to meet the non-Federal share requirement in sec-
14 tion 502(c) of the Older Americans Act of 1965 (42
15 U.S.C. 3056(c)(2)).

16 Funds available to the Forest Service, not to exceed
17 \$65,000,000, shall be assessed for the purpose of per-
18 forming fire, administrative and other facilities mainte-
19 nance and decommissioning. Such assessments shall occur
20 using a square foot rate charged on the same basis the
21 agency uses to assess programs for payment of rent, utili-
22 ties, and other support services.

23 Notwithstanding any other provision of law, any ap-
24 propriations or funds available to the Forest Service not
25 to exceed \$500,000 may be used to reimburse the Office

1 of the General Counsel (OGC), Department of Agri-
2 culture, for travel and related expenses incurred as a re-
3 sult of OGC assistance or participation requested by the
4 Forest Service at meetings, training sessions, management
5 reviews, land purchase negotiations and similar nonlitiga-
6 tion-related matters. Future budget justifications for both
7 the Forest Service and the Department of Agriculture
8 should clearly display the sums previously transferred and
9 the requested funding transfers.

10 An eligible individual who is employed in any project
11 funded under title V of the Older Americans Act of 1965
12 (42 U.S.C. 3056 et seq.) and administered by the Forest
13 Service shall be considered to be a Federal employee for
14 purposes of chapter 171 of title 28, United States Code.

15 Notwithstanding any other provision of this Act,
16 through the Office of Budget and Program Analysis, the
17 Forest Service shall report no later than 30 business days
18 following the close of each fiscal quarter all current and
19 prior year unobligated balances, by fiscal year, budget line
20 item and account, to the House and Senate Committees
21 on Appropriations.

22 The following unobligated balances identified by the
23 following accounts are hereby rescinded: Forest and
24 Rangeland Research, \$815,000; National Forest System,
25 \$2,000,000; and State and Private Forestry, \$3,500,000.

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

5 For expenses necessary to carry out the Act of Au-
6 gust 5, 1954 (68 Stat. 674), the Indian Self-Determina-
7 tion and Education Assistance Act, the Indian Health
8 Care Improvement Act, and titles II and III of the Public
9 Health Service Act with respect to the Indian Health Serv-
10 ice, \$3,694,462,000, together with payments received dur-
11 ing the fiscal year pursuant to 42 U.S.C. 238(b) and
12 238b, for services furnished by the Indian Health Service:
13 *Provided*, That funds made available to tribes and tribal
14 organizations through contracts, grant agreements, or any
15 other agreements or compacts authorized by the Indian
16 Self-Determination and Education Assistance Act of 1975
17 (25 U.S.C. 450), shall be deemed to be obligated at the
18 time of the grant or contract award and thereafter shall
19 remain available to the tribe or tribal organization without
20 fiscal year limitation: *Provided further*, That \$2,000,000
21 shall be available for grants or contracts with public or
22 private institutions to provide alcohol or drug treatment
23 services to Indians, including alcohol detoxification serv-
24 ices: *Provided further*, That \$928,830,000 for Purchased/
25 Referred Care, including \$53,000,000 for the Indian Cat-

1 astrophic Health Emergency Fund, shall remain available
2 until expended: *Provided further*, That of the funds pro-
3 vided, up to \$36,000,000 shall remain available until ex-
4 pended for implementation of the loan repayment program
5 under section 108 of the Indian Health Care Improvement
6 Act: *Provided further*, That of the funds provided,
7 \$11,000,000 shall remain available until expended to sup-
8 plement funds available for operational costs at tribal clin-
9 ics operated under an Indian Self-Determination and Edu-
10 cation Assistance Act compact or contract where health
11 care is delivered in space acquired through a full service
12 lease, which is not eligible for maintenance and improve-
13 ment and equipment funds from the Indian Health Serv-
14 ice, and \$29,000,000 shall be for costs related to or result-
15 ing from accreditation emergencies, of which up to
16 \$4,000,000 may be used to supplement amounts otherwise
17 available for Purchased and Referred Care: *Provided fur-*
18 *ther*, That the amounts collected by the Federal Govern-
19 ment as authorized by sections 104 and 108 of the Indian
20 Health Care Improvement Act (25 U.S.C. 1613a and
21 1616a) during the preceding fiscal year for breach of con-
22 tracts shall be deposited to the Fund authorized by section
23 108A of the Act (25 U.S.C. 1616a–1) and shall remain
24 available until expended and, notwithstanding section
25 108A(c) of the Act (25 U.S.C. 1616a–1(c)), funds shall

1 be available to make new awards under the loan repay-
2 ment and scholarship programs under sections 104 and
3 108 of the Act (25 U.S.C. 1613a and 1616a): *Provided*
4 *further*, That the amounts made available within this ac-
5 count for the Substance Abuse and Suicide Prevention
6 Program, for the Domestic Violence Prevention Program,
7 for the Zero Suicide Initiative, for aftercare pilots at
8 Youth Regional Treatment Centers, to improve collections
9 from public and private insurance at Indian Health Serv-
10 ice and tribally operated facilities, and for accreditation
11 emergencies shall be allocated at the discretion of the Di-
12 rector of the Indian Health Service and shall remain avail-
13 able until expended: *Provided further*, That funds provided
14 in this Act may be used for annual contracts and grants
15 that fall within 2 fiscal years, provided the total obligation
16 is recorded in the year the funds are appropriated: *Pro-*
17 *vided further*, That the amounts collected by the Secretary
18 of Health and Human Services under the authority of title
19 IV of the Indian Health Care Improvement Act shall re-
20 main available until expended for the purpose of achieving
21 compliance with the applicable conditions and require-
22 ments of titles XVIII and XIX of the Social Security Act,
23 except for those related to the planning, design, or con-
24 struction of new facilities: *Provided further*, That funding
25 contained herein for scholarship programs under the In-

1 dian Health Care Improvement Act (25 U.S.C. 1613)
2 shall remain available until expended: *Provided further*,
3 That amounts received by tribes and tribal organizations
4 under title IV of the Indian Health Care Improvement Act
5 shall be reported and accounted for and available to the
6 receiving tribes and tribal organizations until expended:
7 *Provided further*, That the Bureau of Indian Affairs may
8 collect from the Indian Health Service, tribes and tribal
9 organizations operating health facilities pursuant to Pub-
10 lic Law 93–638, such individually identifiable health infor-
11 mation relating to disabled children as may be necessary
12 for the purpose of carrying out its functions under the
13 Individuals with Disabilities Education Act (20 U.S.C.
14 1400, et seq.): *Provided further*, That the Indian Health
15 Care Improvement Fund may be used, as needed, to carry
16 out activities typically funded under the Indian Health Fa-
17 cilities account.

18 CONTRACT SUPPORT COSTS

19 For payments to tribes and tribal organizations for
20 contract support costs associated with Indian Self-Deter-
21 mination and Education Assistance Act agreements with
22 the Indian Health Service for fiscal year 2017, such sums
23 as may be necessary: *Provided*, That notwithstanding any
24 other provision of law, no amounts made available under

1 this heading shall be available for transfer to another
2 budget account.

3 INDIAN HEALTH FACILITIES

4 For construction, repair, maintenance, improvement,
5 and equipment of health and related auxiliary facilities,
6 including quarters for personnel; preparation of plans,
7 specifications, and drawings; acquisition of sites, purchase
8 and erection of modular buildings, and purchases of trail-
9 ers; and for provision of domestic and community sanita-
10 tion facilities for Indians, as authorized by section 7 of
11 the Act of August 5, 1954 (42 U.S.C. 2004a), the Indian
12 Self-Determination Act, and the Indian Health Care Im-
13 provement Act, and for expenses necessary to carry out
14 such Acts and titles II and III of the Public Health Serv-
15 ice Act with respect to environmental health and facilities
16 support activities of the Indian Health Service,
17 \$545,424,000, to remain available until expended: *Pro-*
18 *vided*, That notwithstanding any other provision of law,
19 funds appropriated for the planning, design, construction,
20 renovation or expansion of health facilities for the benefit
21 of an Indian tribe or tribes may be used to purchase land
22 on which such facilities will be located: *Provided further*,
23 That not to exceed \$500,000 may be used by the Indian
24 Health Service to purchase TRANSAM equipment from
25 the Department of Defense for distribution to the Indian

1 Health Service and tribal facilities: *Provided further*, That
2 none of the funds appropriated to the Indian Health Serv-
3 ice may be used for sanitation facilities construction for
4 new homes funded with grants by the housing programs
5 of the United States Department of Housing and Urban
6 Development: *Provided further*, That not to exceed
7 \$2,700,000 from this account and the “Indian Health
8 Services” account may be used by the Indian Health Serv-
9 ice to obtain ambulances for the Indian Health Service
10 and tribal facilities in conjunction with an existing inter-
11 agency agreement between the Indian Health Service and
12 the General Services Administration: *Provided further*,
13 That not to exceed \$500,000 may be placed in a Demoli-
14 tion Fund, to remain available until expended, and be used
15 by the Indian Health Service for the demolition of Federal
16 buildings.

17 ADMINISTRATIVE PROVISIONS—INDIAN HEALTH SERVICE

18 Appropriations provided in this Act to the Indian
19 Health Service shall be available for services as authorized
20 by 5 U.S.C. 3109 at rates not to exceed the per diem rate
21 equivalent to the maximum rate payable for senior-level
22 positions under 5 U.S.C. 5376; hire of passenger motor
23 vehicles and aircraft; purchase of medical equipment; pur-
24 chase of reprints; purchase, renovation and erection of
25 modular buildings and renovation of existing facilities;

1 payments for telephone service in private residences in the
2 field, when authorized under regulations approved by the
3 Secretary; uniforms or allowances therefor as authorized
4 by 5 U.S.C. 5901–5902; and for expenses of attendance
5 at meetings that relate to the functions or activities of the
6 Indian Health Service: *Provided*, That in accordance with
7 the provisions of the Indian Health Care Improvement
8 Act, non-Indian patients may be extended health care at
9 all tribally administered or Indian Health Service facili-
10 ties, subject to charges, and the proceeds along with funds
11 recovered under the Federal Medical Care Recovery Act
12 (42 U.S.C. 2651–2653) shall be credited to the account
13 of the facility providing the service and shall be available
14 without fiscal year limitation: *Provided further*, That not-
15 withstanding any other law or regulation, funds trans-
16 ferred from the Department of Housing and Urban Devel-
17 opment to the Indian Health Service shall be administered
18 under Public Law 86–121, the Indian Sanitation Facilities
19 Act and Public Law 93–638: *Provided further*, That funds
20 appropriated to the Indian Health Service in this Act, ex-
21 cept those used for administrative and program direction
22 purposes, shall not be subject to limitations directed at
23 curtailing Federal travel and transportation: *Provided fur-*
24 *ther*, That none of the funds made available to the Indian
25 Health Service in this Act shall be used for any assess-

1 ments or charges by the Department of Health and
2 Human Services unless identified in the budget justifica-
3 tion and provided in this Act, or approved by the House
4 and Senate Committees on Appropriations through the re-
5 programming process: *Provided further*, That notwith-
6 standing any other provision of law, funds previously or
7 herein made available to a tribe or tribal organization
8 through a contract, grant, or agreement authorized by
9 title I or title V of the Indian Self-Determination and
10 Education Assistance Act of 1975 (25 U.S.C. 450), may
11 be deobligated and reobligated to a self-determination con-
12 tract under title I, or a self-governance agreement under
13 title V of such Act and thereafter shall remain available
14 to the tribe or tribal organization without fiscal year limi-
15 tation: *Provided further*, That none of the funds made
16 available to the Indian Health Service in this Act shall
17 be used to implement the final rule published in the Fed-
18 eral Register on September 16, 1987, by the Department
19 of Health and Human Services, relating to the eligibility
20 for the health care services of the Indian Health Service
21 until the Indian Health Service has submitted a budget
22 request reflecting the increased costs associated with the
23 proposed final rule, and such request has been included
24 in an appropriations Act and enacted into law: *Provided*
25 *further*, That with respect to functions transferred by the

1 Indian Health Service to tribes or tribal organizations, the
2 Indian Health Service is authorized to provide goods and
3 services to those entities on a reimbursable basis, includ-
4 ing payments in advance with subsequent adjustment, and
5 the reimbursements received therefrom, along with the
6 funds received from those entities pursuant to the Indian
7 Self-Determination Act, may be credited to the same or
8 subsequent appropriation account from which the funds
9 were originally derived, with such amounts to remain
10 available until expended: *Provided further*, That reim-
11 bursements for training, technical assistance, or services
12 provided by the Indian Health Service will contain total
13 costs, including direct, administrative, and overhead asso-
14 ciated with the provision of goods, services, or technical
15 assistance: *Provided further*, That the appropriation struc-
16 ture for the Indian Health Service may not be altered
17 without advance notification to the House and Senate
18 Committees on Appropriations.

19 NATIONAL INSTITUTES OF HEALTH

20 NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH

21 SCIENCES

22 For necessary expenses for the National Institute of
23 Environmental Health Sciences in carrying out activities
24 set forth in section 311(a) of the Comprehensive Environ-
25 mental Response, Compensation, and Liability Act of

1 1980 (42 U.S.C. 9660(a)) and section 126(g) of the
2 Superfund Amendments and Reauthorization Act of 1986,
3 \$77,349,000.

4 AGENCY FOR TOXIC SUBSTANCES AND DISEASE
5 REGISTRY

6 TOXIC SUBSTANCES AND ENVIRONMENTAL PUBLIC
7 HEALTH

8 For necessary expenses for the Agency for Toxic Sub-
9 stances and Disease Registry (ATSDR) in carrying out
10 activities set forth in sections 104(i) and 111(c)(4) of the
11 Comprehensive Environmental Response, Compensation,
12 and Liability Act of 1980 (CERCLA) and section 3019
13 of the Solid Waste Disposal Act, \$74,691,000, of which
14 up to \$1,000 per eligible employee of the Agency for Toxic
15 Substances and Disease Registry shall remain available
16 until expended for Individual Learning Accounts: *Pro-*
17 *vided*, That notwithstanding any other provision of law,
18 in lieu of performing a health assessment under section
19 104(i)(6) of CERCLA, the Administrator of ATSDR may
20 conduct other appropriate health studies, evaluations, or
21 activities, including, without limitation, biomedical testing,
22 clinical evaluations, medical monitoring, and referral to
23 accredited healthcare providers: *Provided further*, That in
24 performing any such health assessment or health study,
25 evaluation, or activity, the Administrator of ATSDR shall

1 not be bound by the deadlines in section 104(i)(6)(A) of
2 CERCLA: *Provided further*, That none of the funds appro-
3 priated under this heading shall be available for ATSDR
4 to issue in excess of 40 toxicological profiles pursuant to
5 section 104(i) of CERCLA during fiscal year 2017, and
6 existing profiles may be updated as necessary.

7 OTHER RELATED AGENCIES

8 EXECUTIVE OFFICE OF THE PRESIDENT

9 COUNCIL ON ENVIRONMENTAL QUALITY AND OFFICE OF 10 ENVIRONMENTAL QUALITY

11 For necessary expenses to continue functions as-
12 signed to the Council on Environmental Quality and Office
13 of Environmental Quality pursuant to the National Envi-
14 ronmental Policy Act of 1969, the Environmental Quality
15 Improvement Act of 1970, and Reorganization Plan No.
16 1 of 1977, and not to exceed \$750 for official reception
17 and representation expenses, \$3,000,000: *Provided*, That
18 notwithstanding section 202 of the National Environ-
19 mental Policy Act of 1970, the Council shall consist of
20 one member, appointed by the President, by and with the
21 advice and consent of the Senate, serving as chairman and
22 exercising all powers, functions, and duties of the Council.

1 CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD
2 SALARIES AND EXPENSES

3 For necessary expenses in carrying out activities pur-
4 suant to section 112(r)(6) of the Clean Air Act, including
5 hire of passenger vehicles, uniforms or allowances there-
6 for, as authorized by 5 U.S.C. 5901–5902, and for serv-
7 ices authorized by 5 U.S.C. 3109 but at rates for individ-
8 uals not to exceed the per diem equivalent to the maximum
9 rate payable for senior level positions under 5 U.S.C.
10 5376, \$11,000,000: *Provided*, That the Chemical Safety
11 and Hazard Investigation Board (Board) shall have not
12 more than three career Senior Executive Service positions:
13 *Provided further*, That notwithstanding any other provi-
14 sion of law, the individual appointed to the position of In-
15 spector General of the Environmental Protection Agency
16 (EPA) shall, by virtue of such appointment, also hold the
17 position of Inspector General of the Board: *Provided fur-*
18 *ther*, That notwithstanding any other provision of law, the
19 Inspector General of the Board shall utilize personnel of
20 the Office of Inspector General of EPA in performing the
21 duties of the Inspector General of the Board, and shall
22 not appoint any individuals to positions within the Board.

1 OFFICE OF NAVAJO AND HOPI INDIAN RELOCATION
2 SALARIES AND EXPENSES
3 (INCLUDING TRANSFER OF FUNDS)

4 For necessary expenses of the Office of Navajo and
5 Hopi Indian Relocation as authorized by Public Law 93–
6 531, \$15,431,000, to remain available until expended:
7 *Provided*, That funds provided in this or any other appro-
8 priations Act are to be used to relocate eligible individuals
9 and groups including evictees from District 6, Hopi-parti-
10 tioned lands residents, those in significantly substandard
11 housing, and all others certified as eligible and not in-
12 cluded in the preceding categories: *Provided further*, That
13 none of the funds contained in this or any other Act may
14 be used by the Office of Navajo and Hopi Indian Reloca-
15 tion to evict any single Navajo or Navajo family who, as
16 of November 30, 1985, was physically domiciled on the
17 lands partitioned to the Hopi Tribe unless a new or re-
18 placement home is provided for such household: *Provided*
19 *further*, That no relocatee will be provided with more than
20 one new or replacement home: *Provided further*, That the
21 Office shall relocate any certified eligible relocatees who
22 have selected and received an approved homesite on the
23 Navajo reservation or selected a replacement residence off
24 the Navajo reservation or on the land acquired pursuant
25 to section 11 of Public Law 93–531 (88 Stat. 1716): *Pro-*

1 *vided further*, That \$200,000 shall be transferred to the
2 Office of Inspector General of the Department of the Inte-
3 rior, to remain available until expended, for audits and
4 investigations of the Office of Navajo and Hopi Indian Re-
5 location, consistent with the Inspector General Act of
6 1978 (5 U.S.C. App.).

7 INSTITUTE OF AMERICAN INDIAN AND ALASKA NATIVE
8 CULTURE AND ARTS DEVELOPMENT
9 PAYMENT TO THE INSTITUTE

10 For payment to the Institute of American Indian and
11 Alaska Native Culture and Arts Development, as author-
12 ized by title XV of Public Law 99–498 (20 U.S.C. 56 part
13 A), \$15,212,000, to remain available until September 30,
14 2018: *Provided*, That of the funds made available under
15 this heading, not to exceed \$7,377,000 shall become avail-
16 able on July 1, 2017, and shall remain available until Sep-
17 tember 30, 2018.

18 SMITHSONIAN INSTITUTION
19 SALARIES AND EXPENSES

20 For necessary expenses of the Smithsonian Institu-
21 tion, as authorized by law, including research in the fields
22 of art, science, and history; development, preservation, and
23 documentation of the National Collections; presentation of
24 public exhibits and performances; collection, preparation,
25 dissemination, and exchange of information and publica-

1 tions; conduct of education, training, and museum assist-
2 ance programs; maintenance, alteration, operation, lease
3 agreements of no more than 30 years, and protection of
4 buildings, facilities, and approaches; not to exceed
5 \$100,000 for services as authorized by 5 U.S.C. 3109; and
6 purchase, rental, repair, and cleaning of uniforms for em-
7 ployees, \$729,444,000, to remain available until Sep-
8 tember 30, 2018, except as otherwise provided herein; of
9 which not to exceed \$48,467,000 for the instrumentation
10 program, collections acquisition, exhibition reinstallation,
11 the National Museum of African American History and
12 Culture, and the repatriation of skeletal remains program
13 shall remain available until expended; and including such
14 funds as may be necessary to support American overseas
15 research centers: *Provided*, That funds appropriated here-
16 in are available for advance payments to independent con-
17 tractors performing research services or participating in
18 official Smithsonian presentations.

19 FACILITIES CAPITAL

20 For necessary expenses of repair, revitalization, and
21 alteration of facilities owned or occupied by the Smithso-
22 nian Institution, by contract or otherwise, as authorized
23 by section 2 of the Act of August 22, 1949 (63 Stat. 623),
24 and for construction, including necessary personnel,
25 \$133,903,000, to remain available until expended, of

1 which not to exceed \$10,000 shall be for services as au-
2 thorized by 5 U.S.C. 3109.

3 NATIONAL GALLERY OF ART

4 SALARIES AND EXPENSES

5 For the upkeep and operations of the National Gal-
6 lery of Art, the protection and care of the works of art
7 therein, and administrative expenses incident thereto, as
8 authorized by the Act of March 24, 1937 (50 Stat. 51),
9 as amended by the public resolution of April 13, 1939
10 (Public Resolution 9, Seventy-sixth Congress), including
11 services as authorized by 5 U.S.C. 3109; payment in ad-
12 vance when authorized by the treasurer of the Gallery for
13 membership in library, museum, and art associations or
14 societies whose publications or services are available to
15 members only, or to members at a price lower than to the
16 general public; purchase, repair, and cleaning of uniforms
17 for guards, and uniforms, or allowances therefor, for other
18 employees as authorized by law (5 U.S.C. 5901–5902);
19 purchase or rental of devices and services for protecting
20 buildings and contents thereof, and maintenance, alter-
21 ation, improvement, and repair of buildings, approaches,
22 and grounds; and purchase of services for restoration and
23 repair of works of art for the National Gallery of Art by
24 contracts made, without advertising, with individuals,
25 firms, or organizations at such rates or prices and under

1 such terms and conditions as the Gallery may deem prop-
2 er, \$132,961,000, to remain available until September 30,
3 2018, of which not to exceed \$3,620,000 for the special
4 exhibition program shall remain available until expended.

5 REPAIR, RESTORATION AND RENOVATION OF BUILDINGS

6 For necessary expenses of repair, restoration and
7 renovation of buildings, grounds and facilities owned or
8 occupied by the National Gallery of Art, by contract or
9 otherwise, for operating lease agreements of no more than
10 10 years, with no extensions or renewals beyond the 10
11 years, that address space needs created by the ongoing
12 renovations in the Master Facilities Plan, as authorized,
13 \$22,564,000, to remain available until expended: *Pro-*
14 *vided*, That contracts awarded for environmental systems,
15 protection systems, and exterior repair or renovation of
16 buildings of the National Gallery of Art may be negotiated
17 with selected contractors and awarded on the basis of con-
18 tractor qualifications as well as price.

19 JOHN F. KENNEDY CENTER FOR THE PERFORMING
20 ARTS

21 OPERATIONS AND MAINTENANCE

22 For necessary expenses for the operation, mainte-
23 nance and security of the John F. Kennedy Center for
24 the Performing Arts, \$22,260,000.

1 CAPITAL REPAIR AND RESTORATION

2 For necessary expenses for capital repair and restora-
3 tion of the existing features of the building and site of
4 the John F. Kennedy Center for the Performing Arts,
5 \$14,140,000, to remain available until expended.

6 WOODROW WILSON INTERNATIONAL CENTER FOR
7 SCHOLARS

8 SALARIES AND EXPENSES

9 For expenses necessary in carrying out the provisions
10 of the Woodrow Wilson Memorial Act of 1968 (82 Stat.
11 1356) including hire of passenger vehicles and services as
12 authorized by 5 U.S.C. 3109, \$10,500,000, to remain
13 available until September 30, 2018.

14 NATIONAL FOUNDATION ON THE ARTS AND THE
15 HUMANITIES

16 NATIONAL ENDOWMENT FOR THE ARTS
17 GRANTS AND ADMINISTRATION

18 For necessary expenses to carry out the National
19 Foundation on the Arts and the Humanities Act of 1965,
20 \$149,849,000 shall be available to the National Endow-
21 ment for the Arts for the support of projects and produc-
22 tions in the arts, including arts education and public out-
23 reach activities, through assistance to organizations and
24 individuals pursuant to section 5 of the Act, for program

1 support, and for administering the functions of the Act,
2 to remain available until expended.

3 NATIONAL ENDOWMENT FOR THE HUMANITIES

4 GRANTS AND ADMINISTRATION

5 For necessary expenses to carry out the National
6 Foundation on the Arts and the Humanities Act of 1965,
7 \$149,848,000, to remain available until expended, of
8 which \$139,148,000 shall be available for support of ac-
9 tivities in the humanities, pursuant to section 7(c) of the
10 Act and for administering the functions of the Act; and
11 \$10,700,000 shall be available to carry out the matching
12 grants program pursuant to section 10(a)(2) of the Act,
13 including \$8,500,000 for the purposes of section 7(h):
14 *Provided*, That appropriations for carrying out section
15 10(a)(2) shall be available for obligation only in such
16 amounts as may be equal to the total amounts of gifts,
17 bequests, devises of money, and other property accepted
18 by the chairman or by grantees of the National Endow-
19 ment for the Humanities under the provisions of sections
20 11(a)(2)(B) and 11(a)(3)(B) during the current and pre-
21 ceding fiscal years for which equal amounts have not pre-
22 viously been appropriated.

23 ADMINISTRATIVE PROVISIONS

24 None of the funds appropriated to the National
25 Foundation on the Arts and the Humanities may be used

1 to process any grant or contract documents which do not
2 include the text of 18 U.S.C. 1913: *Provided*, That none
3 of the funds appropriated to the National Foundation on
4 the Arts and the Humanities may be used for official re-
5 ception and representation expenses: *Provided further*,
6 That funds from nonappropriated sources may be used as
7 necessary for official reception and representation ex-
8 penses: *Provided further*, That the Chairperson of the Na-
9 tional Endowment for the Arts may approve grants of up
10 to \$10,000, if in the aggregate the amount of such grants
11 does not exceed 5 percent of the sums appropriated for
12 grantmaking purposes per year: *Provided further*, That
13 such small grant actions are taken pursuant to the terms
14 of an expressed and direct delegation of authority from
15 the National Council on the Arts to the Chairperson.

16 COMMISSION OF FINE ARTS

17 SALARIES AND EXPENSES

18 For expenses of the Commission of Fine Arts under
19 chapter 91 of title 40, United States Code, \$2,762,000:
20 *Provided*, That the Commission is authorized to charge
21 fees to cover the full costs of its publications, and such
22 fees shall be credited to this account as an offsetting col-
23 lection, to remain available until expended without further
24 appropriation: *Provided further*, That the Commission is
25 authorized to accept gifts, including objects, papers, art-

1 work, drawings and artifacts, that pertain to the history
2 and design of the Nation's Capital or the history and ac-
3 tivities of the Commission of Fine Arts, for the purpose
4 of artistic display, study or education: *Provided further*,
5 That one-tenth of one percent of the funds provided under
6 this heading may be used for official reception and rep-
7 resentation expenses.

8 NATIONAL CAPITAL ARTS AND CULTURAL AFFAIRS

9 For necessary expenses as authorized by Public Law
10 99–190 (20 U.S.C. 956a), \$2,000,000.

11 ADVISORY COUNCIL ON HISTORIC PRESERVATION

12 SALARIES AND EXPENSES

13 For necessary expenses of the Advisory Council on
14 Historic Preservation (Public Law 89–665), \$6,493,000.

15 NATIONAL CAPITAL PLANNING COMMISSION

16 SALARIES AND EXPENSES

17 For necessary expenses of the National Capital Plan-
18 ning Commission under chapter 87 of title 40, United
19 States Code, including services as authorized by 5 U.S.C.
20 3109, \$8,099,000: *Provided*, That one-quarter of 1 per-
21 cent of the funds provided under this heading may be used
22 for official reception and representational expenses associ-
23 ated with hosting international visitors engaged in the
24 planning and physical development of world capitals.

1 UNITED STATES HOLOCAUST MEMORIAL MUSEUM

2 HOLOCAUST MEMORIAL MUSEUM

3 For expenses of the Holocaust Memorial Museum, as
4 authorized by Public Law 106–292 (36 U.S.C. 2301–
5 2310), \$57,000,000, of which \$1,215,000 shall remain
6 available until September 30, 2019, for the Museum’s
7 equipment replacement program; and of which \$2,500,000
8 for the Museum’s repair and rehabilitation program and
9 \$1,264,000 for the Museum’s outreach initiatives program
10 shall remain available until expended.

11 DWIGHT D. EISENHOWER MEMORIAL COMMISSION

12 SALARIES AND EXPENSES

13 For necessary expenses, including the costs of con-
14 struction design, of the Dwight D. Eisenhower Memorial
15 Commission, \$1,600,000, to remain available until ex-
16 pended.

17 CAPITAL CONSTRUCTION

18 For necessary expenses of the Dwight D. Eisenhower
19 Memorial Commission for design and construction of a
20 memorial in honor of Dwight D. Eisenhower, as author-
21 ized by Public Law 106–79, \$45,000,000, to remain avail-
22 able until expended: *Provided*, That the contract with re-
23 spect to the procurement shall contain the “availability of
24 funds” clause described in section 52.232.18 of title 48,
25 Code of Federal Regulations: *Provided further*, That the

1 funds appropriated herein shall be deemed to satisfy the
2 criteria for issuing a permit contained in 40 U.S.C.
3 8906(a)(4) and (b).

4 WOMEN'S SUFFRAGE CENTENNIAL COMMISSION
5 SALARIES AND EXPENSES

6 For necessary expenses of the Women's Suffrage
7 Centennial Commission, as authorized by this Act,
8 \$2,000,000, to remain available until expended.

1 TITLE IV
2 GENERAL PROVISIONS
3 (INCLUDING TRANSFERS OF FUNDS)
4 RESTRICTION ON USE OF FUNDS

5 SEC. 401. No part of any appropriation contained in
6 this Act shall be available for any activity or the publica-
7 tion or distribution of literature that in any way tends to
8 promote public support or opposition to any legislative
9 proposal on which Congressional action is not complete
10 other than to communicate to Members of Congress as
11 described in 18 U.S.C. 1913.

12 OBLIGATION OF APPROPRIATIONS

13 SEC. 402. No part of any appropriation contained in
14 this Act shall remain available for obligation beyond the
15 current fiscal year unless expressly so provided herein.

16 DISCLOSURE OF ADMINISTRATIVE EXPENSES

17 SEC. 403. The amount and basis of estimated over-
18 head charges, deductions, reserves or holdbacks, including
19 working capital fund and cost pool charges, from pro-
20 grams, projects, activities and subactivities to support gov-
21 ernment-wide, departmental, agency, or bureau adminis-
22 trative functions or headquarters, regional, or central op-
23 erations shall be presented in annual budget justifications
24 and subject to approval by the Committees on Appropria-
25 tions of the House of Representatives and the Senate.

1 Changes to such estimates shall be presented to the Com-
2 mittees on Appropriations for approval.

3 MINING APPLICATIONS

4 SEC. 404. (a) LIMITATION OF FUNDS.—None of the
5 funds appropriated or otherwise made available pursuant
6 to this Act shall be obligated or expended to accept or
7 process applications for a patent for any mining or mill
8 site claim located under the general mining laws.

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

20 (c) REPORT.—On September 30, 2018, the Secretary
21 of the Interior shall file with the House and Senate Com-
22 mittees on Appropriations and the Committee on Natural
23 Resources of the House and the Committee on Energy and
24 Natural Resources of the Senate a report on actions taken
25 by the Department under the plan submitted pursuant to

1 section 314(c) of the Department of the Interior and Re-
2 lated Agencies Appropriations Act, 1997 (Public Law
3 104–208).

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

17 CONTRACT SUPPORT COSTS, PRIOR YEAR LIMITATION

18 SEC. 405. Sections 405 and 406 of division F of the
19 Consolidated and Further Continuing Appropriations Act,
20 2015 (Public Law 113–235) shall continue in effect in fis-
21 cal year 2017.

22 CONTRACT SUPPORT COSTS, FISCAL YEAR 2017

23 LIMITATION

24 SEC. 406. Amounts provided by this Act for fiscal
25 year 2017 under the headings “Department of Health and

1 Human Services, Indian Health Service, Contract Support
2 Costs” and “Department of the Interior, Bureau of Indian
3 Affairs and Bureau of Indian Education, Contract Sup-
4 port Costs” are the only amounts available for contract
5 support costs arising out of self-determination or self-gov-
6 ernance contracts, grants, compacts, or annual funding
7 agreements for fiscal year 2017 with the Bureau of Indian
8 Affairs or the Indian Health Service: *Provided*, That such
9 amounts provided by this Act are not available for pay-
10 ment of claims for contract support costs for prior years,
11 or for repayments of payments for settlements or judg-
12 ments awarding contract support costs for prior years.

13 FOREST MANAGEMENT PLANS

14 SEC. 407. The Secretary of Agriculture shall not be
15 considered to be in violation of subparagraph 6(f)(5)(A)
16 of the Forest and Rangeland Renewable Resources Plan-
17 ning Act of 1974 (16 U.S.C. 1604(f)(5)(A)) solely because
18 more than 15 years have passed without revision of the
19 plan for a unit of the National Forest System. Nothing
20 in this section exempts the Secretary from any other re-
21 quirement of the Forest and Rangeland Renewable Re-
22 sources Planning Act (16 U.S.C. 1600 et seq.) or any
23 other law: *Provided*, That if the Secretary is not acting
24 expeditiously and in good faith, within the funding avail-
25 able, to revise a plan for a unit of the National Forest

1 System, this section shall be void with respect to such plan
2 and a court of proper jurisdiction may order completion
3 of the plan on an accelerated basis.

4 PROHIBITION WITHIN NATIONAL MONUMENTS

5 SEC. 408. No funds provided in this Act may be ex-
6 pended to conduct preleasing, leasing and related activities
7 under either the Mineral Leasing Act (30 U.S.C. 181 et
8 seq.) or the Outer Continental Shelf Lands Act (43 U.S.C.
9 1331 et seq.) within the boundaries of a National Monu-
10 ment established pursuant to the Act of June 8, 1906 (16
11 U.S.C. 431 et seq.) as such boundary existed on January
12 20, 2001, except where such activities are allowed under
13 the Presidential proclamation establishing such monu-
14 ment.

15 LIMITATION ON TAKINGS

16 SEC. 409. Unless otherwise provided herein, no funds
17 appropriated in this Act for the acquisition of lands or
18 interests in lands may be expended for the filing of dec-
19 larations of taking or complaints in condemnation without
20 the approval of the House and Senate Committees on Ap-
21 propriations: *Provided*, That this provision shall not apply
22 to funds appropriated to implement the Everglades Na-
23 tional Park Protection and Expansion Act of 1989, or to
24 funds appropriated for Federal assistance to the State of

1 Florida to acquire lands for Everglades restoration pur-
2 poses.

3 TIMBER SALE REQUIREMENTS

4 SEC. 410. No timber sale in Alaska's Region 10 shall
5 be advertised if the indicated rate is deficit (defined as
6 the value of the timber is not sufficient to cover all logging
7 and stumpage costs and provide a normal profit and risk
8 allowance under the Forest Service's appraisal process)
9 when appraised using a residual value appraisal. The west-
10 ern red cedar timber from those sales which is surplus
11 to the needs of the domestic processors in Alaska, shall
12 be made available to domestic processors in the contiguous
13 48 United States at prevailing domestic prices. All addi-
14 tional western red cedar volume not sold to Alaska or con-
15 tiguous 48 United States domestic processors may be ex-
16 ported to foreign markets at the election of the timber sale
17 holder. All Alaska yellow cedar may be sold at prevailing
18 export prices at the election of the timber sale holder.

19 PROHIBITION ON NO-BID CONTRACTS

20 SEC. 411. None of the funds appropriated or other-
21 wise made available by this Act to executive branch agen-
22 cies may be used to enter into any Federal contract unless
23 such contract is entered into in accordance with the re-
24 quirements of Chapter 33 of title 41, United States Code,

1 or Chapter 137 of title 10, United States Code, and the
2 Federal Acquisition Regulation, unless—

3 (1) Federal law specifically authorizes a con-
4 tract to be entered into without regard for these re-
5 quirements, including formula grants for States, or
6 federally recognized Indian tribes; or

7 (2) such contract is authorized by the Indian
8 Self-Determination and Education Assistance Act
9 (Public Law 93–638, 25 U.S.C. 450 et seq.) or by
10 any other Federal laws that specifically authorize a
11 contract within an Indian tribe as defined in section
12 4(e) of that Act (25 U.S.C. 450b(e)); or

13 (3) such contract was awarded prior to the date
14 of enactment of this Act.

15 POSTING OF REPORTS

16 SEC. 412. (a) Any agency receiving funds made avail-
17 able in this Act, shall, subject to subsections (b) and (c),
18 post on the public website of that agency any report re-
19 quired to be submitted by the Congress in this or any
20 other Act, upon the determination by the head of the agen-
21 cy that it shall serve the national interest.

22 (b) Subsection (a) shall not apply to a report if—

23 (1) the public posting of the report com-
24 promises national security; or

25 (2) the report contains proprietary information.

1 (c) The head of the agency posting such report shall
2 do so only after such report has been made available to
3 the requesting Committee or Committees of Congress for
4 no less than 45 days.

5 NATIONAL ENDOWMENT FOR THE ARTS GRANT
6 GUIDELINES

7 SEC. 413. Of the funds provided to the National En-
8 dowment for the Arts—

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

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

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

1 NATIONAL ENDOWMENT FOR THE ARTS PROGRAM
2 PRIORITIES

1 Humanities Act of 1965 with funds appropriated by this
2 Act, the Chairperson of the National Endowment for the
3 Arts shall ensure that priority is given to providing serv-
4 ices or awarding financial assistance for projects, produc-
5 tions, workshops, or programs that will encourage public
6 knowledge, education, understanding, and appreciation of
7 the arts.

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

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

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

19 (3) the Chairperson shall report to the Con-
20 gress annually and by State, on grants awarded by
21 the Chairperson in each grant category under sec-
22 tion 5 of such Act; and

23 (4) the Chairperson shall encourage the use of
24 grants to improve and support community-based
25 music performance and education.

1 STATUS OF BALANCES OF APPROPRIATIONS

2 SEC. 415. The Department of the Interior, the Envi-
3 ronmental Protection Agency, the Forest Service, and the
4 Indian Health Service shall provide the Committees on
5 Appropriations of the House of Representatives and Sen-
6 ate quarterly reports on the status of balances of appro-
7 priations including all uncommitted, committed, and unob-
8 ligated funds in each program and activity.

9 REPORT ON USE OF CLIMATE CHANGE FUNDS

10 SEC. 416. Not later than 120 days after the date on
11 which the President's fiscal year 2018 budget request is
12 submitted to the Congress, the President shall submit a
13 comprehensive report to the Committees on Appropria-
14 tions of the House of Representatives and the Senate de-
15 scribing in detail all Federal agency funding, domestic and
16 international, for climate change programs, projects, and
17 activities in fiscal years 2016 and 2017, including an ac-
18 counting of funding by agency with each agency identi-
19 fying climate change programs, projects, and activities
20 and associated costs by line item as presented in the Presi-
21 dent's Budget Appendix, and including citations and link-
22 ages where practicable to each strategic plan that is driv-
23 ing funding within each climate change program, project,
24 and activity listed in the report.

1 PROHIBITION ON USE OF FUNDS

2 SEC. 417. Notwithstanding any other provision of
3 law, none of the funds made available in this Act or any
4 other Act may be used to promulgate or implement any
5 regulation requiring the issuance of permits under title V
6 of the Clean Air Act (42 U.S.C. 7661 et seq.) for carbon
7 dioxide, nitrous oxide, water vapor, or methane emissions
8 resulting from biological processes associated with live-
9 stock production.

10 GREENHOUSE GAS REPORTING RESTRICTIONS

11 SEC. 418. Notwithstanding any other provision of
12 law, none of the funds made available in this or any other
13 Act may be used to implement any provision in a rule,
14 if that provision requires mandatory reporting of green-
15 house gas emissions from manure management systems.

16 MODIFICATION OF AUTHORITIES

17 SEC. 419. Section 8162(m)(3) of the Department of
18 Defense Appropriations Act, 2000 (40 U.S.C. 8903 note;
19 Public Law 106–79) is amended by striking “September
20 30, 2016” and inserting “September 30, 2017”.

21 FUNDING PROHIBITION

22 SEC. 420. None of the funds made available by this
23 or any other Act may be used to regulate the lead content
24 of ammunition, ammunition components, or fishing tackle

1 under the Toxic Substances Control Act (15 U.S.C. 2601
2 et seq.) or any other law.

3 EXTENSION OF GRAZING PERMITS

4 SEC. 421. The terms and conditions of section 325
5 of Public Law 108–108 (117 Stat. 1307), regarding graz-
6 ing permits issued by the Forest Service on any lands not
7 subject to administration under section 402 of the Federal
8 Lands Policy and Management Act (43 U.S.C. 1752),
9 shall remain in effect for fiscal year 2017.

10 STEWARDSHIP CONTRACTING AMENDMENTS

11 SEC. 422. Section 604(d) of the Healthy Forest Res-
12 toration Act of 2003 (16 U.S.C. 6591c(d)), as amended
13 by the Agricultural Act of 2014 (Public Law 113–79), is
14 further amended—

15 (1) in paragraph (5), by adding at the end the
16 following: “Notwithstanding the Materials Act of
17 1947 (30 U.S.C. 602(a)), the Director may enter
18 into an agreement or contract under subsection
19 (b).”; and

20 (2) in paragraph (7), by striking “and the Di-
21 rector”.

22 FUNDING PROHIBITION

23 SEC. 423. (a) None of the funds made available in
24 this Act may be used to maintain or establish a computer

1 network unless such network is designed to block access
2 to pornography websites.

3 (b) Nothing in subsection (a) shall limit the use of
4 funds necessary for any Federal, State, tribal, or local law
5 enforcement agency or any other entity carrying out crimi-
6 nal investigations, prosecution, or adjudication activities.

7 CLARIFICATION OF EXEMPTIONS

8 SEC. 424. None of the funds made available in this
9 Act may be used to require a permit for the discharge
10 of dredged or fill material under the Federal Water Pollu-
11 tion Control Act (33 U.S.C. 1251, et seq.) for the activi-
12 ties identified in subparagraphs (A) and (C) of section
13 404(f)(1) of the Act (33 U.S.C. 1344(f)(1)(A), (C)).

14 USE OF AMERICAN IRON AND STEEL

15 SEC. 425. (a)(1) None of the funds made available
16 by a State water pollution control revolving fund as au-
17 thorized by section 1452 of the Safe Drinking Water Act
18 (42 U.S.C. 300j-12) shall be used for a project for the
19 construction, alteration, maintenance, or repair of a public
20 water system or treatment works unless all of the iron and
21 steel products used in the project are produced in the
22 United States.

23 (2) In this section, the term “iron and steel” products
24 means the following products made primarily of iron or
25 steel: lined or unlined pipes and fittings, manhole covers

1 and other municipal castings, hydrants, tanks, flanges,
2 pipe clamps and restraints, valves, structural steel, rein-
3 forced precast concrete, and construction materials.

4 (b) Subsection (a) shall not apply in any case or cat-
5 egory of cases in which the Administrator of the Environ-
6 mental Protection Agency (in this section referred to as
7 the “Administrator”) finds that—

8 (1) applying subsection (a) would be incon-
9 sistent with the public interest;

10 (2) iron and steel products are not produced in
11 the United States in sufficient and reasonably avail-
12 able quantities and of a satisfactory quality; or

13 (3) inclusion of iron and steel products pro-
14 duced in the United States will increase the cost of
15 the overall project by more than 25 percent.

16 (c) If the Administrator receives a request for a waiv-
17 er under this section, the Administrator shall make avail-
18 able to the public on an informal basis a copy of the re-
19 quest and information available to the Administrator con-
20 cerning the request, and shall allow for informal public
21 input on the request for at least 15 days prior to making
22 a finding based on the request. The Administrator shall
23 make the request and accompanying information available
24 by electronic means, including on the official public Inter-
25 net Web site of the Environmental Protection Agency.

1 (d) This section shall be applied in a manner con-
2 sistent with United States obligations under international
3 agreements.

4 (e) The Administrator may retain up to 0.25 percent
5 of the funds appropriated in this Act for the Clean and
6 Drinking Water State Revolving Funds for carrying out
7 the provisions described in subsection (a)(1) for manage-
8 ment and oversight of the requirements of this section.

9 NATIONAL GALLERY OF ART

10 SEC. 426. Section 6301(2) of title 40, United States
11 Code, is amended—

12 (1) in the matter preceding subparagraph (A),
13 by striking “The National Gallery of Art” and in-
14 serting “(A) The National Gallery of Art”;

15 (2) by redesignating subparagraphs (A), (B),
16 and (C) as clauses (i), (ii), and (iii), respectively;
17 and

18 (3) by adding at the end the following new sub-
19 paragraph: “(B) All other buildings, service roads,
20 walks, and other areas within the exterior bound-
21 aries of any real estate or land or interest in land
22 (including temporary use) that the National Gallery
23 of Art acquires and that the Director of the Na-
24 tional Gallery of Art determines to be necessary for
25 the adequate protection of individuals or property in

1 the National Gallery of Art and suitable for adminis-
2 tration as a part of the National Gallery of Art.”.

3 MIDWAY ISLAND

4 SEC. 427. None of the funds made available by this
5 Act may be used to destroy any buildings or structures
6 on Midway Island that have been recommended by the
7 United States Navy for inclusion in the National Register
8 of Historic Places (54 U.S.C. 302101).

9 POLICIES RELATING TO BIOMASS ENERGY

10 SEC. 428. To support the key role that forests in the
11 United States can play in addressing the energy needs of
12 the United States, the Secretary of Energy, the Secretary
13 of Agriculture, and the Administrator of the Environ-
14 mental Protection Agency shall, consistent with their mis-
15 sions, jointly—

16 (1) ensure that Federal policy relating to forest
17 bioenergy—

18 (A) is consistent across all Federal depart-
19 ments and agencies; and

20 (B) recognizes the full benefits of the use
21 of forest biomass for energy, conservation, and
22 responsible forest management; and

23 (2) establish clear and simple policies for the
24 use of forest biomass as an energy solution, includ-
25 ing policies that—

1 (A) reflect the carbon-neutrality of forest
2 bioenergy and recognize biomass as a renewable
3 energy source, provided the use of forest bio-
4 mass for energy production does not cause con-
5 version of forests to non-forest use.

6 (B) encourage private investment through-
7 out the forest biomass supply chain, including
8 in—

- 9 (i) working forests;
- 10 (ii) harvesting operations;
- 11 (iii) forest improvement operations;
- 12 (iv) forest bioenergy production;
- 13 (v) wood products manufacturing; or
- 14 (vi) paper manufacturing;

15 (C) encourage forest management to im-
16 prove forest health; and

17 (D) recognize State initiatives to produce
18 and use forest biomass.

19 JOHN F. KENNEDY CENTER REAUTHORIZATION

20 SEC. 429. Section 13 of the John F. Kennedy Center
21 Act (20 U.S.C. 76r) is amended by striking subsections
22 (a) and (b) and inserting the following:

23 “(a) MAINTENANCE, REPAIR, AND SECURITY.—
24 There is authorized to be appropriated to the Board to

1 carry out section 4(a)(1)(H), \$22,260,000 for fiscal year
2 2017.

3 “(b) CAPITAL PROJECTS.—There is authorized to be
4 appropriated to the Board to carry out subparagraphs (F)
5 and (G) of section 4(a)(1), \$14,140,000 for fiscal year
6 2017.”.

7 BOUNDARY ADJUSTMENT, BOB MARSHALL WILDERNESS,
8 HELENA-LEWIS AND CLARK NATIONAL FOREST

9 SEC. 430. The boundary of the Patrick’s Basin Addi-
10 tion to the Bob Marshall Wilderness designated by section
11 3065(c)(1)(A) of the “Carl Levin and Howard P. ‘Buck’
12 McKeon National Defense Authorization Act for Fiscal
13 Year 2015” (Public Law 113–291; 128 Stat. 3835) is
14 modified to exclude approximately 603 acres of land as
15 generally depicted as items 1 and 2 on the map entitled
16 “Patrick’s Basin Addition to the Bob Marshall Wilder-
17 ness—Kenck Cabin and South Fork Sun River
18 Packbridge Adjustments” and dated April 21, 2016,
19 which shall be on file and available for public inspection
20 in the appropriate offices of the Forest Service. The lands
21 excluded from the wilderness shall be added to and admin-
22 istered as part of the Rocky Mountain Front Conservation
23 Management Area established in section 3065(b).

1 INCORPORATION BY REFERENCE

2 SEC. 431. (a) The provisions of the following bills of
3 the 115th Congress are hereby enacted into law:

4 (1) H.R. 2104 (the Morley Nelson Snake River
5 Birds of Prey National Conservation Area Boundary
6 Modification Act of 2017), as introduced on April
7 20, 2017.

8 (2) S. 131 (the Alaska Mental Health Trust
9 Land Exchange Act of 2017), as ordered to be re-
10 ported on March 30, 2017, by the Committee on
11 Energy and Natural Resources of the Senate.

12 (3) S. 847 (the Women’s Suffrage Centennial
13 Commission Act), as introduced on April 5, 2017.

14 (b) In publishing this Act in slip form and in the
15 United States Statutes at Large pursuant to section 112
16 of title 1, United States Code, the Archivist of the United
17 States shall include after the date of approval at the end
18 an appendix setting forth the text of the bills referred to
19 in subsection (a).

20 This division may be cited as the “Department of the
21 Interior, Environment, and Related Agencies Appropria-
22 tions Act, 2017”.