

AMENDMENTS ADOPTED TO THE INTERIOR/ENVIRONMENT

APPROPRIATIONS BILL FOR FY 2018

**Full Committee
House Appropriations Committee
Tuesday, July 18, 2017**

HL

CALVERT
agreed
✓✓

House Appropriations Committee
FY 2018 Interior, Environment and Related Agencies Bill
Full Committee Markup
July 18, 2017

Manager's Amendment offered by Mr. Calvert of California

In the bill:

On page 8, line 14, increase the dollar amount by \$700,000.

On page 10, after line 20, insert the following new paragraph:

Of the unobligated balances available for this account from appropriations made for fiscal years prior to fiscal year 2013, \$3,000,000 are permanently rescinded.

On page 16, line 1, increase the dollar amount by \$1,000,000.

On page 16, line 3, increase the dollar amount by \$1,000,000.

On page 29, line 12, increase the dollar amount by \$1,300,000.

On page 30, line 25, before the period, insert the following:

“: *Provided further*, That the Bureau of Indian Affairs may accept transfers of funds from U.S. Customs and Border Protection to supplement any other funding available for reconstruction or repair of roads on the Tohono O’odham Nation”

On page 63, line 14, increase the dollar amount by \$5,000,000.

On page 63, line 25, increase the dollar amount by \$5,000,000.

On page 64, line 3, strike “\$36,000,000” and insert “\$41,000,000”.

On page 78, line 21, strike “2017” and insert “2018”.

In the report:

On page 10, before the heading “Land Acquisition”, insert the following new paragraph:

From the amounts provided for Management of Lands and Resources, at the discretion of the Director, the Bureau may make available up to \$2,000,000 for critical conservation activities, pursuant to 16 U.S.C. 3701 et seq., subject to the terms and conditions outlined in Title I of Division G of P.L. 115-31.

On page 15, under Partners for Fish and Wildlife:

1. Strike “\$52,776,000” and insert “\$53,476,000”; and
2. After the paragraph and before Coastal Programs, insert the following new paragraph:

The recommendation includes not less than \$1,800,000 to continue the multi-State Chesapeake Bay Nutria Eradication Project, including not less than \$75,000 provided under the National Wildlife Refuge System activity. The Service is expected to complete the verification phase of the eradication process by the end of fiscal year 2020.

On page 15, under National Wildlife Refuge System, strike the sentence regarding nutria eradication.

On page 16, strike the last paragraph and insert the following new paragraph:

The Committee is concerned that there could be future delays in Comprehensive Everglades Restoration Plan (CERP) implementation caused by ecosystem-level restoration goals that are in conflict with the specific needs of one endangered species, the Cape Sable seaside sparrow. Such delays should be unnecessary given that restoration activities will likely produce net benefits for the species at the system level. The Committee urges the Service to work with the State of Florida, the National Park Service, the U.S. Geological Survey, the U.S. Army Corps of Engineers, and local stakeholders to implement the Memorandum of Understanding as quickly as possible, and to consider developing a conservation plan for the endangered sparrow. The Service is directed to update the Committee on its progress within 180 days of enactment of this Act.

On page 17, at the appropriate place under the heading Law Enforcement, insert the following new paragraph:

The Service is directed to language in House Report 114-632 and Senate Report 114-281 regarding inspections of imported and exported seafood. In coordination with the Secretary of Commerce and the seafood industry, the Secretary is urged to reevaluate Federal regulations for seafood inspections in order to ensure that regulations are fair, that agency actions are not duplicative, and that inspections are conducted expeditiously to avoid economic hardship and loss to business while protecting species from overfishing and illegal trade. Outcomes of this reevaluation and a justification for any continued or new regulations should be included in existing industry outreach programs. Open communication between the Service and inspected businesses is paramount to the success of any inspection program.

On page 18, before the heading Fish and Aquatic Conservation, insert the following new paragraph:

The Committee directs the Fish and Wildlife Service to conduct an internal review of its current CITES permitting process for live plants, in an effort to identify ways to create efficiencies in the permitting process. Within 150 days of enactment of this Act, the Committee directs the Service to provide a report of its findings to the Committee. The Service is urged to consider efforts to streamline or otherwise create efficiencies in the CITES permitting process for live plants that would ameliorate any delays and to include these suggestions in its report to the Committee.

On page 26, strike the paragraph entitled "*Elwha Water Facilities*" and replace it with the following:

Elwha Water Facilities.—The Committee is concerned that although the Service initiated discussions regarding the transfer of ownership of the Elwha Water Facilities (EWF) to the City of Port Angeles in 2014, the Service and the City have not reached consensus on a Transfer Agreement. Therefore, the Committee directs the Service to work with the City to develop a report outlining how the Service has met or intends to meet its obligations under Section 4(a)(3) of P.L. 102-495 prior to initiating any transfer of the EWF. This report should be transmitted to the Committee six months from the date of the enactment of this Act and must include the following: 1) a plan to assist the City in securing all necessary permits required for the City to operate the EWF; 2) the scope of capital improvements requested by the City to reduce annual operating costs; and 3) a joint plan to implement any necessary capital improvements agreed to by both the City and the Service to meet the requirements of P.L. 102-495. The Committee urges the Service to continue operation and maintenance of the EWF subject to authority and appropriations available to the Service. The Committee also urges the parties to reach agreement on transfer as quickly as possible.

At the appropriate place on page 29, prior to the paragraph entitled, *Bill Language*, insert the following new paragraph:

St. Anthony Falls Lock.—The Committee is aware that the U.S. Army Corps of Engineers will be initiating a study related to the disposition of St. Anthony Falls Lock in Minnesota. The Committee opposes the Service taking on the ownership of this lock, as it is beyond the Service's current operations and could require significant funds. As such, prior to entering into any agreement with the Corps regarding ownership of the lock or establishment of facilities operated or maintained by the Service at the lock, the Service is directed to request and receive any necessary appropriations from Congress.

At the appropriate place on page 29, prior to the paragraph entitled, *Bill Language*, insert the following new paragraph:

Yosemite Medical Clinic.—The Committee recognizes the valuable medical services provided by the Yosemite National Park Medical Clinic. With the nearest full-service hospital hours away, Yosemite National Park has operated a medical clinic since 1929 to stabilize and treat victims of illnesses and injuries within the park. The Committee understands that the clinic no longer has retention authority for fees collected by the clinic for services provided. The Committee urges the Service to report to the Committee within 60 days of enactment of this Act on steps being taken to ensure the continued operation of the clinic in fiscal year 2018.

On page 31, under the heading "State and Tribal Historic Preservation Offices", strike "\$4,000,000" and insert "\$5,000,000".

At the appropriate place on page 33, under the Centennial Challenge account, insert the following:

From amounts in the Centennial Challenge account, the Committee encourages the Department to make \$2,000,000 available for critical programs and projects, pursuant to 54 U.S.C. 1011 Subchapter II, subject to the terms and conditions outlined in Title IV of P.L. 114-289.

On page 34, after the “Land Resources” paragraph, insert the following new paragraph:

The Committee recognizes the value of partnerships with research universities, Tribes and Tribal colleges and expects the eight regional science centers to remain open and operating from within funds provided.

On page 37, at the appropriate place under the Ocean Energy Management account, insert the following new paragraph:

The Committee is concerned that the current unsolicited bid process for siting offshore renewable energy projects may not consider the full suite of offshore marine uses in a deliberative manner. New developments in the marine environment should be sited in locations that balance their potential benefits with minimization of impacts to the environment and other important activities, following pre-lease consultation with pre-existing users of such an ocean area. In order to maintain a strong Federal-State partnership for offshore operations, the Bureau should consult with the respective state task forces prior to the issuance of a lease, review and approval of a site assessment plan, review and approval of a construction and operations plan, or issuance of a construction and operations permit in fiscal year 2018.

On page 41:

1. At the end of the paragraph starting with Trust—Real Estate Services, insert the following sentence:

The Bureau is expected to distribute the program increases to regional offices to address administrative backlogs for Trust Real Estate Services programs.

2. Under the heading Public Safety and Justice:

- a. Increase the first and second dollar amounts by \$1,300,000 each;

- b. Increase the amount for detention/corrections by \$900,000 and insert after the number:

“, with priority for additional funding given to new detention facilities that do not currently have existing program funding within the BIA budget”;

- c. Before the words “and law enforcement”, insert “\$13,657,000 for facilities operations and maintenance;”; and

- d. At the end of the first paragraph but before the period, insert the following:

“, including a program increase of \$500,000 for the Office of Justice Services’ District III Office to promote timely payments.”

On page 44, before the heading Education, insert the following new paragraph:

Joint Ventures.—The Committee has embraced the joint venture construction model for the Indian Health Service because of the significant savings to the Federal government. It is time to explore the same approach for justice centers and schools. Expanding the joint venture approach acknowledges the reality that the Federal budget has not kept pace with immediate needs. Indian Affairs is directed to investigate establishing joint venture construction programs for justice centers and schools that are modeled after the Indian Health Service joint venture program. Indian Affairs should consult with the Indian Health Service and Tribes to develop proposed models for implementation. Tribes are urged to consider the use of existing Federal tax credits as a way to support the joint venture concept.

On page 45, strike the paragraph starting with Public Safety and Justice and insert the following new paragraph:

Public Safety and Justice.—The Committee is concerned about the growing need for justice facilities funding. The Bureau's annual budget justification fails to report its funding needs compared to industry-wide standards, as directed by the Committee in House Report 113-551. This information is necessary so that the Committee can make informed decisions about annual appropriations. The Committee encourages the Bureau to develop a master plan that details the location and condition of existing facilities relative to the user population, and incorporates the use of existing tribally constructed facilities and regional justice centers, such as the Shoshone-Bannock Tribes' Justice Center, as an efficient approach to filling gaps where additional facilities are needed. It has come to the Committee's attention that Tribes such as the Ak-Chin Indian Community are building their own detention centers and are coming to the Bureau for new staffing and operations funding. Further, the Ute Indian Tribe used its own funds to replace old or condemned facilities, and seeks full operations and maintenance funding from the Bureau. Therefore, the Committee urges the Department to consider alternatives to address justice facilities needs in Indian Country.

On page 57, under the heading, "*Geographic Programs*", change the dollar amount to \$402,000,000.

On page 57, under the heading, "*Puget Sound*", change the first and third dollar amounts to \$28,000,000. Strike "\$3,000,000 below" and insert "equal to".

On page 57, under the heading, "*Resource Conservation and Recovery Act*", in the second sentence strike "P.L. 144-322" and replace with "P.L. 114-322" and insert at the end of the sentence but before the period: ", and for EPA to implement a permit program in non-participating states". In the third sentence, at the appropriate

place, insert “, as well as funds necessary for EPA to implement permit programs in non-participating States,”.

On page 58, under the heading, “*Water Quality Protection*”, after the first sentence insert:

The recommendation does not support the proposed termination of the Urban Waters program.

On page 76, before the *Wildland Fire Preparedness* paragraph, insert the following new paragraph:

The Committee is aware that the North Cascades Smokejumper Base may need facility upgrades, improvements, and renovations to meet Federal Aviation Administration compliance standards and requirements. The Committee understands the value to the local community of maintaining the North Cascades Smokejumper Base in Winthrop, Washington, and appreciates the site’s historical significance as the birthplace of the United States’ Smokejumping program. The Committee directs the Service provide a report on the needs of the North Cascades Smokejumper Base, as well as its other smokejumper bases, and to include in the report a description of the effect each has on the economy and disaster preparedness level of its local community.

On page 89, in the third sentence of the third full paragraph under National Foundation on the Arts and the Humanities, strike “art therapy to military patients” and insert “Creative Arts Therapies to military patients”.

On page 97, strike “\$36,000,000” and insert “\$41,000,000”.

Make associated conforming changes to the report as necessary.

Harris
agreed
VV

AMENDMENT
(INTERIOR AND ENVIRONMENT APPROPRIATIONS
BILL)
OFFERED BY MR. HARRIS OF MARYLAND

Page 63, line 14, reduce the dollar amount by
\$6,000,000.

At the end of the bill (before the spending reduction
account), insert the following:

- 1 WIND TURBINE FUNDING LIMITATION
- 2 SEC. 4 _____. None of the funds made available by this
- 3 Act may be used to conduct reviews of site assessment
- 4 or construction and operation plans for any project that
- 5 would entail the construction or location of wind turbines
- 6 less than 24 nautical miles from the State of Maryland,
- 7 shoreline.



Aderholt

as need to be

#10

AMENDMENT TO INTERIOR APPROPRIATIONS BILL

OFFERED BY MR. ADERHOLT OF ALABAMA

(Offered on behalf of himself and Mr. Visclosky)

Page 131, strike lines 3 through 5.

Page 132, strike lines 11 through 20.

Conforming amendment to the Committee Report:

Page 65, strike the second full paragraph.



#13

Stewart
agreed to
VV

AMENDMENT

OFFERED BY MR. STEWART OF UTAH

Department of the Interior, environment, and related agencies, FY 2018

Page 8, line 3, strike “for the” and all that follows through “contractors or” on line 5.

Page 8, line 7, insert “, including for human consumption” before the period.