

**RESULTS OF CONGRESSIONAL ACTION ON THE FISCAL YEAR 2010
DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED
AGENCIES APPROPRIATIONS ACT**

FUNDING OVERVIEW

The conferees met and approved the 2010 Department of the Interior, Environment, and Related Agencies Appropriations bill on October 27, 2009. The House and Senate passed the bill on October 29 by votes of 247 to 178 and 72 to 28, respectively. The President signed the bill, and the bill was assigned Public Law no. 111-88.

Overall, the Interior Appropriations Act is \$32.2 billion, a decrease of \$85.2 million below the President's budget and \$4.7 billion above 2009. **The Act includes \$11.0 billion for the Department of the Interior. The 2010 enacted level for the Department is \$13.0 million below the budget request and an increase of \$844 million or 8.3 percent over the 2009 level.**

For the priorities in the President's Budget, the Act provides the following:

New Energy Frontier

\$000	2009		2010			Conf. +/-	
	<u>Enacted</u>	<u>Budget</u>	<u>House</u>	<u>Senate</u>	<u>Conference</u>	<u>2009 Enact.</u>	<u>2010 Budget</u>
Bureau of Land Management	700	31,200	10,200	10,200	10,200	+9,500	-21,000
Minerals Management Service	0	33,920	33,920	33,920	33,920	+33,920	0
U.S. Geological Survey	575	3,575	3,575	3,575	3,575	+3,000	0
U.S. Fish and Wildlife Service	0	3,000	3,000	3,000	3,000	+3,000	0
Bureau of Indian Affairs	<u>0</u>	<u>5,000</u>	<u>5,000</u>	<u>5,000</u>	<u>5,000</u>	<u>+5,000</u>	<u>0</u>
Subtotal	1,275	76,695	55,695	55,695	55,695	+54,420	-21,000
BLM Mandatory Funding*	<u>[21,000]</u>	<u>0</u>	<u>21,000</u>	<u>21,000</u>	<u>21,000</u>	<u>+21,000</u>	<u>+21,000</u>
Initiative Total	1,275	76,695	76,695	76,695	76,695	+75,420	0
						+5,915.3%	---

*Congress provided a portion of Oil & Gas Mandatory Funding for Initiative in lieu of discretionary funding proposed in 2010 budget request.

The Act funds increases totaling \$54.4 million for the New Energy Frontier initiative as compared to the request of \$75.4 million. As the Congress did not repeal mandatory funding of \$21.0 million annually this is effectively comparable to the level requested in the budget.

The Act provides increases of \$50.1 million requested in the budget for renewable energy development, comprised of \$24.0 million for the Minerals Management Service, \$16.1 million for the Bureau of Land Management, \$3.0 million each for U.S. Geological Survey and the Fish and Wildlife Service, and \$4.0 million for the Bureau of Indian Affairs. This is an eight-fold increase in funding for renewable energy programs in Interior.

Consistent with the President's budget, the Act provides \$5.0 million for the MMS five year plan and \$8.4 million for auditing and compliance activities in BLM, MMS, and BIA.

The reduction of \$21.0 million from the budget reflects Congress's action to fund BLM's convention energy program through mandatory funding rather than with a requested budget increase. The President's budget proposed to repeal an Energy Policy Act provision (Section 365) that funds BLM oil and gas pilot office programs through rental income. In order to fund these offices, the budget proposed an increase of \$11.9 million, which combined with increased APD funding of \$9.1 million would substitute for the mandatory funding. The Congress did not approve the repeal and offset BLM oil and gas operations costs by \$9.1 million – the expected increase in collections due to an increase in the APD fee from \$4,000 to \$6,500.

Climate Impacts Initiative

\$000	2009	2010				Conf. +/-	Conf. +/-
	<u>Enacted</u>	<u>Budget</u>	<u>House</u>	<u>Senate</u>	<u>Conference</u>	<u>2009 Enact.</u>	<u>2010 Budget</u>
Bureau of Land Management	0	15,000	15,000	15,000	15,000	+15,000	0
U.S. Geological Survey	45,452	67,452	67,452	67,452	67,452	+22,000	0
U.S. Fish and Wildlife Service	0	80,000	60,000	40,000	40,000	+40,000	-40,000
National Park Service	0	10,000	10,000	8,000	10,000	+10,000	0
Bureau of Indian Affairs	<u>0</u>	<u>6,000</u>	<u>6,000</u>	<u>6,000</u>	<u>6,000</u>	<u>+6,000</u>	<u>0</u>
Total	45,452	178,452	158,452	136,452	138,452	+93,000	-40,000
						+58.7%	-22.4%

The Act provides an increase of \$93.0 million for the Department's Climate Impacts initiative, a decrease of \$40.0 million from the 2010 President's budget. This increase more than triples funding for climate impacts programs in Interior. The Act does not fund the \$40.0 million requested for State and Tribal Wildlife grants in FWS. For NPS climate change adaptation activities, the Act fully funds the request of \$10.0 million. The Act also funds fully funds the climate change activities requested in BLM, USGS, and BIA, and the \$40.0 million requested in the FWS operating account.

The Statement of Managers notes the need for a national strategy for dealing with climate change, while also noting the need for continued development of the National Climate Change and Wildlife Science Center at the U.S. Geological Survey. The Center should serve as a model for further implementation of an integrated approach to climate change science and adaptation by the bureaus.

The Act also includes a statutory provision in Section 426 requiring that the President submit a detailed report on the Administration's obligations, expenditures, and activities regarding climate change programs. The Mangers expect that the next budget request will include cross-cutting tables for all Federal climate change related activities including climate change observation, science, and management implementation of adaptation and mitigation. The Statement of the Managers also provides direction to the Council on Environmental Quality to work with the Department of the Interior as the lead department, to develop a national, government-wide strategy to address climate impacts on fish, wildlife, plants and ecological

processes. The Managers also retain and restate House Language requesting a Department of the Interior national strategy to assist fish, wildlife, plants and associated ecological processes in becoming more resilient, adapting to, and surviving the impacts of climate change.

21st Century Youth Conservation Corps

\$000	2009					Conf. +/-	
	<u>Enacted</u>	<u>2010 Budget</u>	<u>House</u>	<u>Senate</u>	<u>Conference</u>	<u>2009 Enact.</u>	<u>2010 Budget</u>
Educating Young Hunters and Anglers (FWS)	0	30,000	0	0	0	0	-30,000
Youth and Careers in Nature							
FWS	4,653	12,653	13,153	12,653	13,153	+8,500	+500
NPS	10,485	15,485	15,485	15,485	15,485	+5,000	0
BLM	2,620	7,620	7,620	7,620	7,620	+5,000	0
USGS	<u>2,250</u>	<u>4,250</u>	<u>4,250</u>	<u>3,250</u>	<u>4,250</u>	<u>+2,000</u>	<u>0</u>
Subtotal, Youth and Careers in Nature	<u>20,008</u>	<u>40,008</u>	<u>40,508</u>	<u>39,008</u>	<u>40,508</u>	<u>20,500</u>	<u>500</u>
Total	20,008	70,008	40,508	39,008	40,508	20,500	-29,500
						+102.5%	-42.1%

The Act funds an increase of \$20.5 million for the Initiative, eliminating \$30.0 million in funding for Educating Young Hunters and Anglers. This doubles funding for youth programs that are currently tracked centrally by the bureaus.

The Act increased funding by \$500,000 for Urban Treaties within the Migratory Birds account of FWS. The Act funds \$16.3 million in youth internship programs in BLM, USGS, FWS, and NPS, as well as \$4.2 million for the National Conservation and Training Center to develop curricula and provide training relative for youth engagement in resource management activities. The Conferees rejected the Educating Young Hunters and Anglers request of \$28.0 million in the FWS Federal Aid grants program, \$1.0 million for the National Fish and Wildlife Foundation, and \$1.0 million for the National Conservation and Training Center.

Treasured Landscapes – Park Operations and Park Partnerships

\$000	2009		2010		Conf. +/-		
	<u>Enacted</u>	<u>Budget</u>	<u>House</u>	<u>Senate</u>	<u>Conference</u>	<u>2009 Enact.</u>	<u>2010 Budget</u>
Operation of the National Park System	2,131,529	2,266,016	2,260,684	2,261,309	2,261,559	+130,030	-4,457
Park Partnerships	<u>0</u>	<u>25,000</u>	<u>25,000</u>	<u>0</u>	<u>15,000</u>	<u>+15,000</u>	<u>-10,000</u>
Subtotal	<u>2,131,529</u>	<u>2,291,016</u>	<u>2,285,684</u>	<u>2,261,309</u>	<u>2,276,559</u>	<u>+145,030</u>	<u>-14,457</u>
Less: Use of Rec Fees carryover balance	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>-10,000</u>	<u>-10,000</u>	<u>-10,000</u>
Total	2,131,529	2,291,016	2,285,684	2,261,309	2,266,559	+135,030	-24,457
						+5.9%	-1.1%

NPS Operations. The Act funds NPS Operations at \$2.3 billion, an increase of \$130.0 million as compared to the requested increase of \$134.5 million. This is an increase of six percent.

The Act funds fixed costs and \$95.5 million of the \$100.0 million Park Operations increase including the full \$52.5 million increase for park base operations, \$8.5 million for acquisition

management, \$5.0 million for the U.S. Park Police, \$5.1 million for employee safety and development, and \$2.0 million for site inventories.

Park Partnerships. The Act allocates \$15.0 million for Park Partnerships, \$10.0 million below the 2010 request level and \$15.0 million above the 2009 enacted level. There is new discretionary funding of \$5.0 million and the Congress directs that \$10.0 million be derived from prior year unobligated balances available in the NPS Recreation Enhancement Fee program.

Other Treasured Landscapes

\$000	2009	2010				Conf. +/-	Conf. +/-
	<u>Enacted</u>	<u>Budget</u>	<u>House</u>	<u>Senate</u>	<u>Conference</u>	<u>2009 Enact.</u>	<u>2010 Budget</u>
National Landscape Conservation System	66,705	72,135	74,135	75,135	74,635	+7,930	+2,500
National Wildlife Refuge System	462,859	483,279	503,279	488,629	503,279	+40,420	20,000
Total	529,564	555,414	577,414	563,764	577,914	48,350	22,500
						+8.4%	+4.1%

BLM NLCS. The Act funds NLCS at \$74.6 million, an increase of \$2.5 million above the 2010 President’s budget and an increase of \$8.0 million above 2009 enacted.

FWS Refuges. The Act provides \$503.3 million for Refuge Operations, an increase of \$20.0 million above the 2010 President’s budget and an increase of \$40.4 million above 2009 enacted. This includes increases of \$16.0 million for wildlife and habitat management.

Land and Water Conservation Fund

\$000	2009	2010				Conf. +/-	Conf. +/-
	<u>Enacted</u>	<u>Budget</u>	<u>House</u>	<u>Senate</u>	<u>Conference</u>	<u>2009 Enact.</u>	<u>2010 Budget</u>
Federal Land Acquisition							
Bureau of Land Management	14,775	25,029	26,529	28,650	29,650	+14,875	+4,621
Fish and Wildlife Service	42,455	65,000	69,250	82,790	86,340	+43,885	+21,340
National Park Service	45,190	68,000	73,222	83,586	86,266	+41,076	+18,266
DOI Appraisal Services	8,012	12,136	12,136	12,136	12,136	+4,124	-
Subtotal, DOI Land Acquisition	110,432	170,165	181,137	207,162	214,392	+103,960	+44,227
Forest Service	49,775	28,684	36,782	67,784	63,522	+13,747	+34,838
Subtotal, Federal Land Acquisition	160,207	198,849	217,919	274,946	277,914	+117,707	+79,065
Other Conservation Grants							
LWCF State Grants (NPS)	19,000	30,000	40,000	35,000	40,000	+21,000	+10,000
Cooperative Endangered Species Conservation grants (FWS)	75,501	100,000	65,693	54,694	56,000	-19,501	-44,000
Subtotal, DOI Other Conservation Grants	94,501	130,000	105,693	89,694	96,000	+1,499	-34,000
Forest Legacy (USFS)	49,445	91,060	76,215	55,145	76,460	+27,015	-14,600
Subtotal, Other Conservation Grants	143,946	221,060	181,908	144,839	172,460	+28,514	-48,600
Subtotal, DOI	204,933	300,165	286,830	296,856	310,392	+105,459	+10,227
Subtotal, Forest Service	99,220	119,744	112,997	122,929	139,982	+40,762	+20,238
Total	304,153	419,909	399,827	419,785	450,374	+146,221	+30,465
						48.1%	7.3%

The Act provides \$450.4 million for Interior and Forest Service programs funded through the Land and Water Conservation Fund. This is \$30.5 million above the President's budget and \$146.2 million above the enacted level.

For Interior Department programs, the Act provides \$310.4 million including \$214.4 million for Federal land acquisition, \$40.0 million for NPS State grants, and \$56.0 million for the Cooperative Endangered Species Conservation Fund. This is an increase of \$10.2 million over the budget and \$105.5 million or 51 percent above 2009. In total, the 2010 appropriation includes \$85.0 million for endangered species grants, however \$29.0 million is not derived from LWCF.

A summary of these programs and project listings is provided at the back of this summary.

Empowering Native American Communities

\$000	2009		2010			Conf +/-	
	<u>Enacted</u>	<u>Budget</u>	<u>House</u>	<u>Senate</u>	<u>Conference</u>	<u>2009 Enacted</u>	<u>2010 Budget</u>
Advancing Indian Education							
Elementary/Secondary Forward Funded	499,470	516,702	518,702	516,702	518,702	+19,232	+2,000
Elementary/Secondary Programs	75,126	77,379	77,379	77,379	77,379	+2,253	0
Tribal Colleges (forward funded)	0	50,000	50,000	50,000	50,000	+50,000	0
Post Secondary Programs	115,272	125,691	123,691	127,291	126,791	+11,519	+1,100
Education Management	<u>26,285</u>	<u>26,528</u>	<u>26,528</u>	<u>26,528</u>	<u>26,528</u>	<u>+243</u>	<u>0</u>
Subtotal, Advancing Indian Education	716,153	796,300	796,300	797,900	799,400	+83,247	+3,100
Protecting Indian Country							
Criminal Investigations and Police Services	163,148	175,053	175,053	185,053	185,053	+21,905	+10,000
Detention/Corrections	64,648	70,433	70,433	75,433	75,433	+10,785	+5,000
Law Enforcement Special Initiatives	15,022	17,051	17,051	18,051	18,051	+3,029	+1,000
Indian Police Academy	4,089	4,162	4,162	5,162	5,162	+1,073	+1,000
Tribal Justice Support	1,462	5,697	5,697	5,697	5,697	+4,235	0
Law Enf. Program Mangt - Native Falcon	3,521	7,544	7,544	10,544	10,544	+7,023	+3,000
Tribal Courts (TPA)	14,508	19,704	19,704	24,704	24,704	+10,196	+5,000
Construction - Public Safety & Justice ¹	<u>39,399</u>	<u>39,407</u>	<u>39,407</u>	<u>64,407</u>	<u>64,407</u>	<u>+25,008</u>	<u>+25,000</u>
Subtotal, Protecting Indian Country	<u>305,797</u>	<u>339,051</u>	<u>339,051</u>	<u>389,051</u>	<u>389,051</u>	<u>+83,254</u>	<u>+50,000</u>
Total	1,021,950	1,135,351	1,135,351	1,186,951	1,188,451	+166,501	+53,100
						+16.3%	+4.7%

¹ The 2010 budget request for the Empowering Native American Communities initiative did not include construction funding. However, the Act includes an increase of \$25.0 million. The appropriate funding levels are shown in this table for comparability.

The Act fully funds the Empowering Native American Communities Initiative proposed in the 2010 President's budget, comprised of fixed costs and program changes of \$72.0 million for education programs in BIE and \$30.0 million for law enforcement programs in BIA. In addition, Congress provides \$3.1 million for education programs and \$50.0 million for law enforcement activities including construction. This provides total increases in Indian Affairs education and law enforcement of \$166.5 million or 16 percent over the 2009 level.

Native American Communities – Advancing Indian Education. The Act adds \$3.1 million for BIE programs. Within this increase, \$1.1 million is included for Post Secondary Programs. The increase includes \$500,000 for Haskell and SIPI, the two Bureau-operated colleges; and \$600,000 for UTTC and NTC, the two tribally operated technical colleges. The increase also includes \$2.0 million for student transportation.

The appropriation includes the budget proposal for a one time funding increase of \$50.0 million to forward fund Tribal Colleges and Universities. The Statement of Managers indicates that Congress expects the funding to be distributed to other Bureau programs in Fiscal Year 2011.

Native American Communities – Protecting Indian Country. The Act adds \$50.0 million above the request for law enforcement related programs including \$25.0 million in operations to be allocated as follows: \$10.0 million for Criminal Investigations and Police Services; \$5.0 million for Detention and Corrections; \$1.0 million for Special Initiatives; \$1.0 million for additional training classes at the Indian Police Academy; \$3.0 million for Program Management; and \$5.0 million for Tribal Courts. Another increase of \$25.0 million is provided for construction: \$20.0 million for replacement detention facilities; and \$5.0 million for law enforcement employee housing.

Great Lakes

The 2010 budget for the Environmental Protection Agency included a Great Lakes Initiative of \$475.0 million. Of that amount, \$85.9 million was intended for Interior to undertake 52 projects. The Act fully funds the request and we anticipate funding allocations from EPA of \$57.5 million for FWS, \$10.5 million for NPS, \$15.0 million for USGS, and \$3.0 million for BIA.

Wildland Fire

The 2010 appropriation for the Wildland Fire Account is \$794.9 million as compared to the budget request of \$899.8 million, a reduction of 104.9 million. In lieu of the budget proposal for a contingency reserve account of \$75.0 million, the Act includes a new FLAME Fund, funded at \$61.0 million, to cover the costs of large or complex fires and to be a reserve when amounts provided for regular suppression in the Wildland Fire Management account are depleted. The Act funds the regular suppression account at \$258.8 million, \$111.0 million below the request level in light of the significant carryover balances available for suppression and assumes the use of \$125.0 million in carryover balances. The other components of the fire program including hazardous fuels reduction, burned area rehabilitation, facilities, science, and rural fire assistance are funded at \$245.7 million, slightly above the budget request.

Fixed Costs

The appropriation fully funds the budget request for fixed costs of \$160.8 million, which included increases of \$124.7 million for 2009 and 2010 pay increases and associated benefits, and the balance for BIE teachers' pay, workers compensation, unemployment compensation, rental rate increases, and working capital fund increases. Congress has not completed action on the Treasury and General Government appropriation, which determines the 2010 pay rate.

Reprogramming Guidelines

The Act modifies existing reprogramming guidance, reducing the latitude available for internal reprogramming and providing greater clarification as to the intention of the Committee that reprogrammings apply to reorganizations and significant deviations from the program presented in the budget justification.

The reprogramming guidelines include an approval threshold of \$1.0 million or ten percent annually that applies to the reallocation of funds from one budget activity, line-item, or program area within each account. For Tribal Priority Allocations, there is no restriction on reprogrammings among these programs. Lands shall not be acquired for more than the approved appraised value (as addressed in section 301(3) of Public Law 91-646) unless approved in advance by the Committees. The guidelines establish a threshold for land exchanges requiring Committee approval of \$1.0 million. In addition, the Committees is to be notified in advance of exchanges valued between \$500,000 and \$1.0 million.

DETAIL BY BUREAU AND ACTIVITY

Bureau of Land Management Operations

\$000	2009	2010				Conf +/-	Conf +/-
	<u>Enacted</u>	<u>Budget</u>	<u>House</u>	<u>Senate</u>	<u>Conference</u>	<u>2009 Enact</u>	<u>2010 Budget</u>
Management of Lands and Resources ^{1,2}	890,194	975,351	950,496	965,721	958,571	+68,377	-16,780
Oregon and California Grant Lands	<u>109,949</u>	<u>111,557</u>	<u>111,557</u>	<u>111,557</u>	<u>111,557</u>	<u>+1,608</u>	<u>0</u>
Total	1,000,143	1,086,908	1,062,053	1,077,278	1,070,128	+69,985	-16,780
						+7.0%	-1.5%

¹ The 2009 amount for MLR excludes \$125.0 million in ARRA funding.

² The 2010 amount for MLR reflects a rescission of \$1.0 million of 2009 appropriations for oil shale-related work that was accomplished with other funding sources.

The Act provides \$1.1 billion for BLM operations, a decrease of \$16.8 million below the 2010 President’s budget and an increase of \$70.0 million over the 2009 enacted level. The 2010 total of \$1.1 billion includes a rescission of \$1.0 million in 2009 unobligated balances for the shipment and storage of oil shale cores, work which was accomplished through other funding sources. The reduction below the request for the Management of Lands and Resources account is primarily the result of a reduction of \$21.0 million in BLM’s Oil and Gas Management program; specifically, the Act substitutes mandatory funding for discretionary funding to maintain program capability at the request level.

The Act fully funds high priority initiatives including the requested increases of \$18.6 million for the New Energy Frontier initiative, including \$16.1 million to allow BLM to facilitate expanded renewable energy development on public lands and \$2.5 million to enhance production accountability; \$15.0 million for the Climate Impacts initiative; and \$5.0 million for the 21st Century Youth Conservation Corps.

A summary of changes from the budget request by major activity includes the following:

Land Resources. The appropriation is \$1.7 million below the request. It provides \$23.0 million

of the requested program increase of \$26.5 million for the Wild Horse and Burro Management program, a reduction of \$3.5 million. The Act includes language prohibiting the use of appropriations for the destruction of healthy, unadopted wild horses and burros, or for the sale of these animals that results in their destruction for processing into commercial products. The Act provides a general program increase of \$700,000 for the Rangeland Management program, but includes report language designating \$1.0 million to help reduce the backlog in grazing permits, targeted to areas where litigation is causing significant delays. The report does not specify what work activity within Rangeland Management should be reduced to offset the increase for permitting. The Act provides a \$500,000 increase in Cultural Resources Management for cultural resource activities in wilderness lands such as Owyhee to support implementation of the Omnibus Public Land Management Act of 2009. The Act also provides a total of \$650,000 in general program increases spread across the other three subactivities in Land Resources.

Wildlife and Fisheries Management. The Act restores the proposed reduction of \$145,000 in pass-through funding to the National Fish and Wildlife Foundation, and provides increases of \$500,000 each for the general wildlife and plant conservation programs, all in the Wildlife Management program. The Act provides a general program increase of \$125,000 in Fisheries Management.

Threatened and Endangered Species Management. The Act provides a \$300,000 increase for redband trout and salmon habitat restoration in Nevada and a general program increase of \$200,000.

Recreation Management. The Act provides general program increases of \$200,000 for Wilderness Management and \$500,000 for Recreation Resources Management.

Energy and Minerals Management. The Act funds the Oil and Gas Management program at \$21.0 million below the request. The President's budget proposed an increase of \$11.9 million in base appropriations and a \$9.1 million increase in offsetting collections from APD fees to fully offset the Administration's proposal to amend Section 365 of the Energy Policy Act of 2005 to discontinue the \$21.0 million in mandatory leasing rental revenues that BLM uses to operate its oil and gas pilot offices. The Act does not support the amendment to the Energy Policy Act. It does, however, support the Administration's proposal to increase offsetting collections by \$9.1 million by raising from \$4,000 to \$6,500 the processing fee for applications for permits to drill. This combination of actions allowed the appropriators to reduce the discretionary appropriation for Oil and Gas Management by \$21.0 million below the request and still preserve the program capability at the request level.

Realty and Ownership Management. The Act fully funds the requested increase for renewable energy development. However, the Statement of Managers expresses concern about the development of renewable energy on public lands. It directs the Department to submit a report, in consultation with the Forest Service, on the criteria used for siting projects, including the extent to which protection of various landscapes and habitat will be considered. This report should also provide a detailed strategic plan on how DOI and the Forest Service will coordinate the development of projects. The report should also identify specifically what areas of the

public lands and OCS will be considered for projects based on (1) their potential for renewable energy generation; (2) what additional transmission lines will be necessary; (3) where these transmission lines will be placed; (4) the methodology to be used to limit the size of solar facilities; and (5) the impact on water resources. The report should also include an analysis of the useful life of renewable energy sites and explain how the infrastructure will eventually be removed. The Statement of the Managers suggests that some mechanism, such as a bond, should be used so that the government does not have to pay for the removal of these facilities after they are no longer viable. The Managers recommend the evaluation of several options to improve the permitting process for solar projects on private lands in the California desert.

The Act also provides funding increases in the Cadastral Survey program of \$300,000 for the Utah Rural Government Geographic Information Systems Assistance Program and \$100,000 as a general program increase. The Managers encourage the completion of specific landscape scale assessments by the end of FY 2010.

Resource Protection and Maintenance. The Act provides an additional \$1.5 million over the request, including \$500,000 for law enforcement and \$1.0 million for travel and transportation plans, which is directed to plans authorized in the Omnibus Public Lands Act such as Washington County.

National Monuments and National Conservation Areas. The Act provides a \$2.5 million increase over the request level.

Fish and Wildlife Service Operations

\$000	2009	2010					Conf. +/-	Conf. +/-
	<u>Enacted</u> ¹	<u>Budget</u>	<u>House</u>	<u>Senate</u>	<u>Conference</u>	<u>2009 Enact.</u>	<u>2010 Budget</u>	
Resource Management	1,140,962	1,218,206	1,248,756	1,244,386	1,269,406	+128,444	+51,200	
						+11.3%	+4.2%	

¹The 2009 enacted funding excludes \$165.0 million in ARRA funding.

The Act provides \$1.3 billion for the FWS operating account, \$51.2 million above the President’s request and \$128.4 million more than the 2009 enacted level.

The Act fully funds the \$3.0 million request for the New Energy Frontier initiative; provides an \$8.5 million increase for the 21st Century Youth Conservation Corps, an increase of \$500,000 above the President’s budget request for urban bird treaties; and provides \$40.0 million for the Climate Impacts initiative, eliminating \$40.0 million requested in the State and Tribal Wildlife Grants program to update State wildlife plans.

Changes from the budget request also include the following:

Endangered Species. The Act provides \$179.5 million for the Endangered Species program, \$15.3 million above the President’s budget request and \$21.5 million above 2009. Details are provided below in the Endangered Species section of this document.

Habitat Conservation. For Habitat Conservation programs, the Act provides \$117.8 million, \$4.4 million above the request and \$12.7 million over 2009 enacted. The Act fully funds the increases requested in the President's budget, and includes an additional \$2.4 million for Partners for Fish and Wildlife, \$750,000 for Conservation Planning Assistance, \$1.0 million for the Coastal program, and \$250,000 for the National Wetlands Inventory.

Environmental Contaminants. The Act provides \$14.0 million for the Environmental Contaminants program, \$500,000 more than the 2010 request and \$758,000 more than 2009.

National Wildlife Refuge System. The Act provides \$503.3 million for the National Wildlife Refuge System, an increase of \$20.0 million over the President's budget request, and \$40.4 million over 2009. The Act includes increases of \$16.0 million for wildlife and habitat management. Within the funding provided for wildlife and habitat management, the Statement of the Managers directs FWS to provide \$1.2 million for invasive rat eradication on Palmyra Atoll.

The Act also includes an increase over the President's budget of \$1.0 million for refuge visitor services, \$1.0 million for conservation planning, and \$2.0 million for refuge law enforcement. Within the funding provided for refuge system maintenance, there is an increase of \$2.0 million for annual maintenance. The increase is fully offset by a reduction of \$2.0 million in deferred maintenance.

Migratory Bird Management, Law Enforcement and International Affairs. The Act provides \$54.5 million for Migratory Bird Management, \$1.5 million more than the budget request and \$3.7 million more than 2009. In addition to the President's budget request, the Act adds \$500,000 for new urban treaties as part of the Youth initiative and an increase of \$1.0 million to provide all approved joint ventures with sufficient base funding.

The Act provides \$65.8 million for law enforcement, \$2.0 million above the budget request, and \$3.2 million above the 2009 enacted level. International Affairs is funded at \$14.4 million, \$1.2 million over the President's budget and 2009. The Act provides an increase of \$1.0 million for wildlife without borders and \$150,000 for the Caddo Lake RAMSAR center.

Fisheries and Aquatic Resources. Fish and Aquatic Resources is funded at \$148.3 million in the Act, which is \$7.7 million above the President's budget request and \$16.5 million above the 2009 enacted level. The Act funds the increases in the budget request, and adds \$500,000 for hatchery operations, \$500,000 for freshwater mussel recovery, and \$2.0 million for quagga and zebra mussel control and eradication. The Act also provides increases of \$2.2 million to conduct scientific review of the Klamath, North Coast, and Central Valley hatchery operations; \$1.0 million for mass marking fisheries in the Great Lakes; \$1.3 million to establish a Fisheries Resource Office in West Virginia; and \$200,000 for sea otter and Steller sea lion conservation.

Climate Change and Science Capacity. The Act provides \$20.0 million for climate change and science capacity, consistent with the President's budget request. Consistent with language included elsewhere in the Statement of Managers, the Service is directed to implement its climate change activities within the scope of the Service's national strategy for climate change,

the Secretary's Order on climate change, and the National Climate Change and Wildlife Science Center in the U.S. Geological Survey.

General Administration. The Act provides \$152.8 million for general operations, which is \$1.3 million below the President's budget request and \$9.5 million above the 2009 enacted level. The Act funds the Fish and Wildlife Foundation at \$7.5 million, \$1.0 million below the request but equal to 2009. Within the funds provided under General Administration, an increase of \$750,000 is provided for maintenance at the National Conservation and Training Center.

FWS Endangered Species Program

\$000	2009	2010	<u>House</u>	<u>Senate</u>	<u>Conference</u>	Conf. +/-	Conf. +/-
	<u>Enacted</u>	<u>Budget</u>				<u>2009 Enact.</u>	<u>2010 Budget</u>
Candidate Conservation	10,670	10,592	11,592	11,842	12,592	+1,922	+2,000
Listing Program	19,266	20,103	20,603	22,103	22,103	+2,837	+2,000
Consultation/HCP	53,462	56,863	56,863	59,363	59,363	+5,901	+2,500
Recovery Program	<u>74,575</u>	<u>76,599</u>	<u>77,449</u>	<u>81,349</u>	<u>85,399</u>	<u>+10,824</u>	<u>+8,800</u>
Total	157,973	164,157	166,507	174,657	179,457	+21,484	+15,300
						+13.6%	+9.3%

The Act provides \$12.6 million for **Candidate Conservation**, \$2.0 million more than the 2010 request and \$1.9 million over the 2009 enacted level. Within the funds provided, an increase of \$1.0 million is for sage grouse conservation.

The Act provides \$22.1 million for **Listing**, adding \$2.0 million to the President's budget request. This is \$2.8 million above the 2009 enacted level.

The Act provides \$59.4 million for **Consultation**, which is \$2.5 million over the President's budget request and \$5.9 million over 2009. The Act directs the Service to use the increase to address deficiencies in the program identified by GAO.

For **Recovery** programs, the Act provides \$85.4 million, \$8.8 million over the President's budget request and \$10.8 million more than the 2009 enacted level. In addition to the increases in the budget request, the Act provides \$1.9 million to study White Nose Syndrome in bats; \$3.0 million for recovery of endangered birds in response to the *State of the Birds* report; \$200,000 for wolf monitoring in Western States; \$350,000 for Lahontan cutthroat trout recovery; \$1.5 million for endangered species grants; and \$1.0 million for a livestock loss demonstration project.

The Act funds the increase requested for polar bear recovery work of \$3.2 million, including \$700,000 in Endangered Species Consultation, \$800,000 in Endangered Species Recovery, and \$1.7 million in Marine Mammals Conservation and Monitoring.

Multinational Species Conservation Fund/Neotropical Migratory Bird Conservation Fund

\$000	2009		2010			Conf. +/-	
	<u>Enacted</u>	<u>Budget</u>	<u>House</u>	<u>Senate</u>	<u>Conference</u>	<u>2009 Enact.</u>	<u>2010 Budget</u>
Neotropical	4,750	4,750	5,250	5,000	5,000	+250	+250
MSCF	<u>10,000</u>	<u>10,000</u>	<u>11,500</u>	<u>11,500</u>	<u>11,500</u>	<u>+1,500</u>	<u>+1,500</u>
Total	14,750	14,750	16,750	16,500	16,500	+1,750	+1,750
						+11.9%	+11.9%

The Act provides \$5.0 million for Neotropical Migratory Bird Conservation, an increase of \$250,000 over the President’s budget request and the 2009 enacted level.

The Act also provides \$11.5 million for the Multinational Species Conservation Fund, an increase of \$1.5 million over the President’s budget request and 2009 enacted.

National Park Service Operations

\$000	2009		2010			Conf. +/-	
	<u>Enacted</u>	<u>Budget</u>	<u>House</u>	<u>Senate</u>	<u>Conference</u>	<u>2009 Enact.</u>	<u>2010 Budget</u>
Park Management ¹	1,983,474	2,110,486	2,105,154	2,105,779	2,106,029	+122,555	-4,457
External Administration Costs	<u>148,055</u>	<u>155,530</u>	<u>155,530</u>	<u>155,530</u>	<u>155,530</u>	<u>+7,475</u>	<u>0</u>
Total	2,131,529	2,266,016	2,260,684	2,261,309	2,261,559	+130,030	-4,457
						+6.1%	-0.2%

¹ The 2009 amount for Park Management excludes \$146.0 million in ARRA funding.

The Act provides \$2.3 billion for National Park Service operations, \$4.5 million less than the President’s budget request and \$130.0 million over 2009 enacted.

The Act funds \$95.5 million of the \$100.0 million park operations increase. The Act funds the full \$52.5 million increase request for park base operations as well as \$8.5 million for acquisition management, \$5.0 million for the U.S. Park Police, \$5.0 million for employee safety and development, and \$2.0 million for site inventories.

The Act fully funds the request for the Secretary’s initiatives including \$10.0 million for the climate change initiative and \$5.0 million for the youth initiative. The Act provides the \$5.0 million for FMSS, the NPS asset management software, but partially offsets the increase by reducing funding for maintenance, repair and rehabilitation projects by \$1.0 million. The Act funds the requested increase of \$1.4 million for interpretation and education except \$1.0 million is redirected to a pilot program to teach American History and Civics in the National Parks. The Managers direct NPS to work with the Department of Education to develop curriculum and bring scholars to park units to instruct students and teachers. The NPS is further directed to provide a report to the Committees on the status of the pilot program within 90 days of the bill’s enactment. The Act reduces a requested increase for oceans stewardship from \$2.5 million to \$1.3 million. The Act also eliminates the \$2.2 million increase request for storm preparedness.

The Statement of Managers directs NPS to fund National Mall concerts at \$350,000 above the 2009 level; report on its plans for managing the current program administered by the Boston Regional Office including any changes in staffing; continue negotiations on the Kaweah hydroelectric project inside Sequoia National Park; undertake a comprehensive assessment of natural and cultural resources along the Mississippi River and develop a plan to address resource protection and preservation issues; and update the content on the NPS Civil War web site.

The Act includes statutory provisions on several park-specific issues, including:

- Sec. 110 states that any proposed new use of the Arizona and California Railroad Company’s Right of Way for conveyance of water can not proceed unless the Secretary certifies that the use is within the scope of the rights of way. The provision also prohibits use of funds for any proposal to approve specified right of way on the Mojave National Preserve.
- Sec. 124 provides authority to extend oystering maritime operations at Point Reyes National seashore until 2022 subject to all applicable laws and regulations and annual payments.
- Sec. 125 directs NPS to conduct a special resource study of the Honouliuli Gulch and associated sites in Hawaii.
- Sec. 128 directs the Secretary to commemorate the leadership of Senator Robert Dole in bringing about the WWII memorial on the National Mall.
- Sections 129 and 130 extend authorities for the Martin Luther King Memorial and the John Adams Memorial, respectively, for one year until September 30, 2010.

NPS Maintenance/Construction

\$000	2009					Conf. +/-	
	<u>Enacted</u>	<u>2010 Budget</u>	<u>House</u>	<u>Senate</u>	<u>Conference</u>	<u>2009 Enact.</u>	<u>2010 Budget</u>
ONPS/Maintenance	677,699	705,220	702,013	703,013	702,013	+24,314	-3,207
Construction	233,158	205,991	213,691	219,731	232,969	-189	+26,978
Cancellation of Federal Infrastructure Improvement Balances	<u>-637</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>+637</u>	<u>0</u>
Total	910,220	911,211	915,704	922,744	934,982	+24,762	+23,771
						+2.7%	+2.6%

The Act provides a total of \$702.0 million for NPS maintenance and operations, \$24.3 million above 2009 enacted and \$3.2 million below the 2010 request. The Act provides the requested \$5.0 million increase for FMSS (the NPS asset management software) but partially offsets the increase by reducing funding for maintenance, repair and rehabilitation projects by \$1.0 million. The Act does not include the \$2.2 million requested increase for storm preparedness, saying this is usually addressed in supplemental appropriations. The Managers accept \$2.2 million in proposed reductions.

Construction is funded at \$233.0 million, essentially the same as the 2009 enacted level and \$27.0 million above the request. Line-item construction is funded at \$143.0 million, \$26.2 million above the request level, and \$6.2 million below 2009 enacted. The Act funds all of the 18 projects requested for funding and adds funding for 27 additional projects costing \$22.4

million. The Act includes \$8.4 million for the Everglades which includes both the DOI and Army Corp of Engineers requests for this project.

The Act provides the requested amounts for storm damage projects, the Denver Service Center, and Regional Facility Project Support, and accepts the requested \$1.0 million reduction in funding for the Housing Improvement Program. The Act provides funds in addition to the increase requested for special resource studies for a total increase of \$1.0 million including \$315,000 for a study of Tule Lake Segregation Center. The Act provides an additional \$500,000 for General Management Planning and directs that within available funds that NPS spend \$500,000 on preliminary planning and design of the Castillo de San Marcos National Monument and \$500,000 on a GMP for Patterson Great Falls National Historical Park.

NPS Park Partnerships Program

\$000	2009					Conf. +/-	
	<u>Enacted</u>	<u>2010 Budget</u>	<u>House</u>	<u>Senate</u>	<u>Conference</u>	<u>2009 Enact.</u>	<u>2010 Budget</u>
Park Partnership Projects Matching Grants	0	25,000	25,000	0	15,000	+15,000	-10,000
Use of Rec Fees carryover balance					-10,000	-10,000	-10,000
Total	0	25,000	25,000	0	5,000	+5,000	-20,000
						NA	-40.0%

The Act funds the Park Partnership Grant program, which was last funded in 2008, at \$15.0 million. Of this amount, bill language authorizes NPS to derive \$10.0 million through the transfer of unobligated recreation fee balances.

The Statement of the Managers indicates that the Committees remain concerned about the high unobligated recreation fee balances, but are pleased with new NPS policies and performance in executing the fee program. The Act retains House language that NPS begin allocating no more than 60 percent to the parks that collected \$4.0 million or more in recreation fees in 2009. The Statements says that the Committees will closely monitor NPS progress and reserve the option of directing future specific changes to the management of the fee program should the new NPS policy and procedures prove inadequate.

The Act retains House language which directs NPS to provide a report within 90 days of enactment of the bill which lists the criteria used for the selection for each Park Partnership project, the funds allotted to each project from both Federal and non-federal sources, and a schedule for completion.

NPS National Recreation and Preservation

\$000	2009					Conf. +/-	
	<u>Enacted 2010</u>	<u>Budget</u>	<u>House</u>	<u>Senate</u>	<u>Conference</u>	<u>2009 Enact.</u>	<u>2010 Budget</u>
Recreation, Natural, and Cultural Prog.	35,286	36,419	37,919	39,419	38,419	+3,133	+2,000
Grant Administration	3,096	1,753	1,753	1,753	1,753	-1,343	0
Heritage Partnership Programs	15,702	15,736	17,814	17,741	17,814	+2,112	+2,078
Preserve America Grants*	0	[3,175]	[6,175]	3,175	4,600	+4,600	+4,600
Statutory or Contractual Aid	<u>5,600</u>	<u>0</u>	<u>1,900</u>	<u>5,350</u>	<u>5,850</u>	<u>+250</u>	<u>+5,850</u>
Total	59,684	53,908	59,386	67,438	68,436	+8,752	+14,528
						+14.7%	+26.9%

*The 2010 President's budget and the House mark included funding for Preserve America in HPF.

The Act provides \$68.4 million for the National Recreation and Preservation program, which is \$14.5 million above the request and \$8.8 million above enacted. These changes reflects the shift in funding for the Preserve America Grants program from the Historic Preservation Fund. Real program changes in the account are a net increase of \$9.9 million above the budget and \$4.2 million above the 2009 level.

The Act funds the new Japanese American Internment Grant program at \$3.0 million, \$2.0 million more than the requested level. Within the NR&P Natural Program, the Act provides the requested \$448,000 increase for Rivers, Trails, and Conservation assistance. The Act also accepts the reduction for State Conservation grant administration as requested to allow this function to be funded within the land acquisition account.

Preserve America grants are funded at \$4.6 million within the NR&P account. This is a \$1.4 million increase over the \$3.2 million budget request for this program that was included in the Historic Preservation Fund account.

The Act funds the Heritage Partnership Programs at \$17.8 million, \$2.1 million above the President's budget, to allow funding for the expanded number of heritage partnerships authorized by Congress in the Omnibus Public Lands Act of 2009 and to increase funding for National Heritage Areas which have completed management plans. The Statement of the Managers directs NPS to provide at least \$150,000 to new heritage areas without approved plans. The Statement also retains House language which directs the Park Service to develop and implement new guidelines for heritage partnerships that include self-sufficiency plans for all heritage areas within a reasonable amount of time, further directing that such a plan be a condition of continued funding.

The Act provides \$5.9 million for Statutory or Contractual Aid programs for nine earmarked areas. This activity was not included in the 2010 President's budget. Funding for Statutory or Contractual Aid is to be allocated as follows:

2010 Statutory or Contractual Aid for Other Activities (\$000)

State	Activity	Authorizing Legislation	House	Senate	Conference
CA	Angel Island Immigration Station	P.L. 109-119	1,000	1,000	1,000
CA	Yosemite Schools	P.L. 109-131		400	400
DC	Sewall-Belmont House	P.L. 99-498		1,000	1,000
HI	National Tropical Botanical Garden	P.L. 111-11		500	500
HI	Native Hawaiian Culture & Arts Program	P.L. 99-498		500	500
MD	Star Spangled Banner National Historic Trail	---	500		500
MD/VA/DC	Chesapeake Bay Gateways & Water Trails	P.L. 107-308	400	1,000	1,000
NH	Lamprey Wild & Scenic River	P.L. 90-542		200	200
VT/NY	Hudson-Fulton-Champlain Quadricentennial	P.L. 110-229		750	750
TOTAL			1,900	5,350	5,850

NPS Historic Preservation Fund

\$000	2009					Conf. +/-	Conf. +/-
	<u>Enacted</u>	<u>2010 Budget</u>	<u>House</u>	<u>Senate</u>	<u>Conference</u>	<u>2009 Enact.</u>	<u>2010 Budget</u>
Grants to States and Territories	42,500	46,500	46,500	46,500	46,500	+4,000	0
Grants to Tribes	7,000	8,000	8,000	8,000	8,000	+1,000	0
Save America's Treasures Grants	20,000	20,000	31,000	20,000	25,000	+5,000	+5,000
Preserve America Grants*	0	3,175	6,175	[3,175]	[4,600]	-3,175	0
Cancellation of Prior-Year Balances	<u>-516</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>+516</u>	<u>0</u>
Total	68,984	77,675	91,675	74,500	79,500	+7,341	+5,000
						+10.6%	+6.4%

*The Senate and conference funds Preserve America in NR&P.

The Act provides \$79.5 million for the Historic Preservation Fund, \$5.0 million higher than the 2010 President's budget and \$7.3 million above the 2009 level. These changes reflects the shift in funding for the Preserve America Grants program to the National Recreation and Preservation Account. Excluding this change, the appropriation is level with the budget and \$10.5 million above the 2009 level.

Consistent with the budget, the Act funds Historic Preservation Grants-in-Aid to States and Territories at \$46.5 million, \$4.0 million above 2009, as well as \$8.0 million for tribal grants, \$1.0 million above 2009 enacted. The Act provides \$4.6 million for Preserve America in the NR&P account. This is a \$1.4 million increase over the \$3.2 million request for this program that was included in the Historic Preservation Fund account.

The Act funds Save America's Treasures at \$25.0 million, \$5.0 million above the request and the 2009 enacted level. The Act earmarks 52 projects using \$10.2 million of the appropriation. The list of earmarked SAT grants follows:

2010 Save America's Treasures Earmarks (\$000)

	State	Grantee	House	Senate	Conference
House	AL	Historic Fort Payne Coal and Iron Building Rehabilitatic	150		150
House	AL	Historic Montevallo Main Hall Renovation	150		150
House/Sen	AL	Swayne Hall Historic Restoration and Renovation	100	500	490
Senate	CA	Mission Santa Barbara, Santa Barbara		650	650
House	CO	Shenandoah Dives Mill National Historic Landmark	150		150
House	CT	Harriet Beecher Stowe Center Preservation	150		150
House	CT	Sterling Opera House Renovation	150		150
Senate	FL	Freedom Tower, Miami		500	500
Conference	GA	Morehouse College (MLKing Papers)			200
Senate	IA	Des Moines Art Center, Des Moines		200	200
House	ID	Historic Old Pen Site Stabilization Project	150		150
House	IL	Repairs to Historic Chicago Landmark	50		50
Senate	KS	Colonial Fox Theater, Pittsburg		500	500
House	KY	Judge Joseph Holt House Historic Restoration	150		150
House	MA	Hancock Shaker Village Restoration	150		150
House	MA	Stockbridge Mission House Renovation	117		117
House	MD	Harmony Hall Restoration	100		100
Senate	MI	Big Sable Lighthouse, Ludington		100	100
House	MN	CSPS Sokol Hall	150		150
House	MN	Restoration of Historic Coe Mansion	150		150
Senate	MS	Madison County Courthouse		500	500
Senate	MS	Medgar Evans site, Jackson		250	250
House	MT	City of Bozeman Main Street Historic District Restoratic	150		150
House	NC	Bellamy Mansion Slave Quarters	100		100
House	NJ	Georgian Court Mansion Restoration	200		200
House	NJ	South Orange Village Hall Restoration	150		150
Senate	NV	Lincoln County Courthouse, Pioche		200	200
House	NY	Historic Owego Municipal Building Rehabilitation	150		150
House	NY	Hudson River Sloop Clearwater Restoration	150		150
Senate	NY	Richard Olmstead Complex, Buffalo		200	200
Senate	NY	Strand Theater, Plattsburgh		200	200
House	NY	Tarrytown Music Hall Restoration	150		150
House	NY	Village Park Historic Preservation	150		150
Senate	OR	Wallowa County Courthouse, Enterprise		200	200
House	PA	Hatborough Union Library Restoration	38		38
House	PA	Saylor Cement Kilns Historic Preservation	200		200
House	PR	San Juan North Portal Restoration	150		150
Senate	RI	Warwick City Hall, Warrick		350	350
House	SC	Chesterfield Courthouse Restoration	150		150
House	SC	Cypress Historic Meeting Compound	200		200
House	SC	Modjeska Simkins Home Restoration	150		150
Senate	SD	State Theater, Sioux Falls		200	200
House/Sen	TN	Blount Mansion Historic Restoration	200	250	250
House	UT	Historic Fisher Mansion Restoration Project	150		150
House	VA	Belgian Building Preservation	150		150
House	VA	Chesterfield County Historic Preservation	150		150
House	VA	Fort Ward Park Preservation	75		75
House	WA	Schooner Adventuress Restoration	180		180
House	WI	Bayfield Historic Courthouse Restoration	150		150
Senate	WV	Capitol Theater, Wheeling		200	200
House	WV	Claymont Court Historic Site Restoration	150		150
House	WV	Cottrill's Opera House Restoration	150		150
		TOTAL	5,310	5,000	10,200
		Count	37	16	52

Minerals Management Service

\$000	2009	2010				Conf. +/-	Conf. +/-
	<u>Enacted</u>	<u>Budget</u>	<u>House</u>	<u>Senate</u>	<u>Conference</u>	<u>2009 Enact.</u>	<u>2010 Budget</u>
Royalty and Offshore Minerals Management	304,103	341,047	341,047	341,947	341,947	37,844	900
Oil Spill Research	<u>6,303</u>	<u>6,303</u>	<u>6,303</u>	<u>6,303</u>	<u>6,303</u>	<u>0</u>	<u>0</u>
Subtotal, MMS	310,406	347,350	347,350	348,250	348,250	37,844	900
Offsetting Collections	-146,730	-156,730	-156,730	-156,730	-156,730	-10,000	0
Inspection Fee	<u>0</u>	<u>-10,000</u>	<u>-10,000</u>	<u>-10,000</u>	<u>-10,000</u>	<u>-10,000</u>	<u>0</u>
Total	163,676	180,620	180,620	181,520	181,520	+17,844	+900
						+9.9%	+0.5%

In 2010, MMS funding totals \$348.3 million, including appropriations of \$181.5 million, offsetting collections of \$156.7 million and a new inspection fee of \$10.0 million. This provides effective increases in funding for MMS of \$900,000 over the budget and \$37.8 million above the 2009 enacted level.

The Act provides an increase of \$24.0 million for the New Energy Frontier initiative which will enable MMS to move forward in working with applicants for offshore renewable energy/alternative use projects (wind, wave, solar, ocean current, generation of hydrogen), and supports planning, coordination with Federal, State and local stakeholders, conducting inspections, environmental assessments, research and analyses. The Act includes \$5.1 million for the 2007-2012 five-year program. The MMS will utilize an increase of \$1.1 million to enhance its Offshore Sand and Gravel Leasing program. The Act also provides an increase of \$3.0 million to implement a risk-based audit and compliance strategy and an additional \$1.7 million to streamline and enhance production and gas plant accountability.

The Act provides \$900,000 in unrequested funding for the Center for Marine Resources and Environmental Technology in Mississippi. The Act also includes \$6.3 million for Oil Spill Research, equal to the 2010 President's budget and 2009.

The Congress continues an offsetting reduction for Net Receipt Sharing that produces a \$45.0 million scoring credit. This was not proposed in the 2010 President's budget but was included in the 2009 and 2008 appropriations.

The Act Statement of Managers corrects technical issues relating to the Gulf of Mexico Energy Security Act and approves the requested increase in the administrative deduction for the Coastal Impact Assistance Program. Other legislative changes include the authority for MMS to accept contributions through 2013 as well as permanent authority to collect civil and criminal penalties. The Statement of the Managers directs MMS to use sound science-based planning and comprehensive assessments of the Arctic marine and coastal ecosystems in Beaufort and Chukchi Sea exploration and develop a Programmatic Environmental Impact Statement for the Atlantic Ocean.

Office of Surface Mining

\$000	2009	2010				Conf. +/-	Conf. +/-
	<u>Enacted</u>	<u>Budget</u>	<u>House</u>	<u>Senate</u>	<u>Conference</u>	<u>2009 Enact.</u>	<u>2010 Budget</u>
Regulation and Technology	120,256	127,280	127,280	127,280	127,280	7,024	0
Abandoned Mine Reclamation Fund	<u>52,946</u>	<u>32,088</u>	<u>32,088</u>	<u>39,588</u>	<u>35,588</u>	<u>-17,358</u>	<u>3,500</u>
Total, OSM	173,202	159,368	159,368	166,868	162,868	-10,334	3,500
Recission of Prior Year Balances	<u>-8,500</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>8,500</u>	<u>0</u>
Total	164,702	159,368	159,368	166,868	162,868	-1,834	+3,500
						-1.2%	+2.2%

The Act provides a total of \$162.9 million for the Office of Surface Mining Reclamation and Enforcement, an increase of \$3.5 million above the 2010 President's budget and \$1.8 million below 2009. Regulation and Technology activities are funded at \$127.3 million, which is equal to the President's budget and \$7.0 million above 2009. The increased funding will be allocated in State and tribal grants for fixed cost increases in their regulatory programs. The Act funds the Abandoned Mine Reclamation Fund at \$35.6 million, \$3.5 million above the President's request and \$17.4 million below 2009. The appropriation partially restores emergency grant funding proposed for reduction.

The Act authorizes the use of Abandoned Mine Reclamation Funds as the non-Federal share of the cost of projects funded by the Federal Government for environmental restoration related to treatment or abatement of acid mine drainage from abandoned mines. The Managers did not address a proposal to eliminate mandatory payments to certified States.

U.S. Geological Survey

\$000	2009	2010				Conf. +/-	Conf. +/-
	<u>Enacted</u>	<u>Budget</u>	<u>House</u>	<u>Senate</u>	<u>Conference</u>	<u>2009 Enact.</u>	<u>2010 Budget</u>
Surveys, Investigations, and Research	<u>1,043,803</u>	<u>1,097,844</u>	<u>1,105,744</u>	<u>1,104,340</u>	<u>1,111,740</u>	<u>+67,937</u>	<u>13,896</u>
Total	1,043,803	1,097,844	1,105,744	1,104,340	1,111,740	67,937	13,896
						+6.1%	+1.3%

The Act provides a total of \$1.1 billion for Surveys, Investigations, and Research, an increase of \$13.9 million above the 2010 President's budget and \$67.9 million above the 2009 enacted level. The Act includes funding for the following Secretarial initiatives: \$3.0 million for the New Energy Frontier, \$22.0 million for Climate Impacts, and \$2.0 million for 21st Century Youth Conservation Corps.

Geographic Research and Remote Sensing. The Act provides \$145.6 million to Geography, \$1.7 million above the budget request and \$3.5 million above the 2009 enacted level. The Act includes the House proposed bill language and direction concerning the Civil Applications Committee, and provides an increase of \$1.7 million for its operation. The Statement of Managers expects that the USGS will continue to chair the CAC, which is coordinated with twelve member and six associate member agencies, and provide Federal civil agencies access to technology and information. The Managers further state that the CAC total program level is

\$2.0 million and that funds provided by this appropriation for the CAC shall not be used for law enforcement purposes.

Geologic Hazards, Resources, and Processes. The Act provides \$249.1 million for Geology, \$2.2 million above the budget request and \$7.0 million above the 2009 enacted level. The Act provides \$4.0 million for the Extended Continental Shelf, a requested increase of \$1.0 million. The Act includes the following increases for Geologic Hazards Assessments: \$1.0 million for LIDAR and high risk seismology activities and \$250,000 for the Global Seismographic Network as proposed by the House; and \$250,000 for the UH-Manoa/HVO volcano research/monitoring partnership in Hawaii as proposed by the Senate. The Act also includes the Senate proposed increase of \$650,000 to continue the Nye County, NV minerals assessment project for Geologic Resource Assessments.

Water Resources Investigations. The Act provides \$232.3 million for Water Resources, \$4.4 million above the budget request and \$10.9 million above the 2009 enacted level. The Act provides \$5.0 million to the National Streamflow Information Program to enhance data collection for monitoring climate impacts, as requested. The Act includes the following increases for Ground Water Resources: \$300,000 for the South Arkansas Sparta Aquifer Recovery Initiative and \$280,000 for the McHenry County, IL, groundwater and storm water protection study as proposed by the House; and \$900,000 to continue the San Diego Formation mapping project as proposed by the Senate. The Act also includes the following increases for Hydrologic Research and Development: \$1.0 million for the U.S.-Mexico Transboundary Aquifer Assessment Program; \$200,000 for the Hood Canal Dissolved Oxygen Study, WA; and \$400,000 for the Survey's participation in the work of the Long Term Estuary Assessment Group, LA. Additionally, the Act includes the following increases as proposed by the Senate for Hydrologic Networks and Analysis: \$346,000 for Lake Champlain Basin streamflow monitoring/toxic studies; \$500,000 for a water resources assessment of Maryland's Coastal Plain and Piedmont aquifer systems; and \$500,000 for water resources monitoring, investigations, and research in Hawaii. The Survey is encouraged to consider maintaining its activities at the San Pedro River Basin, AZ, as authorized by section 321 of Public Law 108-136.

Biological Research. The Act provides \$204.9 million for Biological Research, \$5.7 million above the budget request and \$19.6 million above the 2009 enacted level. The Act provides \$5.0 million for climate change science support for FWS and \$4.2 million to enhance research on Arctic Wildlife, as requested. The Act includes the following increases: \$220,000 for the Conte Anadromous Fish Research Lab, MA; \$1.0 million for San Francisco Bay Salt Ponds restoration monitoring/research; \$750,000 for general genetics and genomic research; \$600,000 for tropical ecosystems and watershed health research; \$2.0 million within Biological Information Management and Delivery to support the coordinators of the national network of State conservation data agencies; \$750,000 for National Biological Information Infrastructure activities; and \$350,000 for the design and testing of monitoring protocols on invasive species, including zebra mussels, in the Columbia River Basin in collaboration with Washington State University and its partners. The Survey is encouraged to conduct further research and analyses regarding the alarming interaction of endocrine disrupters on water quality and fish development.

Enterprise Information. The Act provides \$46.0 million for Enterprise Information, equal to the budget request and \$3.3 million above the 2009 enacted level. The Act includes the \$2.0 million requested for USGS participation in the 21st Century Youth Conservation Corps initiative.

Global Climate Change Research Program. The Act provides \$58.2 million for Global Climate Change, equal to the budget request and \$17.5 million above the 2009 enacted level. The Statement of the Managers notes that additional funds for climate change related research are also in other budget activities. The Act includes \$15.0 million as requested for the National Climate Change and Wildlife Science Center (NCCWSC), including support for a national office, regional hubs, and intra- and extra-mural research. The NCCWSC should oversee and coordinate research on the potential effect of climate change on wildlife, fish, and flora including both terrestrial and aquatic habitats. Locations for the regional centers are to be selected through a collaborative process that engages other Federal, State, and Tribal agencies, universities and other partners. The Act also includes \$7.0 million for biologic and geologic carbon sequestration research and \$5.0 million for urgent climate change research and monitoring activities, as requested.

Science Support. The Act provides \$69.2 million for Science Support, equal to the budget request and \$1.8 million above the 2009 enacted level.

Facilities. The Act provides \$106.4 million for Facilities, equal to the budget request and \$4.3 million above the 2009 enacted level.

Office of Insular Affairs

\$000	2009	2010				Conf. +/-	Conf. +/-
	<u>Enacted</u>	<u>Budget</u>	<u>House</u>	<u>Senate</u>	<u>Conference</u>	<u>2009 Enact.</u>	<u>2010 Budget</u>
Assistance to Territories	78,665	81,077	83,995	81,095	85,195	6,530	4,118
Compact of Free Association	<u>5,318</u>	<u>5,318</u>	<u>5,318</u>	<u>5,318</u>	<u>5,318</u>	<u>0</u>	<u>0</u>
Total	83,983	86,395	89,313	86,413	90,513	+6,530	+4,118
						+7.3%	+4.8%

The Act provides a total of \$90.5 million for the Office of Insular Affairs, an increase of \$4.1 million above the 2010 President’s budget and \$6.5 million above the 2009 enacted level of \$84.0 million. The Act includes increases of \$2.0 million for infrastructure needs on Guam and \$1.2 million to assist American Samoa with recovery efforts following the September tsunami.

Assistance to Territories. The 2010 Act provides \$85.2 million for Assistance to Territories, \$4.1 million above the budget request and \$6.5 million above the 2009 enacted level. The Act includes the House proposed bill language and direction that \$900,000 is for critical wastewater system repairs and improvements in the U.S. Virgin Islands. The Act also includes \$1.2 million within the Technical Assistance activity to be used by the Secretary to assist American Samoa with recovery from the catastrophic tsunami which hit the islands on September 29, 2009. The Act provides \$2.0 million for infrastructure needs on Guam related to the military

build-up, as requested. The House bill language regarding the authority to use a USDA loan program in Guam is included under the Administrative Provisions for Insular Affairs.

Compact of Free Association. The 2010 Act provides \$5.3 million for Compact of Free Association, equal to both the budget request and the 2009 enacted level.

The Act includes language that extends the Palau Compact for one year at \$13.2 million. This support includes an annual allocation of \$2.0 million for an infrastructure maintenance program, allowing \$11.2 million to be used by Palau to support government operations. Palau is required to limit its withdrawals from the trust fund and meet goals for economic development.

Native American Programs

Office of the Special Trustee

\$000	2009		2010			Conf. +/-	Conf. +/-
	<u>Enacted</u>	<u>Budget</u>	<u>House</u>	<u>Senate</u>	<u>Conference</u>	<u>2009 Enact.</u>	<u>2010 Budget</u>
Federal Trust programs	181,648	185,984	185,984	185,984	185,984	4,336	0
Total	181,648	185,984	185,984	185,984	185,984	+4,336	+0
						+2.3%	---

The Act provides a total of \$186.0 million for the Office of the Special Trustee, which is level with the 2010 President's budget. As requested in the President's budget the Act provides \$56.5 million for historical accounting, and includes language which caps historical accounting at that amount. The Act provides the requested \$2.0 million increase for appraisal services.

The Act continues bill language to allow the use of 2010 funds and unobligated balances from OST or BIA for trust management reform, other than historical accounting. The Act includes a provision which prevents the statute of limitations from commencing on any claim in litigation pending on the date of enactment concerning losses to or mismanagement of trust funds, until the affected tribe or individual Indian has been furnished with an accounting. Bill language is continued that allows the Secretary to refrain from providing a quarterly statement for any Indian trust account that has not had activity for at least 18 months and has a balance of \$15.00 or less. As requested, the appropriation makes available an amount not to exceed \$50,000 to make payments to correct administrative errors of either disbursements from or deposits to Individual Indian Money or tribal accounts after September 30, 2002.

Indian Affairs

\$000	2009	2010				Conf. +/-	Conf. +/-
	<u>Enacted</u>	<u>Budget</u>	<u>House</u>	<u>Senate</u>	<u>Conference</u>	<u>2009 Enact.</u>	<u>2010 Budget</u>
Operation of Indian Programs	2,128,630	2,278,809	2,300,099	2,309,322	2,335,965	+207,335	+57,156
Construction	217,688	200,000	200,000	225,000	225,000	+7,312	+25,000
Settlements	21,627	47,380	47,380	47,380	47,380	+25,753	0
Guaranteed Loan Program	8,186	8,215	8,215	8,215	8,215	+29	0
Indian Land Consolidation	<u>0</u>	<u>3,000</u>	<u>3,000</u>	<u>3,000</u>	<u>3,000</u>	<u>+3,000</u>	<u>0</u>
Total	2,376,131	2,537,404	2,558,694	2,592,917	2,619,560	+243,429	+82,156
						+10.2%	+3.2%

* Indian Land Consolidation was funded in the OST appropriation in the 2009 enacted bill.

The Act fully funds the Empowering Native American Communities Initiative proposed in the 2010 President's budget, which is comprised of \$72.0 million for education programs in BIE and \$30.0 million for law enforcement programs in BIA.

The Act provides a total of \$2.6 billion for Indian Affairs, an increase of \$82.2 million above the 2010 President's budget and \$243.4 million over the enacted level. The Act provides increases over the President's budget including \$13.2 million for Contract Support; \$12.0 million for Rights Protection Implementation programs; \$850,000 for Tribal Management Development programs; \$2.0 million for Fish, Wildlife and Parks; \$1.0 million for Community and Economic Development; and \$3.1 million for student transportation and post secondary schools. The Act also adds \$50.0 million for law enforcement activities in Indian Country, with \$25.0 million for public safety and justice operational programs and \$25.0 million for the public safety and justice construction program.

Native American Communities – Protecting Indian Country. The Act adds \$50.0 million to be allocated as follows: \$10.0 million for Criminal Investigations and Police Services; \$5.0 million for Detention and Corrections; \$1.0 million for Special Initiatives; \$1.0 million for additional training classes at the Indian Police Academy; \$3.0 million for Program Management; \$5.0 million for Tribal Courts; \$20.0 million for replacement detention facilities; and \$5.0 million for law enforcement employee housing.

The Statement of the Managers applauds the Shoshone-Bannock Tribes of the Fort Hall Indian Reservation for constructing their own justice center, and encourages the BIA to work with the tribes to ensure the Center and its programs will operate effectively. The Statement also encourages the BIA to consider establishing regional detention centers at new or existing facilities.

Native American Communities – Advancing Indian Education. The Act adds \$3.1 million for BIE programs. Within this increase \$1.1 million is included for Post Secondary Programs. The increase includes \$500,000 for Haskell and SIPI, the two Bureau-operated colleges, and \$600,000 for UTTC and NTC, the two tribally operated technical colleges. The increase also includes \$2.0 million for student transportation.

The appropriation supports the one time funding increase of \$50.0 million to forward fund Tribal Colleges and Universities and the Managers indicate that they expect the funding to be distributed to other Bureau programs in FY 2011.

Tribal Government. The Act supports the President's budget request of \$5.5 million for contract support and provides an additional \$13.2 million.

Human Services. The Act supports the President's budget request including an increase of \$1.1 million for regional oversight.

Trust Program. The Act supports the Indian Affairs portion of the Unified Trust Budget of \$320.7 million. The Act adds \$2.0 million for Fish, Wildlife and Parks for fish hatchery maintenance.

Natural Resources Management. The Act supports the President's \$160.8 million request for Trust – Natural Resource Management including increases of \$2.0 million for agriculture, \$2.0 million for fish hatcheries, \$2.0 million for invasive species and noxious weed eradication, and \$6.0 million for minerals and mining projects. The Act provides an additional \$14.9 million, including \$12.0 million for Rights Protection Implementation to continue ongoing natural resource management and conservation programs, and \$2.0 million for Fish, Wildlife and Parks for fish hatchery maintenance. The increase also provides \$350,000 for the Upper Columbia United Tribes and \$500,000 for the Cheyenne River Sioux Tribe's prairie management program. The Act directs the BIA to distribute the Rights Protection funding through a merit based-based process for programs with existing memoranda of understanding, legal settlements, treaty rights, or past merit-based funding history.

Community and Economic Development. The Act supports the President's request of \$43.9 million, and adds \$1.0 million for Community Development for job training programs and apprenticeship opportunities.

Indian Land Consolidation. The Act supports the Administration's request to continue the Indian Land Consolidation Program with \$3.0 million. The Statement of the Managers directs the Department to utilize funds available in the Operation of Indian Programs account or the Indian Land Consolidation account for estate planning assistance as provided for in the Indian Land Consolidation Act.

Departmental Offices

\$000	2009	2010				Conf. +/-	Conf. +/-
	<u>Enacted</u>	<u>Budget</u>	<u>House</u>	<u>Senate</u>	<u>Conference</u>	<u>2009 Enact.</u>	<u>2010 Budget</u>
Office of the Secretary	106,264	117,836	117,836	117,836	117,836	11,572	0
N. Museum of Am. Latino	1,000	1,000	1,000	1,000	1,000	0	0
Management	-108	0	0	0	0	+108	0
Office of the Solicitor	62,050	65,076	65,076	65,076	65,076	+3,026	0
Office of the Inspector General	<u>60,953</u>	<u>48,590</u>	<u>48,590</u>	<u>48,590</u>	<u>48,590</u>	<u>-12,363</u>	<u>0</u>
Total	230,159	232,502	232,502	232,502	232,502	+2,343	+0
						+1.0%	---

Office of the Secretary – Salaries and Expenses. The Act provides a total of \$117.8 million for the Office of the Secretary, a net increase of \$11.6 million above the 2009 enacted level. The Act fully funds all fixed cost and program increases included in the President’s budget. Program increases include \$4.0 million in consolidated appraisal services, \$2.1 million for central administrative services, and \$150,000 for the management intern program. Funding of \$1.0 million is continued to support the planning activities of the Commission on the National Museum of the American Latino.

Office of the Solicitor. The Act provides \$65.1 million for the Office of the Solicitor, level with the 2010 President’s budget and \$3.2 million above the 2009 enacted level.

Office of the Inspector General. The Act provides \$48.6 million for the Office of Inspector General, level with the 2010 President’s budget and \$2.6 million above the 2009 enacted level.

Department-wide Programs

\$000	2009	2010				Conf. +/-	Conf. +/-
	<u>Enacted</u>	<u>Budget</u>	<u>House</u>	<u>Senate</u>	<u>Conference</u>	<u>2009 Enact.</u>	<u>2010 Budget</u>
Central Hazardous Materials Fund	10,148	10,175	10,175	10,175	10,175	+27	0
Natural Resource Damage Asses	6,338	6,462	6,462	6,462	6,462	+124	0
Working Capital Fund (FBMS)	<u>73,435</u>	<u>85,823</u>	<u>75,823</u>	<u>85,823</u>	<u>85,823</u>	<u>+12,388</u>	<u>0</u>
Total	89,921	102,460	92,460	102,460	102,460	+12,539	+0
						+13.6%	---

Central Hazmat Materials Fund. The Act provides the requested \$10.2 million for the CHF program, an increase of \$27,000 over the 2009 enacted level. The Act fully funds all fixed cost increases included in the President’s budget. There were no program increases requested.

Natural Resource Damage Assessment and Restoration Program. The Act provides the requested \$6.5 million for the NRDAR program, an increase of \$124,000 over the 2009 enacted level. The Act fully funds all fixed cost increases included in the President’s budget. There were no program increases requested.

Working Capital Fund. The Act provides the requested \$85.8 million for the Working Capital Fund, an increase of \$12.4 million above the 2009 enacted level. Within the Working

Capital Fund, the Financial and Business Management System is funded at the requested level of \$80.4 million, an increase of \$7.0 million over the 2009 enacted level. The Act also provides the requested \$5.4 million for enterprise-wide information technology and building modernization requirements.

MAJOR CROSSCUTTING PROGRAMS

Wildland Fire Management

\$000	2009		2010			Conf +/-	
	<u>Enacted</u> ¹	<u>Budget</u>	<u>House</u>	<u>Senate</u>	<u>Conference</u>	<u>2009 Enact</u>	<u>2010 Budget</u>
Wildland Fire Management Account							
Fire Operations:							
Preparedness	281,767	285,452	290,452	289,192	290,452	+8,685	+5,000
Fire Suppression Operations ²	335,191	369,797	369,797	294,797	258,797	-76,394	-111,000
Use of Prior-Year Funds					[125,000]		
Suppression Contingency Reserve				75,000			
Other Operations							
Hazardous Fuels Reduction	203,053	205,089	233,089	206,206	206,206	+3,153	+1,117
Burned Area Rehabilitation	20,305	20,305	20,305	20,305	20,305	0	0
Fire Facilities	6,137	6,137	6,137	6,137	6,137	0	0
Joint Fire Science	6,000	6,000	6,000	6,000	6,000	0	0
Rural Fire Assistance	<u>7,000</u>	<u>7,000</u>	<u>7,000</u>	<u>7,000</u>	<u>7,000</u>	<u>0</u>	<u>0</u>
TOTAL, Wildland Fire Management	859,453	899,780	932,780	904,637	794,897	-64,556	-104,883
Suppression Contingency Reserve Acct.	<u>0</u>	<u>75,000</u>	<u>75,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>-75,000</u>
FLAME Wildfire Suppression Reserve Acct.	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>61,000</u>	<u>+61,000</u>	<u>+61,000</u>
TOTAL, Fire Program	859,453	974,780	1,007,780	904,637	855,897	-3,556	-118,883
						-0.4%	-12.2%

¹ The 2009 amount for the Fire Program does not include \$15.0M in ARRA funding and \$50.0 million in emergency supplemental appropriations.

² Senate action included a floor amendment establishing a FLAME Fund for DOI and USFS , which reduced regular suppression funding by \$75.0 million.

The 2010 President's budget proposed a total of \$974.8 million for the Department of the Interior's Wildland Fire Management program. This included \$899.8 million in the Wildland Fire Management account and \$75.0 million in a new Suppression Contingency Reserve Fund. The request for the WFM account included an increase of \$34.6 million to fund Suppression Operations at the 10-year average and an increase of \$10.6 million for fixed costs. The request also included decreases of \$3.7 million in Preparedness and \$1.1 million in Hazardous Fuels Reduction that reflect the scheduled reductions in funding for the Fire Program Analysis project and the LANDFIRE project, as these systems transition from the development phase to the operational phase.

The Act provides \$855.9 million for the Wildland Fire Management program, a decrease of \$118.9 million below the request and \$3.6 million below the 2009 enacted level. The Statement

of the Managers directs the Department to use \$125.0 million in prior year balances. The magnitude of the decrease reflects the conferees' decision to reduce 2010 appropriations for Suppression Operations by \$111.0 million in light of the significant prior-year carryover balances available for this purpose. The Act also makes other changes to the President's budget request for suppression. Instead of funding the \$75.0 million Suppression Contingency Reserve Fund that was proposed in the President's budget, the Act includes \$61.0 million representing large fire costs for a new FLAME Wildfire Suppression Reserve account established in the FLAME Act of 2009, which is included as Title V of the Interior Appropriations Act. The Flame Fund is intended to cover the costs of large or complex wildfire events and serve as a reserve when amounts provided for wildfire suppression and Federal emergency response in the Wildland Fire Management appropriations account are exhausted.

Other changes from the request include the following: in Preparedness, the appropriation provides an increase of \$5.0 million over the request for fixed costs, as directed in the House Report. The 2010 budget request fully funded fixed costs, so presumably the increase is to cover previously absorbed fixed costs and other inflationary increases. In Hazardous Fuels Reduction, the appropriation provides an increase of \$1.1 million over the request level by rejecting the proposed reduction for LANDFIRE.

Law Enforcement Programs

\$000	2009 <u>Enacted</u>	2010 <u>Budget</u>	<u>House</u>	<u>Senate</u>	<u>Conference</u>	Conf. +/- <u>2009 Enacted</u>	Conf. +/- <u>2010 Budget</u>
BLM	27,525	27,957	27,957	28,957	28,457	+932	+500
NPS - Visitor Services	219,682	233,347	233,347	233,347	233,347	+13,665	0
USPP	98,555	102,647	102,647	102,647	102,647	+4,092	0
FWS	98,756	100,523	103,523	103,523	104,523	+5,767	+4,000
BIA	310,184	343,262	343,262	393,262	393,262	+83,078	+50,000
OLES/OEM	<u>2,197</u>	<u>2,250</u>	<u>2,250</u>	<u>2,250</u>	<u>2,250</u>	<u>+53</u>	<u>0</u>
Total	756,899	809,986	812,986	863,986	864,486	+107,587	+54,500
						+13.2%	+6.7%

For law enforcement programs, the Act includes \$864.5 million, an increase of \$54.5 million above the budget and \$107.6 million above the 2009 level.

BLM. The Act supports the Bureau of Land Management's \$28.0 million law enforcement request in the President's budget, and adds \$500,000 for BLM law enforcement operations.

NPS. The Act provides \$233.3 million for National Park Service law enforcement operations, level with the President's budget and \$13.7 million above the 2009 enacted level.

US Park Police. The Act funds the US Park Police at \$102.6 million, level with the President's request and \$4.1 million above the enacted level.

FWS. The Act provides \$104.5 million for Fish and Wildlife Service law enforcement operations, an increase of \$4.0 million over the President's budget. The increase includes \$2.0 million for refuge law enforcement with a portion of that increase to be directed to the southwest border, and a \$2.0 million increase for law enforcement operations.

BIA. The Act supports the President's \$30.0 million increase for BIA's law enforcement programs and adds \$50.0 million to be allocated as follows: \$10.0 million for Criminal Investigations and Police Services; \$5.0 million for Detention and Corrections; \$1.0 million for Special Initiatives; \$1.0 million for additional training classes at the Indian Police Academy; \$3.0 million for Program Management; \$5.0 million for Tribal Courts; \$20.0 million for detention facilities improvement and repair; and \$5.0 million for law enforcement employee housing.

Maintenance

\$000	2009	2010				Conf. +/-	Conf. +/-
	<u>Enacted</u>	<u>Budget</u>	<u>House</u>	<u>Senate</u>	<u>Conference</u>	<u>2009 Enact.</u>	<u>2010 Budget</u>
BLM	86,664	86,111	86,111	87,511	86,414	-250	+303
USGS	30,989	31,097	31,097	31,097	31,097	+108	0
FWS	161,151	161,742	161,742	159,492	162,492	+1,341	+750
NPS	712,697	722,953	719,746	720,746	719,746	+7,049	-3,207
BIA	82,405	84,219	84,219	84,219	84,219	+1,814	0
FIRE	<u>6,137</u>	<u>6,137</u>	<u>6,137</u>	<u>6,137</u>	<u>6,137</u>	<u>0</u>	<u>0</u>
Total	1,080,043	1,092,259	1,089,052	1,089,202	1,090,105	+10,062	-2,154
						+0.9%	-0.2%

The Act includes \$1.1 billion for annual, deferred, and cyclic maintenance programs in BLM, USGS, FWS, NPS, Wildland Fire, and BIA. This is comprised of \$86.4 million in BLM, \$31.1 million in USGS, \$162.5 million in FWS, \$719.7 million in NPS, \$84.2 million in BIA, and \$6.1 million in Wildland Fire. This is an increase of \$10.1 million above the enacted level and a \$2.2 million decrease from the 2010 President's budget. The Act provides increases of \$303,000 for BLM and \$750,000 for FWS, while decreasing NPS by \$3.2 million from the request level.

Construction

\$000	2009	2010				Conf. +/-	Conf. +/-
	<u>Enacted</u>	<u>Budget</u>	<u>House</u>	<u>Senate</u>	<u>Conference</u>	<u>2009 Enact.</u>	<u>2010 Budget</u>
BLM	6,590	6,590	6,590	8,626	8,626	+2,036	+2,036
FWS	35,533	29,791	21,139	39,741	37,439	+1,906	+7,648
NPS	232,521	205,991	213,691	219,731	232,969	+448	+26,978
BIA	<u>217,688</u>	<u>200,000</u>	<u>200,000</u>	<u>225,000</u>	<u>225,000</u>	<u>+7,312</u>	<u>+25,000</u>
Total	492,332	442,372	441,420	493,098	504,034	11,702	+61,662
						+2.4%	+13.9%

For construction Department-wide, the Act includes \$504.0 million comprised of \$8.6 million in BLM, \$37.4 million in FWS, \$233.0 million in NPS, and \$225.0 million in BIA. This is an increase of \$11.7 million above the enacted level and an increase of \$61.7 million above the

2010 President's budget. A summary of these construction programs including projects is provided at the back of this document.

The Act includes funding for 43 of the 45 line items projects in the President's budget, and also includes \$38.5 million in funding for 34 additional line item projects.

Specifics for each bureau follow:

BLM. The Act includes \$8.6 million for BLM construction, an increase of \$2.0 million above the 2010 President's budget for the California National Historic Trail Interpretative Center in Nevada.

FWS. The Act includes \$37.4 million for FWS construction, an increase of \$1.9 million above the enacted level and \$7.6 million above the 2010 President's budget. The \$7.6 million increase is for seven additional line item projects, including Don Edwards NWR, California, salt pond restoration; Kilauea Point NWR, Hawaii, lighthouse repair, and Theodore Roosevelt NWR, Mississippi, visitor center and office construction.

Bill language approves a reallocation of 2009 funds for Kealia Pond National Wildlife Refuge, Nisqually National Wildlife Refuge, Patuxent Research Refuge, Tennessee National Wildlife Refuge, and Mammoth Springs National Fish Hatchery to acquire migratory bird survey aircraft and for construction at Neosho National Fish Hatchery.

NPS. The Act includes \$233.0 million for NPS construction, an increase of \$448,000 above the enacted level and an increase of \$27.0 million above the 2010 President's budget. The \$27.0 million increase includes \$815,000 for general management planning and a net increase of \$26.2 million for 27 additional line item projects, including Apostle Islands, Wisconsin, lighthouse repair; Timpanogos Cave, Utah, visitor center; and Keweenaw, Michigan, Quincy Smelter stabilization and Union building. The Act includes an additional \$4.2 million for a total of \$8.4 million for Everglades construction.

The Act provides that construction funds for the Quincy Smelter stabilization project at Keweenaw National Historic Park shall be made available without regards to requirements for matching funds.

BIA. The Act includes \$225.0 million for BIA construction, an increase of \$7.3 million above the enacted level and an increase of \$25.0 million above the 2010 President's budget. The Statement of the Managers indicates that the additional \$25.0 million is for the Public Safety and Justice program and consists of an increase of \$20.0 million for new facilities and an increase of \$5.0 million for employee housing.

LEGISLATIVE PROVISIONS

Title I – General Provisions, Department of the Interior

Emergency Transfers. The Act includes provisions that allow for the transfer of funds in cases of emergency and defined circumstances when authorized by the Secretary. (§101-102)

Administrative Provision. The Act includes a provision which allows for the use of appropriations for certain services such as the purchase, hire, and replacement of motor vehicles. (§103)

Transfer of Funds (BIA & Office of the Special Trustee for American Indians). The Act includes a provision that permits the transfer of unobligated balances from the Bureau of Indian Affairs and the Office of the Special Trustee for American Indians for Indian trust and reform activities. (§104)

Tribal Priority Allocation Funds. The Act includes a provision that permits the redistribution of tribal priority allocation and tribal base funds to alleviate funding inequities. (§105)

Twin Cities. The Act includes a provision that allows for conveyance of properties at the Twin Cities Research Center and retention of receipts related to the use of the properties for the benefit of the National Wildlife Refuge System within the state of Minnesota. (§106)

Payment of Attorney Fees. The Act continues a provision that allows the Secretary to pay private attorney fees for employees and former employees incurred in connection with *Cobell v. Salazar*. (§107)

Mass Marking of Salmonid Stocks. The Act includes a provision that requires that the FWS implement a system of mass marking of salmonid stocks, intended for harvest, that are released from federally financed hatcheries. (§108)

Ellis, Governors, and Liberty Islands. The Act includes a provision that authorizes the Secretary to acquire lands, waters, or interests therein to operate and maintain facilities in support of transportation and accommodation of visitors to Ellis, Governors, or Liberty Islands, by donation or with appropriated funds, including franchise fees, or by exchange. The provision also authorizes the Secretary to negotiate and enter into leases, subleases, concession contracts, or other agreements for the use of such facilities. (§109)

Authorizations on Mojave National Preserve/Needles Field Office of the BLM. The Act retains a provision limiting funding for any proposal to store water, approve right-of-way, or similar authorizations on the Mojave National Preserve or the Needles Field Office of the Bureau of Land Management. (§110)

Contribution Authority. The Act includes a provision permitting the Minerals Management Service to retain contributions from public and private sources to conduct work in support of the orderly development of OCS resources. The authority is provided through 2013. (§111)

Cooperative Agreements. The Act includes a provision extending permanently the authority of the Secretary to enter into cooperative agreements that serve a mutual interest and include contributions of all parties that are not subject to competition. (§112)

Ice Age Trail. The Act includes a provision that allows the use of funds appropriated in the Act for Federal land acquisition by the NPS or any other land management entity for the Ice Age Scenic Trail. (§113)

Enforcement of Civil Penalty Requirements. The Act includes a provision making permanent the authority to ensure that the Minerals Management Service can enforce Federal Oil and Gas Management Act civil penalties for solid mineral, geothermal, and alternative energy projects. (§114)

OCS Inspection Fees. The Act includes a provision that allows MMS to collect fees for inspection of OCS oil and gas facilities. (§115)

Deer at Point Reyes National Seashore. The Act includes a provision that prohibits the use of funds to reduce the number of Axis and Fallow deer at Point Reyes National Seashore. (§116)

Yosemite Schools. The Act includes a provision that extends the authorization for certain school payments at Yosemite National Park until 2013. (§117)

San Juan Islands National Historic Park. The Act includes a provision that increases the authorization for NPS to acquire land at San Juan Islands National Historic Park. (§118)

Japanese American Confinement Sites. The Act includes a provision that amends the boundary of Heart Mountain. (§119)

Northern Plains National Heritage Area. The Act contains a provision that amends the Northern Plains National Heritage Area Act by including a private property opt-out provision to clarify that private landowners will not have to include their land in the Northern Plains National Heritage Area in North Dakota unless they provide written consent. (§120)

U.S.S. Arizona Memorial. The Act includes a provision that authorizes the Secretary of the Interior to enter into a joint ticketing agreement (with certain non-profit entities) at the U.S.S. Arizona Memorial in Hawaii for the convenience of visitors. (§121)

Payment to the Republic of Palau. The Act includes a provision that extends the authorization of certain payments to the Republic of Palau for fiscal year 2010. (§122)

Fort Baker Complex. The Act includes a provision that amends legislation relating to the Fort Baker complex at Golden Gate National Recreation Area to allow for concurrent jurisdiction. This change will allow the National Park Service to enhance its law enforcement and fire protection services. (§123)

Permit at Point Reyes National Seashore (Drakes Bay Oyster Farm). The Act contains a provision that authorizes the Secretary to extend a Reservation of Use and Occupancy and associated special use permit at the Point Reyes National Seashore for 10 years beyond November 30, 2012. (§124)

Honouliuli, Hawaii Internment Camp Site. The Act includes a provision that directs the Secretary of Interior to conduct a special resources study of the national significance, suitability, and feasibility of including the Honouliuli, Hawaii Internment Camp Site in the National Park System. (§125)

Control of Border. The Act includes a provision that prohibits the use of funds made available in the Act to impede, prohibit, or restrict activities of the Secretary of Homeland Security on public lands along the Southwest border as these activities relate to section 102(b) of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996. (§126)

National Heritage Area Opt-out Provision. The Act includes a provision that allows property owners within an existing or new National Heritage Area to opt out of participating in any plan, project, program or activity conducted within the National Heritage Area. (§127)

Plaque for World War II Memorial. The Act includes a provision directing the Secretary of Interior to commemorate the leadership of Senator Robert J. Dole in making the World War II Memorial a reality. (§128)

Martin Luther King, Jr. Memorial Authority Extension. The Act contains a provision that extends the Martin Luther King, Jr. Memorial authority until September 30, 2010. (§129)

John Adams Memorial Authority Extension. The Act contains a provision that extends the John Adams Memorial authority until September 30, 2010. (§130)

Title IV – General Provisions (Act-wide)

Consulting Services. The Act includes a provision limiting expenditures for consulting services to those that are a matter of public record and are available for public inspection. (§ 401)

Promoting Public Support. The Act includes a provision that precludes the publication or distribution of literature that promotes public support or opposition to any legislative proposal on which congressional action is not complete other than to communicate to members of Congress. (§ 402)

Availability of Appropriations. The House includes a provision that restricts the availability of funds to one year unless otherwise specified in the Act. (§403)

Personal Services. The Act includes a provision prohibiting the use of funds for certain personal services. (§404)

Assessments. The Act includes a provision that requires overhead charges, deductions, reserves, or holdbacks to be presented in annual justifications. (§405)

Giant Sequoia Timber Sales. The Act includes a provision prohibiting the use of funds to plan, prepare, or offer for sale, in a manner different than such sales were conducted in fiscal year 2008, timber from trees classified as giant sequoia that are located on BLM lands. (§406)

Transfers. The Act includes a provision that limits transfers unless made by or provided in the appropriations act or any other act. (§407)

Mine Patent Moratorium. The Act includes a provision limiting funds for patents for mining or mill site claims. (§408)

Contract Support Costs. The Act includes a provision that limits payments for BIA and IHS contract support costs in past years to the funds available for this purpose as specified in law. (§409)

National Monuments. The Act includes a provision limiting certain mineral, oil, and gas leasing activities within the boundaries of certain national monuments. (§411)

Reciprocal Agreements for Firefighters. The Act includes a provision providing liability coverage to foreign firefighters. (§412)

Awarding of Federal Contracts. The Act includes a provision pertaining to the award of Federal contracts by the Secretaries of Agriculture and the Interior in certain disadvantaged communities. (§413)

Declarations of Taking. The Act includes a provision prohibiting the use of appropriated funds for the filing of declarations of taking or complaints in condemnation without approval of the Appropriations Committees. The provision does not apply to funds appropriated to implement the Everglades National Park Protection Act of 1989 or to funds appropriated for Federal assistance to the State of Florida to acquire lands for Everglades restoration purposes. (§414)

Grazing Permits. The Act includes a one-year provision to extend the authority to renew grazing permits or leases that expire for the remainder of the year under the same terms and conditions of the existing law. (§416)

Geothermal Leases. The Act terminates the Energy Policy Act of 2005 (Sections 224(b) and 234) authorization that allowed 25 percent of the revenues from geothermal lease sales, bonuses, rentals and royalties to be provided to BLM to fund geothermal program costs and 25 percent to be provided to counties. (§423)

Climate Change Report. The Act includes a provision that requires that the President report to the Congress describing in detail all Federal agency obligations and expenditures, domestic

and international, for climate change programs and activities for FY 2009 and FY 2010. It is due 120 days after the FY 2011 budget is submitted to the Hill. (§426)

ACORN. The Act includes a provision that prohibits the distribution of funds to ACORN or its subsidiaries. (§427)

Guantanamo Bay. The Act includes a provision that disallows the use of funds in this act or prior acts to release detainees at Guantanamo Bay, as of April 30, 2009. The provision also provides direction related to transfers of detainees, and submission of a report to Congress. (§428)

Jungo Disposal Site Evaluation. The Act includes a provision that authorizes the Director of the United States Geological Survey to conduct an aquifer study of the Jungo disposal site in Humboldt County, NV. (§429)

No-Bid Contracts. The Act includes a provision that prohibits no-bid contracts and grants except as authorized by the Federal Property and Administrative Service Act of 1949 or the Federal Acquisition Regulations, unless specifically authorized by law; contracts authorized by the Indian Self-Determination and Education and Assistance Act or other laws authorizing a contract with an Indian tribe; or contracts was awarded prior to the date of the enactment of the Act. (§434)

Posting of Reports. The Act contains a provision that requires posting of reports required to be submitted to Congress in this and any other Act, upon determination by the head of the agency that it serves the national interest. Exemptions from this requirement are allowed in cases where the report compromises national security or contains proprietary information. (§435)

Beaver Dam Wash National Conservation Map. The Act includes a provision that modifies the “Beaver Dam Wash National Conservation” map as depicted in the Omnibus Public Land Management Act of 2009. (§436)

Technical Correction – FY 2010 E&WD Appropriation. The Act contains a provision that provides a technical correction to the 2010 Energy and Water Development and Related Agencies Appropriations Act. (§440)

Awards To For-Profit Entities. The Act includes a provision requiring awards related to earmarks identified in the Act be made under full and open competition when awarded to a for-profit entity. (§441)

Congressionally Requested Projects (earmarks). The Act contains a provision that requires funds be allocated as specified in the table entitled “Incorporation of Congressionally Requested Projects” of the Act. The provision also allows, if approved by the Appropriations Committee, the reallocation of funds appropriated for land acquisition, construction and capital improvement and maintenance funding to other projects funded by the same account, that are in the same table. Likewise, projects identified for Save America’s Treasures grants can be

reallocated to be used for competitive grants in the Save America's Treasures program if approved by the Appropriations Committees. (§444)

Title V – Federal Land Assistance, Management and Enhancement Act of 2009 (Flame Act of 2009)

As noted in the Wildland Fire Management section, the Act includes, as Title V, a modified version of the FLAME Act of 2009 (a.k.a. Federal Land Assistance, Management and Enhancement Act) that was adopted as a floor amendment to the Senate bill. The FLAME Act creates a separate FLAME Wildland Suppression Reserve Fund for each of DOI and the Forest Service. The Flame Funds are available to cover the cost of large or complex fire events and as a reserve when amounts provided for suppression and emergency response in the Wildland Fire Management accounts are exhausted. The Flame Funds are transfer accounts from which each Secretary may transfer funds to their respective Wildland Fire Management accounts upon Secretarial declarations that either the fire event is large or complex, or the WFM suppression account will be exhausted within 30 days. The Act provides \$61.0 million for the DOI Flame Fund in 2010, which simply reflects the amount spent by Interior on large fires in 2009. As for 2011 and future years, the Statement of Managers includes language directing the Departments to develop new methods for formulating suppression funding estimates for both the Wildland Fire Management and Flame appropriations accounts so that amounts provided through these two accounts should fully fund anticipated suppression requirements in advance of the fire season and prevent borrowing from non-fire programs.

The appropriations to the Flame Funds are regular discretionary appropriations that count against the Departments' and the Interior Appropriations bill's bottom line; they are not designated as emergency funds or treated as "off-budget."

The Flame Act also requires the Secretaries of Agriculture and the Interior to submit to Congress within one year a joint report that contains a cohesive wildfire management strategy, consistent with the recommendations described in recent GAO reports regarding management strategies. The strategy shall provide for 1) the identification of the most cost-effective means for allocating fire management budget resources, 2) the reinvestment in non-fire programs, 3) employing appropriate management response to wildfires, 4) assessing the level of risk to communities, 5) allocating fuels funds based on the priority of projects, 6) assessing the impacts of climate change on the frequency and severity of wildfire, and 7) studying the effects of invasive species on wildfire risk.

LEGISLATIVE HISTORY

House Bill – H.R. 2996/Report 111-180

House Subcommittee

The House Subcommittee reported the bill on June 10, 2009 voting to approve the measure.

House Committee

The House Appropriations Committee reported the bill on June 18, 2009. It remained consistent with the Subcommittee version with the following amendments:

- **Manager's Amendment** - A manager's amendment comprised of the following:
 - An increase of \$1.5 million to NPS Statutory and Contractual Aid for Japanese American Confinement Sites,
 - An increase of \$150,000 for the NPS Shenandoah-Dives Mill National Historic Landmark in Save America's Treasures,
 - An increase of \$5.0 million for NPS Civil War Battlefield Grants in Land Acquisition, and
 - A reduction of \$6.5 million in NPS Construction to offset the increases.
 - Language that encourages the USGS to maintain the funding for the Chesapeake Bay geographic analysis and monitoring effort at the Fiscal Year 2008 level.
- **Insular** - An amendment by Mr. Lewis that prohibits Guantanamo detainees into the United States, the territories and the freely associated States.
- **Climate Change** - An amendment by Mr. Simpson was adopted that requires a report to be prepared by the White House within 120 days of enactment in order to provide the Administration's overall climate change strategy detailing the 2008, 2009 and 2010 planned expenditures government-wide.
- **National Park Service** - An amendment by Mr. Moran that encourages the NPS to work with the Civil War Preservation Trust and other organizations to update the content of its website and information available at Civil War parks.

House Floor Action

The House of Representatives passed the 2010 Interior, Environment and Related Agencies bill on June 26, 2009 by a vote of 254 to 173.

During the consideration of the bill, the House adopted amendments affecting Interior programs, included the following:

- **Manager's Amendment** - An amendment by Mr. Dicks of Washington:
 - Allow non-profit groups to use Federal funds to match OSM acid mine drainage grants;
 - Increase funding for Save America's Treasures, offset by reducing funding from the NPS Construction account;
 - Increase the allocation for the LWCF State Grants program by \$10 million, offset by a reduction in the Department of the Interior, Working Capital Fund.
The amendment was agreed to by a voice vote.

- **FWS Land Acquisition** - An amendment by Mr. Garrett of New Jersey, to increase funding for land conservation partnerships authorized by the Highlands Conservation Act by \$2.0 million, offset by a reduction in EPA Construction by \$2.0 million. *The amendment was agreed to by a voice vote.*

Amendments relating to the Department of the Interior programs that were offered but were not adopted on the Floor include the following:

- **Wildland Fire** - An amendment by Mr. Heller of Nevada, to prohibit funds made available in the Act from being spent to build an interagency fire facility in a specific location in Carson City, Nevada. *The amendment was defeated by a recorded vote. (202-225)*
- **Spending** - An amendment by Mr. Jordan of Ohio to reduce overall spending in the bill by \$5.75 billion to reflect FY 2008 spending levels. *The amendment was defeated by a recorded vote. (169-259)*
- **Spending** - An amendment by Mr. Stearns of Florida to decrease funding included in the Act by 38% to reduce spending to the 2009 levels. *The amendment was defeated by a recorded vote. (170-261)*
- **National Park Service** - An amendment offered by Mr. Campbell of California for Mr. Flake of Arizona to strike \$1.0 million in funding for the “Restore Good Fellow Lodge, Indiana Dunes National Lakeshore” and reduce the overall cost of the bill by \$1.0 million. *The amendment was defeated by a recorded vote. (123-305)*
- An amendment by Mr. Campbell of California to strike \$150,000 earmark for Traditional Arts in Upstate New York in Canton, New York. *The amendment was defeated by a recorded vote. (122-309)*
- An amendment offered by Mr. Campbell of California for Mr. Flake of Arizona to strike \$150,000 in funding for the Tarrytown Music Hall Restoration and reduce the overall cost of the bill. *The amendment was defeated by a recorded vote. (122-301)*
- An amendment offered by Mr. Campbell of California for Mr. Hensarling of Texas to strike the earmark for the Angel Island State Park Immigration Station Hospital Rehabilitation Project. *The amendment was defeated by a recorded vote. (131-296)*
- An amendment offered by Mr. Campbell of California for Mr. Flake of Arizona to strike the \$150,000 in funding for the Historic Fort Payne Coal and Iron Building Rehabilitation and reduce the overall cost of the bill. *The amendment was defeated by a recorded vote. (114-317)*

Senate Bill – H.R. 2996/Report 111-38

Senate Subcommittee

The Senate Subcommittee reported on the bill on June 23, 2009, approving the measure.

Senate Committee

The Senate Interior Appropriations Committee reported out the Interior bill on June 25, 2009, with a set of managers' amendments including 12 items. *The amendments adopted by the Senate Appropriations Committee included:*

- **National Parks Service** - Direction to NPS:

- To conduct a special resources study of the Honouliuli, Hawaii internment camp site,
- To prepare the Paterson Great Falls, NJ National Historic Park general management plan,
- To continue negotiations for a special use permit to operate, maintain and use the Kaweah hydroelectric project infrastructure inside Sequoia NP to reach a fair, cost effective agreement for the terms of a ten year special use permit.
- USGS/Climate Change: Direction to USGS to include aquifers such as the High Plains Grass Lands to be included in climate change research activities.
- Quagga Mussels: Direction to FWS and FS to prevent the spread of quagga mussels from entering Lake Tahoe.
- Direction to prevent EPA from regulating livestock emissions under the Clean Air Act.
- PILT: Language that allows us to pay prior year PILT adjustments from current year funding.
- Insular: A technical adjustment to language that extends the Palau compact for one year.
- Indian Affairs: Direction to the BIA to fund \$25 million for public safety and justice programs as authorized by the Emergency Fund for Indian Safety and Health.

Senate Floor

The Senate convened on September 17, 2009 to begin consideration of the 2010 Interior, Environment and Related Agencies Appropriation Bill. After consideration of amendments, the Senate passed the bill on September 24, 2009 by a vote of 77 to 21. Amendments related to the Department of the Interior were dispensed with as described below.

- An amendment (#2394) by Mr. Johanns to prohibit the use of funds in the bill from being distributed to ACORN or its subsidiaries. *The amendment was agreed to by a vote of 85 to 11.*
- An amendment (#2460) offered by Ms. Feinstein of California to direct \$250,000 of funding made available to the Smithsonian for activities under the Civil Rights Project Act of 2009. *The amendment was agreed to by a vote of 95-0.*
- An amendment (#2461) offered by Mr. McCain of Arizona that would prohibit the use of funding available in the NPS Save America's Treasures program for the Des Moines Art Center in the State of Iowa. *The amendment was defeated by a vote of 70 to 27.*
- An amendment (#2471) offered by Mr. Barrasso of Wyoming that would prohibit the use of wildland fire management stimulus funds in the District of Columbia. *The amendment was agreed to by a voice vote.*
- A motion to table or set aside an amendment by Mr. DeMint was agreed to by a vote of 61 to 36. The amendment (#2500) offered by Mr. DeMint of South Carolina would prohibit the use of funds to restrict, reduce or reallocate water supplies in the California Central Valley. It prohibits water transfers between state and Federal water projects. *Mr. DeMint offered a motion to recommit the bill to the appropriations Committee with instructions on water allocations.*
- An amendment (#2494) offered by Mr. Reid of Nevada to provide for an evaluation of the aquifers in the area of the Jungo Disposal Site in Humboldt County, Nevada. *The amendment was agreed to by unanimous consent.*

- A motion by Ms. Feinstein to table the motion to recommit offered by Mr. Vitter of Louisiana with instructions on consideration of his amendment #2454. *The motion to table the Vitter motion was agreed to by a vote of 56 to 42.*
- A motion by Ms. Feinstein to table the amendment by Mr. McCaskill of Missouri, to eliminate earmarks in the National Park Service Save America's Treasures program. *The motion to table the McCaskill amendment was agreed to by a vote of 72 to 26.*
- A manager's package of amendments was **agreed to en bloc** including:
 - An amendment by Mr. Risch of Idaho to make the \$2.0 million available for the Henry's Lake ACEC in Idaho available for the Upper Snake/South Fork River ACEC/SRMA in Idaho.
 - An amendment by Ms. Feinstein of California to extend a special use permit for 10 years for Drake's Estero at Point Reyes National Seashore. The amendment provides that the decision must take into consideration the National Academy of Sciences report on shellfish mariculture.
 - An amendment by Mr. Bingaman provides \$834 million for the Flame Fund and decreases fire suppression funding in Forest Service and Department of the Interior.
 - Additional amendments applicable to the Forest Service and EPA.
- An amendment (#2498) by Ms. Collins of Maine to prohibit the use of funds in the Act for administrative expenses of any official identified by the President to serve in a position without express statutory authorization and which is responsible for the interagency development or coordination of any rule, regulation, or policy unless the President certifies that official will testify and provide information to the congressional committee of jurisdiction and submit reports biannually to each congressional committee of jurisdiction. *The amendment was defeated by a point of order.*
- An amendment (#2463) by Mr. Coburn of Oklahoma that requires that any report, except those provided in subsection B, be required to be submitted by a Federal agency or Department to the Appropriations Committees to be posted on a public website upon receipt by the Committee. *Ms. Feinstein accepted the amendment.*
- An amendment (#2511) by Mr. Coburn of Oklahoma, as modified, to prevent funds made available by the Act from being used to make payments in connection with a contract not awarded using competitive bidding procedures. *Ms. Feinstein accepted the amendment.*
- An amendment (#2523) by Mr. Coburn of Oklahoma to prohibit the use of funds to impede or restrict activities of the Secretary of Homeland Security on public lands to achieve control over the borders of the U.S as authorized by the Secure Finance Act. *The amendment was agreed to by Ms. Feinstein and the Senator stated that she would get the two agencies together and Mr. Coburn could be there and the problem could be solved.*
- An amendment (#2483) by Mr. Coburn of Oklahoma provides that funds provided from the Land and Water Conservation Fund to an agency for Federal land acquisition be used by the agency for maintenance, repair, or rehabilitation projects for constructed assets. Ms. Feinstein motioned to table the amendment by Mr. Coburn. *The motion to table the amendment was agreed to by a vote of 79 to 19.*

- An amendment (#2482) by Mr. Coburn of Oklahoma, as modified, which provides private property owners the ability to have land removed from National Heritage Areas. *The amendment was agreed to, as modified, by unanimous consent.*
- An amendment (#2441) by Mr. Dorgan of North Dakota to address the inclusion and exclusion of private land in the Northern Plains Heritage Area. *The amendment was agreed to by unanimous consent as modified relating to the Coburn amendment #2482.*
- An amendment (#2504) by Mr. Isakson of Georgia, as modified, in conjunction with Morehouse College, provides funding for the preservation and study of the works and papers of Dr. Martin Luther King, Jr. The funding comes from the National Park Service. *The amendment was agreed to as modified.*
- An amendment (#2535) by Mr. Barrasso of Wyoming to provide \$1.5 million for estate planning assistance program in the Indian Land Consolidation Act within the Office of the Special Trustee. *The amendment was accepted by unanimous consent.*
- An amendment (#2527) by Mr. Bennett of Utah to amend section 1971(1) of the Omnibus Public Land Management Act (Beaver Dam Wash National Conservation Area), by changing December 18, 2008 to September 20, 2009. *The amendment was adopted.*
- An amendment (#2445) by Mr. Inhofe of Oklahoma to expedite the cleanup of Federal land and Indian land at the Tar Creek Superfund Site, any purchase of chat from the site shall be counted at twice the purchase price and eligible to be counted toward meeting the federally required disadvantaged business enterprise set-aside on federally funded projects. *The amendment was agreed to.*
- Motion to table an amendment by Mr. Vitter of Louisiana that prohibits EPA use of funds for decisions ordered by White House Climate Change Czar. *The motion to table the amendment was agreed to by a vote of 57-41.*
- A motion by Ms. Feinstein to table a motion to recommit by Mr. Ensign of Nevada. The Ensign amendment would send the bill back to the Appropriations Committee to cut \$4 billion from the bill to bring the bill back to the 2009 level. *The motion to table was agreed to by a vote of 64 to 34.*

Conference Bill – HR 2996/ Report 111-316

On October 27, 2009, the House and Senate conferees met and agreed to the Conference report. On October 29, 2009, the House passed the Conference report by a vote of 247-178. On October 29, 2009, the Senate passed the Conference report by a vote of 72-28.

APPENDIX A: BUREAU/OFFICE NUMBERS

Department of the Interior - 2010 Formulation

(dollars in millions)

	2008 Enacted	2009 Enacted	2010 Budget	House	Senate	Conference	Conference v. Request	Conference v. Enacted
Bureau of Land Management	1,007.4	1,038.6	1,148.7	1,125.3	1,144.7	1,138.5	-10.1	99.9
<i>Naval Oil Shale cancellation of balances - in above total</i>		<i>[-13.042]</i>					0.0	0.0
<i>APD fee spending authority - not in above total</i>	<i>[25.5]</i>	<i>[36.4]</i>	<i>[45.5]</i>	<i>[45.5]</i>	<i>[45.5]</i>	<i>[45.5]</i>	0.0	0.0
<i>Mining Law Administration - not in above total</i>	<i>[34.7]</i>	<i>[34.7]</i>	<i>[37.7]</i>	<i>[37.7]</i>	<i>[37.7]</i>	<i>[37.7]</i>	0.0	0.0
Minerals Management Service	161.1	163.7	180.6	180.6	181.5	181.5	0.9	17.8
OSM	170.4	164.7	159.4	159.4	166.9	162.9	3.5	-1.8
U.S. Geological Survey	1,006.5	1,043.8	1,097.8	1,105.7	1,104.3	1,111.7	13.9	67.9
Fish and Wildlife Service	1,366.3	1,440.5	1,637.5	1,637.6	1,608.1	1,646.8	9.3	206.4
National Park Service	2,390.5	2,525.6	2,696.6	2,733.7	2,711.6	2,743.7	47.1	218.1
Bureau of Indian Affairs	2,291.3	2,376.1	2,537.4	2,558.7	2,592.9	2,619.6	82.2	243.4
Dept Mgt S&E	99.6	106.2	117.8	117.8	117.8	117.8	0.0	11.7
Latino Commission grant		1.0	1.0	1.0	1.0	1.0	0.0	0.0
FBMS and 2010 IT enterprise	40.1	73.4	85.8	75.8	85.8	85.8	0.0	12.4
Office of Insular Affairs	83.1	84.0	86.4	89.3	96.4	102.5	16.1	18.5
Solicitor	58.3	62.1	65.1	65.1	65.1	65.1	0.0	3.0
Office of Inspector General	43.9	46.0	48.6	48.6	48.6	48.6	0.0	2.6
Office of the Special Trustee	179.5	181.6	186.0	186.0	186.0	186.0	0.0	4.3
Indian Land Consolidation	9.8	0.0	in BIA	in BIA	in BIA	in BIA	0.0	0.0
Wildland Firefighting	808.1	859.5	899.8	932.8	704.6	794.9	-104.9	-64.6
Wildland Fire Contingent Reserve			75.0	75.0	0.0	0.0	-75.0	0.0
Flame Wildfire Suppression Reserve Fund					75.0	61.0	61.0	61.0
Wildland Firefighting Supplementals	384.0	50.0					0.0	-50.0
PILT	228.9	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Central Hazardous Materials	9.8	10.1	10.2	10.2	10.2	10.2	0.0	0.0
NRDAR (Restoration Office)	6.2	6.3	6.5	6.5	6.5	6.5	0.0	0.1
Interior and Related with Fire Supps	10,344.8	10,233.1	11,040.1	11,109.1	10,907.0	11,084.1	44.0	851.0
Interior and Related without Fire Supps	9,960.8	10,183.1	11,040.1	11,109.1	10,907.0	11,084.1	44.0	901.0
Bureau of Reclamation	1,099.8	1,075.7	1,020.7	1,037.8	1,130.7	1,087.7	67.0	12.0
Desert Terminal Lakes transfer	175.0	0.0	0.0				0.0	0.0
Central Utah Project Completion Act	43.0	42.0	42.0	42.0	42.0	42.0	0.0	0.0
Energy and Water Development	1,317.8	1,117.7	1,062.7	1,079.8	1,172.7	1,129.7	67.0	12.0
DOI, Current total with Fire Supps	11,662.6	11,350.9	12,102.8	12,188.9	12,079.6	12,213.9	111.1	863.0
DOI, Current total w/o Fire Supps	11,278.6	11,300.9	12,102.8	12,188.9	12,079.6	12,213.9	111.1	913.0
Range Improvements	-10.0	-10.0	-10.0	-10.0	-10.0	-10.0	0.0	0.0
BLM Misc. Trusts	-19.7	-20.1	-20.1	-20.1	-20.1	-20.1	0.0	0.0
Insular Affairs	-29.7	-29.7	-29.7	-29.7	-29.7	-27.7	2.0	2.0
Net Receipts, Coal, and other M Savers	-43.0	-47.0	0.0	-321.0	-49.0	-45.0	-45.0	2.0
MMS PreAugust OCS Receipts						3.0	3.0	3.0
Geothermal Receipts						-15.0	-15.0	-15.0
CUPCA offsetting receipts	1.5						0.0	0.0
BOR CVRP offsetting receipts	-46.9	-52.7	-35.1	-35.1	-35.1	-35.1	0.0	17.6
Net Discretionary, Energy and Water	1,272.4	1,065.1	1,027.6	1,044.8	1,137.6	1,094.7	67.0	29.6
Net Discretionary, Interior w/ Fire supps	10,242.4	10,126.3	10,980.2	10,728.2	10,798.1	10,969.3	-11.0	843.0
Less Wildland Fire Supplementals	-384.0	-50.0	0.0	0.0	0.0	0.0	0.0	50.0
Net Discretionary, Interior w/o Fire Supps	9,858.4	10,076.3	10,980.2	10,728.2	10,798.1	10,969.3	-11.0	893.0
DOI, Discretionary w/ Fire Supps	11,514.8	11,191.3	12,007.9	11,773.0	11,935.7	12,064.0	56.1	872.6
DOI, Discretionary w/o Fire Supps	11,130.8	11,141.3	12,007.9	11,773.0	11,935.7	12,064.0	56.1	922.6

APPENDIX B: KEY NUMBERS

Department of the Interior
2010 BUDGET FORMULATION -- KEY NUMBERS
 (total current budget authority, 000's of dollars)
 * ALL AMOUNTS ARE NET 2009 CANCELLATION OF BALANCES

	2008 Enacted	2009 Enacted	2010 Budget	House	Senate	Conference	2010 Chg from 2008	2010 Chg from 2009	Conference Cdg from Request	Conference Chg from 2009
DOI Total Including BOR	11,662,595	11,300,869	12,102,785	12,188,876	12,279,641	12,213,860	440,190 3.8%	801,916 7.1%	111,075 0.9%	912,991 8.1%
Interior and Related	10,344,751	10,183,131	11,040,098	11,109,067	11,106,954	11,084,140	695,347 6.7%	856,967 8.4%	695,347 6.3%	901,009 8.8%
BIA/ Special Trustee Programs	2,480,610	2,557,779	2,723,388	2,744,678	2,778,901	2,805,544	242,778 9.8%	163,609 6.5%	242,778 8.7%	247,765 9.7%
Unified Trust Budget	[479,436]	[484,164]	[506,681]	[508,681]	[506,681]	[508,681]	27,245 5.7%	22,517 4.7%	27,245 5.4%	24,517 5.1%
Land Management Ops:	4,040,260	4,272,634	4,596,130	4,596,493	4,582,973	4,617,093	555,870 13.8%	323,496 7.6%	555,870 12.0%	344,459 8.1%
BLM Operations	962,453	1,000,143	1,086,908	1,062,053	1,077,278	1,071,128	124,455 12.9%	86,765 8.7%	124,455 11.6%	70,985 7.1%
FWS Operations	1,082,616	1,140,962	1,218,206	1,248,756	1,244,386	1,269,406	135,590 12.5%	77,244 6.8%	135,590 10.7%	128,444 11.3%
NPS Operations (w/ USPP, Centennial)	1,995,191	2,131,529	2,291,016	2,285,684	2,261,309	2,276,559	295,825 14.8%	159,487 7.5%	295,825 13.0%	145,030 6.8%
Wildland Fire Management w Supp	1,192,072	909,453	974,780	1,007,780	979,637	855,897	-217,292 -18.2%	65,327 7.2%	-217,292 -25.4%	-53,556 -5.9%
Federal Land Acquisition:	95,572	110,432	170,165	181,137	207,162	214,392	74,593 78.0%	59,733 54.1%	74,593 34.8%	103,960 94.1%
Land Acquisition, BLM	8,939	14,775	25,029	26,529	28,650	29,650	16,090 180%	10,254 69%	16,090 54%	14,875 100.7%
Land Acquisition, FWS	34,596	42,455	65,000	69,250	82,790	86,340	30,404 87.9%	22,545 53.1%	30,404 35.2%	43,885 103.4%
Land Acquisition, NPS	44,367	45,190	68,000	73,222	83,586	86,266	23,633 53.3%	22,810 50.5%	23,633 27.4%	41,076 90.9%
Consolidated Appraisal Services	7,670	8,012	12,136	12,136	12,136	12,136	4,466 58.2%	4,124 51.5%	4,466 36.8%	4,124 51.5%
Grant and Payment Programs	525,843	296,882	418,072	416,072	336,148	358,647	-107,771 -20.5%	121,190 40.8%	-107,771 -30.0%	61,765 20.8%
State Land Acquisition & Assistance	24,610	20,000	30,000	40,000	35,000	40,000	5,390 21.9%	10,000 50.0%	5,390 13.5%	20,000 100.0%
State and Tribal Wildlife Grants	73,830	75,000	115,000	115,000	80,000	90,000	41,170 55.8%	40,000 53.3%	41,170 45.7%	15,000 20.0%
North American Wetlands	41,981	42,647	52,647	52,647	45,147	47,647	10,666 25.4%	10,000 23.4%	10,666 22.4%	5,000 11.7%
* Cooperative Endangered Species	73,831	75,501	100,000	100,000	85,001	85,000	26,169 35.4%	24,499 32.4%	26,169 30.8%	9,499 12.6%
Federal Aid in Wildlife Hunter Angler			28,000	0	0	0			0	0
Multi-National Species	7,875	10,000	10,000	11,500	11,500	11,500	2,125 27.0%	0 0.0%	2,125 18.5%	1,500 15.0%
Neotropical Birds	4,430	4,750	4,750	5,250	5,000	5,000	320 7.2%	0 0.0%	320 6.4%	250 5.3%
* Historic Preservation Grants	70,385	68,984	77,675	91,675	74,500	79,500	7,290 10.4%	8,691 12.6%	7,290 9.2%	10,516 15.2%
DOI PILT	228,901	0	0	0	0	0	-228,901 -100.0%		-228,901	0
Interior Construction:	461,813	492,332	442,372	441,420	493,098	504,034	-19,441 -4.2%	-49,960 -10.1%	-19,441 -3.9%	11,702 2.4%
BLM Construction	6,375	6,590	6,590	6,590	8,626	8,626	215 3.4%	0 0.0%	215 2.5%	2,036 30.9%
* FWS Construction	33,162	35,533	29,791	21,139	39,741	37,439	-3,771 -10.2%	-5,742 -16.2%	-3,771 -9.0%	1,906 5.4%
* NPS Construction	218,522	232,521	205,991	213,691	219,731	232,969	-12,531 -5.7%	-26,530 -11.4%	-12,531 -5.4%	448 0.2%
BIA Construction	203,754	217,688	200,000	200,000	225,000	225,000	-3,754 -1.8%	-17,688 -8.1%	-3,754 -1.7%	7,312 3.4%
U.S. Geological Survey	1,006,480	1,043,803	1,097,844	1,105,744	1,104,340	1,111,740	91,364 9.1%	54,041 5.2%	91,364 8.2%	67,937 6.5%
Departmental Management S&E	91,903	98,252	105,700	105,700	105,700	105,700	13,797 15.0%	7,448 7.6%	13,797 13.1%	7,448 7.6%
FBMS	40,092	73,435	78,427	68,427	78,427	78,427	38,335 95.6%	4,992 6.8%	38,335 48.9%	4,992 6.8%
Insular Affairs	83,129	83,983	86,395	89,313	96,413	102,513	3,266 3.9%	2,412 2.9%	3,266 3.2%	18,530 22.1%
Other Dept Offices SOL, OIG, NRDA	108,405	114,341	120,128	120,128	120,128	120,128	11,723 10.8%	5,787 5.1%	11,723 9.8%	5,787 5.1%
Minerals Management total	296,783	310,406	347,350	347,350	348,250	348,250	50,567 17.0%	36,944 11.9%	50,567 14.5%	37,844 12.2%
MMS offsett.collections in above	[135,730]	[146,730]	[166,730]	[166,730]	[166,730]	[166,730]	31,000 22.8%	20,000 13.6%	31,000 18.6%	20,000 13.6%
Office of Surface Mining	170,411	164,702	159,368	159,368	166,868	162,868	-11,043 -6.5%	-5,334 -3.2%	-11,043 -6.8%	-1,834 -1.1%
NPS Nat'l Recreation & Pres.	67,413	59,684	53,908	59,386	67,438	68,436	-13,505 -20.0%	-5,776 -9.7%	-13,505 -19.7%	8,732 14.7%
Water Management (BOR/ CUPCA)	1,317,844	1,117,738	1,062,687	1,079,809	1,172,687	1,129,720	-255,157 -19.4%	-55,051 -4.9%	-255,157 -22.6%	11,982 1.1%
* Other - CHF, Rge Imprvt, etc	23,449	-40,569	32,801	32,801	33,201	22,201	9,352 39.9%	73,370 -180.9%	9,352 42.1%	62,770 -154.7%

APPENDIX C: LAND ACQUISITION DETAILS

Bureau of Land Management	State	2009	2010	Conf. +/-			Conf. +/-	
		Enacted	Budget	House	Senate	Conference	2009 Enact.	2010 Budget
BLM LWCF ACQUISITION TOTAL		14,775	25,029	26,529	28,650	29,650	+14,875	+4,621
Acq. Mgt/ Land Exchange Processing		1,850	1,879	1,879	2,000	2,000	+150	+121
Emergency/Inholdings		1,500	1,500	2,500	2,500	3,000	+1,500	+1,500
Line-Item Projects		11,425	21,650	22,150	24,150	24,650	+13,225	+3,000
<u>Line-Item Projects</u>								
Blackfoot River SRMA	MT		4,500	4,500	4,500	4,500	+4,500	0
California Wilderness	CA		500	500	1,500	1,500	+1,500	+1,000
Cascade-Siskiyou National Monument	OR	875	1,000	1,000	1,000	1,000	+125	0
Craig Thomas Little Mountain SMA	WY		2,000	2,000	2,000	2,000	+2,000	0
King Range NCA	CA		2,000	2,000	2,000	2,000	+2,000	0
La Cienegaga ACEC / El Camino Real De Tierra Adento								
NHT	NM		3,000	3,000	3,000	3,000	+3,000	0
Lacks Creek ACEC	CA		750	750	750	750	+750	0
Lesser Prairie Chciken Habitat ACEC	NM		1,500	1,500	1,500	1,500	+1,500	0
Meeteetse Spires ACEC	MT	1,000	1,500	1,500	1,500	1,500	+500	0
Sandy River/Oregon National Historic Trail	OR	1,350	2,100	2,100	2,100	2,100	+750	0
Upper Sacramento River ACEC	CA	2,200	2,800	2,800	2,800	2,800	+600	0
Santa Rosa & San Jacinto National Monument	CA	1,300		500		500	-800	+500
Johnsons Canyon ACEC	CA				1,500	1,500	+1,500	+1,500
Other		4,700					-4,700	0
		11,425	21,650	22,150	24,150	24,650	+13,225	+3,000

Fish and Wildlife Service	State	2009	2010			Conf. +/-	Conf. +/-	
		Enacted	Budget	House	Senate	Conference 2009	Enacted 2010 Budget	
FWS LWCF ACQUISITION TOTAL		42,455	65,000	69,250	82,790	86,340	+43,885	+21,340
Land Acquisition Management		8,140	10,555	10,555	10,555	10,555	+2,415	0
Cost Allocation Methodology (CAM)		1,500	2,000	2,000	2,000	2,000	+500	0
Emergencies and Hardships		1,500	2,500	2,500	2,500	2,500	+1,000	0
Inholdings		1,500	2,500	2,500	2,500	2,500	+1,000	0
Exchanges		1,500	2,000	2,000	2,000	2,000	+500	0
Line-Item Projects		28,315	45,445	49,695	63,235	66,785	+38,470	+21,340
Line-Item Projects								
Alaska Maritime NWR	AK	400	300	300	300	300	-100	0
Togiak NWR	AK		500	500	325	325	+325	-175
Yukon Delta NWR	AK		500	500	365	365	+365	-135
Bon Secour NWR	AL		500	500	500	500	+500	0
Leslie Canyon NWR	AZ		500	500	500	500	+500	0
Grasslands WMA	CA		1,000	1,000	1,000	1,000	+1,000	0
San Joaquin River NWR	CA	900	2,000	2,000	2,000	2,000	+1,100	0
Stewart McKinney National Wildlife Refuge	CT				2,000	2,000	+2,000	+2,000
Silvio O. Conte NWR	CT, MA, NH, VT	3,815	2,250	2,250	3,000	2,500	-1,315	+250
Prime Hook NWR	DE		1,000	1,000	1,000	1,000	+1,000	0
Crystal River NWR	FL	1,500		500	1,500	1,500	0	+1,500
St. Marks NWR	FL		500	500	500	500	+500	0
Bond Swamp NWR	GA		1,200	1,200	1,200	1,200	+1,200	0
James Campbell NWR	HI	7,000	500	500	7,400	7,400	+400	+6,900
Driftless Area NWR	IA				450	450	+450	+450
Upper Mississippi River NW&FR	IA	500	1,500	1,500	1,000	1,200	+700	-300
Northern Tallgrass Prairie NWR	IA/MN	500	500	500	500	500	0	0
Cypress Creek NWR	IL		500	500		500	+500	0
Patoka River NWR	IN	500	1,150	1,150	1,150	1,150	+650	0
Clarks River NWR	KY				750	750	+750	+750
Red River NWR	LA		500	500	1,000	1,000	+1,000	+500
Upper Ouachita NWR	LA		1,000	1,000	500	500	+500	-500
Blackwater NWR	MD	1,000	2,000	2,000	2,000	2,000	+1,000	0
Maine Coastal Islands NWR	ME				1,000	1,000	+1,000	+1,000
Rachel Carson NWR	ME		3,000	3,000	3,000	3,000	+3,000	0
Big Muddy NF&WR	MO		300	300	300	300	+300	0
Panther Swamp NWR	MS		500	500	500	500	+500	0
Red Rock Lakes NWR	MT		1,000	1,000	500	1,000	+1,000	0
Rocky Mountain Front CA	MT	1,000	3,750	3,750	3,750	3,750	+2,750	0
Highlands Conservation	N/A	1,500	2,000	4,000	2,000	4,000	+2,500	+2,000
North Dakota WMA	ND		1,000	1,000	500	1,000	+1,000	0
Dakota Tallgrass Prairie NWR	ND, SD	500	1,000	1,000	1,000	1,000	+500	0
Rainwater Basin Wetlands Management District	NE				500	500	+500	+500
Lake Umbagog NWR	NH				1,000	1,000	+1,000	+1,000
Cape May NWR	NJ		2,000	2,000	1,000	2,000	+2,000	0
Edwin B. Forsythe NWR	NJ		1,100	1,100	1,100	1,100	+1,100	0

Fish and Wildlife Service	State	2009	2010					Conf. +/-	Conf. +/-
		Enacted	Budget	House	Senate	Conference	2009 Enact.	2010 Budget	
Great Swamp NWR	NJ	750		750			1,000	+250	+1,000
Wallkill NWR	NJ					2,800	1,400	+1,400	+1,400
Sevilleta NWR	NM		500	500	500		500	+500	0
Nestucca Bay NWR	OR		1,000	1,000	1,000		1,000	+1,000	0
Cherry Valley NWR	PA		500	500	1,000		750	+750	+250
John H. Chafee NWR	RI					900	900	+900	+900
Ernest F. Hollings ACE Basin NWR	SC		500	500	500		500	+500	0
Waccamaw NWR	SC		600	600	600		600	+600	0
Chickasaw NWR	TN		500	500	500		500	+500	0
Balcones Canyonlands NWR	TX		1,000	1,000	1,000		1,000	+1,000	0
Laguna Atascosa NWR	TX		500	500	500		500	+500	0
Lower Rio Grande Valley NWR	TX	500	1,000	1,000	1,000		1,000	+500	0
San Bernard NWR-Austin's Woods Unit	TX		2,500	2,500	1,250		1,250	+1,250	-1,250
Bear River MBR	UT		500	500	1,300		1,300	+1,300	+800
Back Bay NWR	VA		545	545	545		545	+545	0
Great Dismal Swamp NWR	VA			500			500	+500	+500
James River NWR	VA		1,000	1,000	1,000		1,000	+1,000	0
Rappahannock River NWR	VA	1,500		500			500	-1,000	+500
Nisqually NWR	WA		500	500	500		500	+500	0
Turnbull NWR	WA					2,500	1,500	+1,500	+1,500
Willapa NWR	WA		750	750	750		750	+750	0
Other			6,450					-6,450	0
		28,315	45,445	49,695	63,235	66,785	+38,470	+21,340	

National Park Service	State	2009	2010			Conf. +/-	Conf. +/-	
		Enacted	Budget	House	Senate Conference	2009 Enact.	2010 Budget	
NPS LWCF ACQUISITION TOTAL		45,190	68,000	73,222	83,586	86,266	+41,076	+18,266
Acquisition Administration		9,250	9,473	9,473	10,000	9,500	+250	+27
Emergency/Hardships		2,500	3,000	3,000	3,000	3,000	+500	0
Inholdings/Exchanges		2,500	6,000	5,000	6,000	5,000	+2,500	-1,000
Line-Item Projects		30,940	49,527	50,749	64,586	68,766	+37,826	+19,239
Line-Item Projects								
Alaska Region	AK		1,478				0	-1,478
Little River Canyon National Preserve	AL				1,500	1,500	+1,500	+1,500
Fort Smith National Historic Site	AR, OK		362	362	362	362	+362	0
Petrified Forest National Park	AZ		4,575	4,575	4,575	4,575	+4,575	0
Golden Gate National Recreation Area	CA	4,000	5,000	5,000	6,000	5,000	+1,000	0
Mojave, Joshua Tree NP, Death Valley NP	CA				1,000	1,000	+1,000	+1,000
Santa Monica Mountains NRA	CA				2,000	1,000	+1,000	+1,000
Chattahoochee River National Recreation Area	GA		3,100	3,100	3,100	3,100	+3,100	0
Minidoka National Historic Site	ID	350	350	350		350	0	0
Cumberland Gap NHP	KY			500	1,150	1,150	+1,150	+1,150
Sleeping Bear Dunes National Lakeshore	MI				1,000	1,000	+1,000	+1,000
Harry S Truman National Historic Site	MO		1,300	1,300	1,300	1,300	+1,300	0
Natchez National Historical Park	MS		264	264	264	264	+264	+1
Civil War Battlefield Sites	Multi	4,000	4,000	9,000	4,000	9,000	+5,000	+5,000
Guilford Courthouse National Military Park	NC	828	880	880	880	880	+52	0
Blue Ridge Parkway	NC, VA		1,704	1,703	1,250	1,250	+1,250	-454
Appalachian National Scenic Trail	NH				1,375	1,375	+1,375	+1,375
Petroglyph National Monument	NM			1,000		1,000	+1,000	+1,000
Cuyahoga Valley NP	OH				4,000	4,000	+4,000	+4,000
Appalachian National Scenic Trail	PA				1,820	1,820	+1,820	+1,820
Congaree National Park	SC	2,690	1,320	1,320	2,690	1,320	-1,370	0
Shiloh NMP	TN				250	250	+250	+250
Big Thicket National Preserve	TX	1,000	5,000	5,000	5,000	5,000	+4,000	0
Fort Davis NHS	TX				500	500	+500	+500
Palo Alto Battlefield National Historic Site	TX		4,120	3,120	4,120	4,120	+4,120	0
Fredericksburg & Spotsylvania County Battlefields NMP	VA			200		200	+200	+200
Prince William Forest Park	VA		425	425	425	425	+425	0
Virgin Islands National Park	VI	2,250	4,500	4,500	3,250	3,250	+1,000	-1,250
Appalachian National Scenic Trail	VT				625	625	+625	+625
Mount Rainier National Park	WA	1,807	2,150	2,150	2,150	2,150	+343	0
Olympic National Park	WA		3,000	3,000	3,000	3,000	+3,000	0
San Juan Island National Historical Park	WA		6,000	6,000	6,000	6,000	+6,000	0
Ice Age NST	WI			2,000		2,000	+2,000	+2,000
Gauley River NRA	WV				500		0	0
New River Gorge National River	WV				500		0	0
Other			14,015				-14,015	0
		30,940	49,527	55,749	64,586	68,766	+37,826	+19,239
Consolidated Appraisal Services		8,012	12,136	12,136	12,136		-8,012	-12,136
Total, DOI Federal LWCF		110,432	170,165	181,137	207,162		+15,053	-44,680

APPENDIX D: CONSTRUCTION DETAILS

Bureau of Land Management

	State	2009 Enacted	2010 Budget	House	Senate	Conference	Conf. +/- 2009 Enact.	Conf. +/- 2010 Budget
Line-item Projects		6,166	6,202	6,202	8,202	8,202	+2,036	+2,000
Architectural and Engineering Services		424	388	388	424	424	0	+36
TOTAL APPROPRIATION		6,590	6,590	6,590	8,626	8,626	+2,036	+2,036
Line-Item Requests								
Lemhi River TMDL Road Maintenance Phase III	ID	2,487	1,588	1,588	1,588	1,588	0	0
Campbell Airstrip Safety Fencing	AK		190	190	190	190	0	0
California Radio Fencing & Grounding Improvement	CA		537	537	537	537	0	0
Partner's Point Waterline	AZ		110	110	110	110	0	0
Bridgeport Access Trail	CO		176	176	176	176	0	0
El Toro Creek Parking Project	CA		1,209	1,209	1,209	1,209	0	0
Five Mile Pass Recreation Site SSTs	UT		362	362	362	362	0	0
Sharkey Hot Springs Renovation	ID		287	287	287	287	0	0
Knoll's Vault Toilet	UT		381	381	381	381	0	0
Pelican Lake Recreation Site Reconstruction	UT		697	697	697	697	0	0
Sawtooth Campground	CA		541	541	541	541	0	0
Browning Ranch House Preservation	AZ		124	124	124	124	0	0
California National Historic Trail Interpretative Center	NV				2,000	2,000	+2,000	+2,000
Other - Architectural and engineering services		3,679					0	0
Total line-item projects		6,166	6,202	6,202	8,202	8,202	+2,000	+2,000

* Projects not specified.

Fish and Wildlife Service

	State	2009 Enacted	2010 Budget	House	Senate	Conference	Conf. +/- 2009 Enact.	Conf. +/- 2010 Budget
Line Item Construction		25,267	18,775	10,123	28,725	26,423	+1,156	+7,648
Core Engineering Services		8,970	9,161	5,294	9,161	9,161	+191	0
Dam Safety Program and Inspections		781	1,115	1,115	1,115	1,115	+334	0
Bridge Safety Program and Inspections		569	740	740	740	740	+171	0
Waste Prevention, Recycling, and Enviro. Mgmt Systems				100			0	0
Fixed Cost Increase				191			0	0
Cancellation of Prior-Year Funds		-54					+54	0
TOTAL APPROPRIATION (w/o supp)		35,533	29,791	21,139	39,741	37,439	+1,906	+7,648
Line-Item Request								
Willow Beach NFH, remove quagga mussel	AZ		481	482	482	482	+482	+1
Guam NWR, Invasive Species Fencing	GU		866	866	866	866	+866	0
Big Oaks NWR, Old Timbers Dam --Phase I [ip]	IN		100	100	100	100	+100	0
Fergus Falls WMD, Stang Lake Dam--Phase II [d/cc]	MN		175	175	175	175	+175	0
NFHS Green Energy Projects	multi		600		600	600	+600	0
NFHS Visitor Enhancement projects - Servicewide	multi		400		400	400	+400	0
NWRS Green Energy Projects	multi		2,000		2,000	2,000	+2,000	0
NWRS Visitor enhancement projects - Servicewide	multi	3,000	3,000		3,000	3,000	0	0
Wichita Mountains WR, Lake Rush Dam--Phase II [cc]	OK		4,100	4,100	4,100	4,100	+4,100	0
Allegheny NFH, electrical/water aeration system	PA		1,500	1,500	1,500	1,500	+1,500	0
Attwater Prairie Chicken NWR, Captive Breeding Facility	TX		2,652		2,652		0	-2,652
Quinalt NFH, electric fish barrier	WA		1,000	1,000	1,000	1,000	+1,000	0
Turnbull NWR, Lower Pine Lake Dam--Phase II [d]	WA		250	250	250	250	+250	0
Jackson NFH, Replace 2 Miles of Water Supply Line	WY		1,651	1,650	1,650	1,650	+1,650	-1
Don Edwards SF Bay NWR, salt pond restoration	CA				4,000	4,000	+4,000	+4,000
Kilauea Point NWR, lighthouse repair	HI				1,000	1,000	+1,000	+1,000
Theodore Roosevelt NWR, visitor center and office	MS				2,000	2,000	+2,000	+2,000
Canaan Valley NWR, trails	WV				500	850	+850	+850
Ohio River Islands NWR, erosion protection	WV				800	800	+800	+800
White SulphurSprings NFH, water supply and raceways	WV				1,500	1,500	+1,500	+1,500
Nevada mountains large game water catchments	NV				150	150	+150	+150
Other			22,267				-22,267	0
Total line-item projects		25,267	18,775	10,123	28,725	26,423	+1,156	+7,648

National Park Service

	2009	2010				Conf. +/-	Conf. +/-	
State	Enacted	Budget	House	Senate	Conference	2009 Enact.	2010 Budget	
Special Programs								
Emergency/Unscheduled	2,975	3,975	3,975	3,975	3,975	+1,000	0	
Housing Replacement	6,000	5,000	5,000	5,000	5,000	-1,000	0	
Dam Safety	2,500	2,500	2,500	2,500	2,500	0	0	
Equipment Replacement	14,516	14,516	14,516	14,516	14,516	0	0	
Construction Planning	10,100	10,117	10,117	10,117	10,117	+17	0	
Construction Program Mgmt. and Oper.	34,552	38,535	38,535	38,535	38,535	+3,983	0	
General Management Planning	13,292	14,523	14,523	14,523	15,338	+2,046	+815	
Service-wide Non-ERFO - Various 2006-2007 Storms						0	0	
Facility removal						0	0	
Permanent cancellation of prior year balances	-637					+637	0	
Special Resources Study				315		0	0	
Line-Item Projects	149,223	116,825	132,163	130,250	142,988	-6,235	+26,163	
TOTAL APPROPRIATION (w/o hurricane supplementals)	232,521	205,991	221,329	219,731	232,969	+448	+26,978	
On-going Projects								
Redwood National Park, Relocate & Replace Maintenance Facility - Phase 2 (Completion Phase)	CA	5,481				-5,481	0	
Olympic National Park, Elwha River Ecosystem	WA	20,000	20,000	20,000	20,000	0	0	
Everglades National Park, Modify Water Delivery System (ongoing) - partnership project	FL	60,000	4,200	8,400	4,200	8,400	-51,600	+4,200
National Mall, complete repairs to Jefferson Memorial seawall	DC						0	0
Ongoing Projects Subtotal		85,481	24,200	28,400	24,200	28,400	-57,081	+4,200
New Construction projects								
Katmai NP, replace trail with elevated bridge and boardwalk	AK	6,471	6,471	6,471	6,471	+6,471	0	
Chiricahua NM, sewer system	AZ	2,410	2,410	2,410	2,410	+2,410	0	
Employee Housing - South Rim	AZ	16,890	16,890	16,890	16,890	+16,890	0	
Golden Gate NRA, Alcatraz	CA			4,000	1,400	+1,400	+1,400	
Manzanar National historic Site, barracks reconstruction	CA			900	900	+900	+900	
Point Reyes National Seashore, restore critical dune habitat	CA	2,803	2,803	2,803	2,803	+2,803	0	
Mesa Verde NP, curatorial facility	CO	11,675	11,675	11,675	11,675	+11,675	0	
Mesa Verde NP, visitor center	CO	10,500	10,500	10,500	10,500	+10,500	0	
George Washington Memorial Parkway, Roosevelt Memorial	DC	1,706	1,706	1,706	1,706	+1,706	0	
Meridian Hill Park	DC	3,844	3,844	3,844	3,844	+3,844	0	
Fort Pulaski NM, replace Cockspur Lighthouse revetment	GA	1,577	1,577	1,577	1,577	+1,577	0	
George Rogers Clark NHP, rehabilitate Wabash River Floodwall	IN	3,600	3,600	3,600	3,600	+3,600	0	
New Bedford Whaling National Historical Park, Bourne building	MA			1,500	1,500	+1,500	+1,500	
Harry S Truman NHS	MO	1,018	1,018	1,018	1,018	+1,018	0	
Glacier National Park, Correct Critical Health & Safety Hazards	MT	8,507	8,507	8,507	8,507	+8,507	0	
Blue Ridge Parkway, Craggy Gardens retaining wall and guardwalls	NC	7,097	2,728	2,728	2,728	-4,369	0	
Delaware Water Gap NRA, rehabilitate Childs Park	PA	3,048	3,048	3,048	3,048	+3,048	0	
Delaware Water Gap NRA, rehabilitate Childs Park	PA	2,234	2,234	2,234	2,234	+2,234	0	
Flight 93 National Memorial, memorial	PA			725	725	+725	+725	
Great Smoky Mountains National Park, curatorial center	TN			1,500	1,500	+1,500	+1,500	
Great Smoky Mountains National Park, wastewater facilities	TN			1,940	1,940	+1,940	+1,940	
Utah Public Lands Artifacts Act, facilities	UT			1,000	1,000	+1,000	+1,000	
Grand Teton NP, replace housing	WY	13,174	13,174	13,174	13,174	+13,174	0	
Saguaro National Park trail improvement	AZ		398		398	+398	+398	
Joshua Tree NP visitor center	CA		300		300	+300	+300	
African American War Memorial	DC		220		220	+220	+220	
Castillo de San Marcos NM restoration	FL		500		500	+500	+500	
Indiana Dunes, Good Fellow Lodge restoration	IN		1,000		1,000	+1,000	+1,000	
Keweenaw Park Union building	MI		1,380		1,380	+1,380	+1,380	
Keweenaw Park, Quincy stabilization	MI			1,000	1,000	+1,000	+1,000	
Sandy Hook, historic gun battery repair	NJ		800		800	+800	+800	
Fire Island National Seashore restoration	NY		250		250	+250	+250	
Cuyahoga National Park rehabilitation program	OH		500		500	+500	+500	
Chickasaw NRA visitor center	OK		500		500	+500	+500	
Crater Lake education center	OR		350		350	+350	+350	
Valley Forge Welcome Center rehabilitation	PA		325		325	+325	+325	
Moccasin Bend, National Archeological District	TN		500		500	+500	+500	
Timpanogos Cave Visitor Center	UT		1,600		1,600	+1,600	+1,600	
Fort Hunt NCO Quarters restoration	VA		250		250	+250	+250	
Ice Age Scenic Trail	WI		265		265	+265	+265	
Apostle Island, lighthouse restoration	WI		2,000		2,000	+2,000	+2,000	
Harpers Ferry National Historical Park, Allstadt, fire systems	WV			675	275	+275	+275	
New River Gorge National River, camp Brookside	WV			625	1,025	+1,025	+1,025	
Use of prior year balances		-10,000				+10,000	0	
Other		+6,874	440	440		-6,874	-440	
Subtotal New Construction projects		63,752	92,625	103,763	106,050	114,588	+50,836	+21,963
Total line-item projects		149,233	116,825	132,163	130,250	142,988	-6,245	26,163

Bureau of Indian Affairs	09 Enacted	2010 Budget	House	Senate	Conference	Conf. +/- 2009 Enact.	Conf. +/- 2010 Budget
Education Construction	128,837	112,994	112,994	112,994	112,994	-15,843	0
Public Safety and Justice Construction	39,399	39,407	39,407	64,407	64,407	+25,008	+25,000
Resources Management Construction	40,306	38,385	38,385	38,385	38,385	-1,921	0
General Administration Construction	2,060	2,064	2,064	2,064	2,064	+4	0
Construction Program Management	7,086	7,150	7,150	7,150	7,150	+64	0
TOTAL APPROPRIATION	217,688	200,000	200,000	225,000	225,000	+7,312	+25,000

APPENDIX E: FREQUENTLY USED ACRONYMS

APD	Application for Permit to Drill
ARRA	American Recovery and Reinvestment Act
BIA	Bureau of Indian Affairs
BLM	Bureau of Land Management
CUPCA	Central Utah Project Completion Act
EPA	Environmental Protection Agency
FBMS	Financial Business Management System
FWS	Fish and Wildlife Service
GAO	Government Accountability Office
LWCF	Land and Water Conservation Fund
MMS	Minerals Management Service
NCTC	National Conservation and Training Center
NHP	National Historical Park
NHS	National Historic Site
NLCS	National Landscape Conservation System
NMem	National Memorial
NP	National Park
NPS	National Park Service
NRA	National Recreation Area
NR&P	National Recreation & Preservation
NWR	National Wildlife Refuge
OIA	Office of Insular Affairs
OIG	Office of Inspector General
OSM	Office of Surface Mining
OST	Office of the Special Trustee for American Indians
OS	Office of the Secretary
PILT	Payments in Lieu of Taxes
SOL	Office of Solicitor
USFS	U.S. Forest Service
USGS	U.S. Geological Survey