

One Hundred Eleventh Congress  
of the  
United States of America

AT THE FIRST SESSION

*Begun and held at the City of Washington on Tuesday,  
the sixth day of January, two thousand and nine*

An Act

Making omnibus appropriations for the fiscal year ending September 30, 2009,  
and for other purposes.

*Be it enacted by the Senate and House of Representatives of  
the United States of America in Congress assembled,*

**SECTION 1. SHORT TITLE.**

This Act may be cited as the “Omnibus Appropriations Act,  
2009”.

**SEC. 2. TABLE OF CONTENTS.**

The table of contents of this Act is as follows:

- Sec. 1. Short title.
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- Sec. 4. Explanatory statement.
- Sec. 5. Statement of appropriations.

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ADMINISTRATION, AND RELATED AGENCIES APPROPRIATIONS ACT, 2009

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H. R. 1105—2

Title VI—General Provisions—This Act  
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Title I—Department of Transportation  
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DIVISION J—FURTHER PROVISIONS RELATING TO THE DEPARTMENT OF  
HOMELAND SECURITY AND OTHER MATTERS

**SEC. 3. REFERENCES.**

Except as expressly provided otherwise, any reference to “this Act” contained in any division of this Act shall be treated as referring only to the provisions of that division.

**SEC. 4. EXPLANATORY STATEMENT.**

The explanatory statement regarding this Act printed in the House of Representatives section of the Congressional Record on or about February 23, 2009 by the Chairman of the Committee on Appropriations of the House shall have the same effect with respect to the allocation of funds and implementation of this Act as if it were a joint explanatory statement of a committee of conference.

**SEC. 5. STATEMENT OF APPROPRIATIONS.**

The following sums in this Act are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 2009.

SEC. 430. Within the amounts appropriated in this division, funding shall be allocated in the amounts specified for those projects and purposes delineated in the table titled “Congressionally Directed Spending” included in the explanatory statement accompanying this Act (as described in section 4, in the matter preceding division A of this consolidated Act).

This division may be cited as the “Department of the Interior, Environment, and Related Agencies Appropriations Act, 2009”.

DIVISION F—DEPARTMENTS OF LABOR, HEALTH AND HUMAN SERVICES, AND EDUCATION, AND RELATED AGENCIES APPROPRIATIONS ACT, 2009

TITLE I

DEPARTMENT OF LABOR

EMPLOYMENT AND TRAINING ADMINISTRATION

TRAINING AND EMPLOYMENT SERVICES

For necessary expenses of the Workforce Investment Act of 1998 (“WIA”), the Denali Commission Act of 1998, and the Women in Apprenticeship and Non-Traditional Occupations Act of 1992, including the purchase and hire of passenger motor vehicles, the construction, alteration, and repair of buildings and other facilities, and the purchase of real property for training centers as authorized by the WIA; \$3,626,448,000, plus reimbursements, shall be available. Of the amounts provided:

(1) for grants to States for adult employment and training activities, youth activities, and dislocated worker employment and training activities, \$2,969,449,000 as follows:

(A) \$861,540,000 for adult employment and training activities, of which \$149,540,000 shall be available for the period July 1, 2009, through June 30, 2010, and of which \$712,000,000 shall be available for the period October 1, 2009 through June 30, 2010;

(B) \$924,069,000 for youth activities, which shall be available for the period April 1, 2009 through June 30, 2010; and

(C) \$1,183,840,000 for dislocated worker employment and training activities, of which \$335,840,000 shall be available for the period July 1, 2009 through June 30, 2010, and of which \$848,000,000 shall be available for the period October 1, 2009 through June 30, 2010:

*Provided*, That notwithstanding the transfer limitation under section 133(b)(4) of the WIA, up to 30 percent of such funds may be transferred by a local board if approved by the Governor;

(2) for federally administered programs, \$489,429,000 as follows:

(A) \$283,051,000 for the dislocated workers assistance national reserve, of which \$71,051,000 shall be available for the period July 1, 2009 through June 30, 2010, and of which \$212,000,000 shall be available for the period October 1, 2009 through June 30, 2010: *Provided*, That up to \$125,000,000 may be made available for Community-

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**[House Appropriations Committee Print]**

**Omnibus Appropriations Act, 2009**  
**(H.R. 1105; Public Law 111-8)**

**DIVISION E—DEPARTMENT OF THE INTE-  
RIOR, ENVIRONMENT, AND RELATED AGEN-  
CIES APPROPRIATIONS ACT, 2009**

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*Facilities.*—The bill provides the budget request, plus an additional \$4,000,000 for the deferred maintenance and capital improvement activity to continue the on-going project begun last year.

*Global Climate Change Research.*—The bill includes all of the internal funding transfers recommended by the Survey in order to establish this new budget activity, and an increase of \$14,045,000 above the total request. Within the amounts provided, \$10,000,000 is for the National Global Warming and Wildlife Science Center and at least \$3,000,000 is to implement required geological and biological carbon sequestration studies as required by sections 711, 712 and 714 of the Energy Independence and Security Act of 2007.

The National Global Warming and Wildlife Science Center funding includes \$2,500,000 to complete establishment of the Center. Additionally, the funding allows the Center to develop mechanisms that will ensure that it is responsive to the research and management needs of Federal and State agencies regarding the impacts of global warming on fish, wildlife, plants and ecological processes and the mechanisms for adaptation to, mitigation of, or prevention of those impacts. The recommendation also includes \$7,500,000 for the Center to fund research projects, including use of external and independent scientific peer review, to address the needs of resource management agencies and the American public through greatly accelerated global warming research and through development of decision support tools.

The Secretary, with the assistance of the USGS National Climate Change and Wildlife Science Center and a science advisory board, including members recommended by the National Academy of Sciences, should initiate development of a national strategy to assist fish, wildlife, plants, and associated ecological processes in becoming more resilient, adapting to, and surviving the impacts of climate change. In developing this national framework for flora and fauna conservation in a changing climate, the Secretary should consult with other Federal agencies, State fish, wildlife and conservation data agencies, Territories, Tribes, scientists, and stakeholders, and the Secretary should provide the public with notice and opportunity for comment.

MINERALS MANAGEMENT SERVICE

ROYALTY AND OFFSHORE MINERALS MANAGEMENT

Appropriation enacted, 2008 .....	\$154,750,000
Budget estimate .....	154,270,000
Bill, 2009 .....	157,373,000
Comparisons:	
Appropriations, 2008 .....	+2,623,000
Budget estimate, 2009 .....	+3,103,000

The detailed allocation of funding by program and activity is included in the table at the end of this section of the statement. The bill incorporates the requested increases for the leasing and environmental, resource and evaluation, regulatory, compliance and asset management, and revenue and operations programs. These increases are largely offset by savings from the delays in the OCS-connect project. The proposed reductions for travel are not included for any activity. In addition, the bill also includes the following specific funding levels and directions:

*Leasing and Environmental Program.*—The bill includes an increase of \$1,000,000 above the request to support the alternative energy program.

*Resource Evaluation.*—The bill includes \$900,000 to continue the Center for Marine Resources and Environmental Technology project, MS.

*General Support Services.*—The bill does not include the requested decrease of \$98,000 for the IDEAS program.

## OIL SPILL RESEARCH

Appropriation enacted, 2008 .....	\$6,303,000
Budget estimate .....	6,123,000
Bill, 2009 .....	6,303,000
Comparisons:	
Appropriations, 2008 .....	0
Budget estimate, 2009 .....	+180,000

The bill includes \$6,303,000 for oil spill research.

## ADMINISTRATIVE PROVISIONS

The bill continues language from the fiscal year 2008 enacted bill on a legislative matter requested by the Administration, which deducts 2 percent of State royalties to help cover Federal administrative costs, resulting in a \$47,000,000 scoring credit for the bill.

## OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT

## REGULATION AND TECHNOLOGY

Appropriation enacted, 2008 .....	\$118,362,000
Budget estimate .....	118,352,000
Bill, 2009 .....	120,156,000
Comparisons:	
Appropriations, 2008 .....	+1,794,000
Budget estimate, 2009 .....	+1,804,000

The detailed allocation of funding by program and activity is included in the table at the end of this section of the statement. The bill includes an increase of \$1,000,000 in environmental protection to assist the State regulatory programs.

## ABANDONED MINE RECLAMATION FUND

## (INCLUDING RESCISSION OF FUNDS)

Appropriation enacted, 2008 .....	\$51,951,000
Budget estimate .....	30,811,000
Bill, 2009 .....	44,446,000
Comparisons:	
Appropriations, 2008 .....	-7,505,000
Budget estimate, 2009 .....	+13,635,000

The detailed allocation of funding by program and activity is included in the table at the end of this section of the statement. The bill provides the requested increases and offsets them with a rescission of \$8,500,000 in unobligated balances from prior appropriations. In addition, the bill makes permanent the authority previously given annually for the State of Maryland to set aside the greater of \$1,000,000 or 10 percent of the total of the grants made available to the State for certain acid mine drainage abatement and treatment activities. The Surface Mining Control and Reclamation Act Amendment Act of 2006 did not provide a funding source

**INTERIOR / ENVIRONMENT—Continued**

Agency	Account	State	Project	Amount
National Park Service	Land Acquisition	WI	Ice Age National Scenic Trail	\$1,000,000
National Park Service	Land Acquisition	WV	Gauley River National Recreation Area	\$780,000
National Park Service	Land Acquisition	WV	Harper's Ferry National Historic Park	\$2,000,000
National Park Service	Land Acquisition	WV	New River Gorge National River	\$500,000
U.S. Geological Survey	Surveys, Investigations & Research	AR	Arkansas Seismological Observatory	\$500,000
U.S. Geological Survey	Surveys, Investigations & Research	AZ	Upper San Pedro River Monitoring and Reporting	\$295,000
U.S. Geological Survey	Surveys, Investigations & Research	CA	CA seafloor mapping	\$500,000
U.S. Geological Survey	Surveys, Investigations & Research	CA	Salt Ponds restoration	\$500,000
U.S. Geological Survey	Surveys, Investigations & Research	CA	San Diego Formation aquifer mapping	\$900,000
U.S. Geological Survey	Surveys, Investigations & Research	HI	Well monitoring and water assessments	\$500,000
U.S. Geological Survey	Surveys, Investigations & Research	LA	Long Term Estuary Assessments Group	\$400,000
U.S. Geological Survey	Surveys, Investigations & Research	NM	US-Mexico Transboundary Aquifer Assessment	\$500,000
U.S. Geological Survey	Surveys, Investigations & Research	NV	Nye County, NV, mineral assessment	\$650,000
U.S. Geological Survey	Surveys, Investigations & Research	VT	Lake Champlain monitoring	\$497,000
U.S. Geological Survey	Surveys, Investigations & Research	WA	Hood Canal Dissolved Oxygen Study	\$270,000
U.S. Geological Survey	Surveys, Investigations & Research	WV	Leetown Science Center, molecular biology	\$800,000
Minerals Management Service	Minerals Management Service	MS	Center for Marine Resources and Environmental Technology	\$900,000
Bureau of Indian Affairs	Operation of Indian Programs	IL	National Ironworkers Training Program for American Indians	\$400,000

**INTERIOR / ENVIRONMENT—Continued**

Agency	Account	State	Project	Amount	Requester(s)	
					Senate	House
Minerals Management Service	Minerals Management Service	MS	Center for Marine Resources and Environmental Technology	\$900,000	Cochran, Wicker	Childers
Bureau of Indian Affairs	Operation of Indian Programs	IL	National Ironworkers Training Program for American Indians	\$400,000		Lynch, Stephen F.
Bureau of Indian Affairs	Operation of Indian Programs	Multi	Inter-Tribal Bison Cooperative	\$1,000,000	Dorgan, Johnson, Bingaman, Salazar	Herseth Sandlin, Stephanie; Udall, Tom
Bureau of Indian Affairs	Operation of Indian Programs	ND	United Tribes Technical College	\$4,000,000	Dorgan, Conrad	Pomeroy, Earl
Bureau of Indian Affairs	Operation of Indian Programs	NM	Navajo Technical College	\$2,000,000	Bingaman	
Bureau of Indian Affairs	Operation of Indian Programs	NV	Western Shoshone Claims Distribution Act	\$263,000	Reid	
Bureau of Indian Affairs	Operation of Indian Programs	WA	Lake Roosevelt security program	\$345,000	Murray, Cantwell	
Bureau of Indian Affairs	Operation of Indian Programs	WA	Timber-Fish-Wildlife program	\$1,713,000	Murray, Cantwell	
Environmental Protection Agency	Science & Technology	CA	Southwest Consortium for Environmental Research and Policy	\$1,000,000	Feinstein, Bingaman, Boxer	Pastor, Ed
Environmental Protection Agency	Science & Technology	Nat	Water Environment Research Foundation	\$2,000,000	Mikulski, Kohl, Durbin, Lautenberg, Brown, Cardin, Clinton, Kennedy, Kerry, Salazar, Schumer, Collins, Smith, Snowe	Moran, James P.