

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.
- Sec. 2. Table of contents.
- Sec. 3. References.
- Sec. 4. Explanatory statement.
- Sec. 5. Statement of appropriations.

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ADMINISTRATION, AND RELATED AGENCIES APPROPRIATIONS ACT, 2009

- Title I—Agricultural Programs
- Title II—Conservation Programs
- Title III—Rural Development Programs
- Title IV—Domestic Food Programs
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Title VI—General Provisions—This Act
Title VII—General Provisions—Government-wide
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RELATED AGENCIES APPROPRIATIONS ACT, 2009

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Title IV—General Provisions

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AND EDUCATION, AND RELATED AGENCIES APPROPRIATIONS ACT, 2009

Title I—Department of Labor
Title II—Department of Health and Human Services
Title III—Department of Education
Title IV—Related Agencies
Title V—General Provisions
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DIVISION G—LEGISLATIVE BRANCH APPROPRIATIONS ACT, 2009

Title I—Legislative Branch Appropriations
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Title II—United States Agency for International Development
Title III—Bilateral Economic Assistance
Title IV—International Security Assistance
Title V—Multilateral Assistance
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DIVISION I—TRANSPORTATION, HOUSING AND URBAN DEVELOPMENT,
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Title I—Department of Transportation
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Title IV—General Provisions This Act

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-

[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**

use of Title 42 hiring authority. The bill includes a \$10,000,000 rescission from the State and Tribal Assistance Grants Account as proposed in the budget request. The Committees further direct the Agency to take this rescission from the following programs:

- (1) Unobligated balances from the Title II Construction Grants program;
- (2) Unobligated prior-year balances from State categorical grant programs; and
- (3) Balances from special project grants appropriated in fiscal year 2002 or earlier which have not been obligated on an approved grant as of July 1, 2009.

The Agency is directed to provide a report to the Committees outlining the allocation of the rescission 15 days prior to implementation.

The bill includes a provision mandating that the Agency provide no less than \$6,500,000 from the Environmental Program and Management account for the Greenhouse Gas emissions reporting rule and restating the deadline for promulgation of a final rule, as directed by Public Law 110–161. That law directed EPA to use its existing authority under the Clean Air Act to develop and publish a rule requiring mandatory reporting of greenhouse gas emissions above appropriate thresholds in all sectors of the economy. The Committees are dismayed that the Agency missed its September 26, 2008 deadline to issue a draft rule and direct the Agency to redouble its efforts to meet the June 26, 2009 deadline to promulgate the final rule, as required by law.

TITLE III—RELATED AGENCIES
DEPARTMENT OF AGRICULTURE
FOREST SERVICE
FOREST AND RANGELAND RESEARCH

Appropriation enacted, 2008	\$285,926,000
Budget estimate	263,000,000
Bill, 2009	296,380,000
Comparisons:	
Appropriations, 2008	+10,454,000
Budget estimate, 2009	+33,380,000

The detailed allocation of funding by program is included in the table at the end of this section of the statement; this includes an increase of \$4,000,000 for fixed costs. Within the funds provided there is a total increase above fiscal year 2008 of \$5,000,000 for priority global climate change research. The funding increase for climate change science should include carbon cycle science; carbon inventory and management; bioenergy and biomaterials; atmospheric deposition and watersheds; climate and air quality effects; and, social impacts and policy. In addition, the bill includes: \$400,000 for the Center for Bottomlands Hardwoods (MS); \$1,300,000 for Forest Products Lab equipment (WI); \$900,000 each for the Northeast States Research Cooperatives in Vermont and New Hampshire and \$300,000 for this item in Maine.

STATE AND PRIVATE FORESTRY

Appropriation enacted, 2008	\$262,808,000
Budget estimate	109,500,000
Bill, 2009	265,861,000
Comparisons:	
Appropriations, 2008	+3,053,000
Budget estimate, 2009	+156,361,000

The detailed allocation of funding by program, activity and sub-activity is included in the table at the end of this section of the statement. In addition, the bill also includes the following specific funding levels and directions:

Forest Health Management, Cooperative Lands.—Within the funds provided there is a program increase of \$1,000,000 for emerald ash borer work in the Midwest and \$750,000 for gypsy moth suppression in the Mid-Atlantic area.

Forest Stewardship.—Within the funds provided there is at least \$1,000,000 for the Chesapeake Bay program.

Forest Legacy.—The forest legacy program is funded at a total level of \$57,445,000, of which \$8,000,000 is derived from prior-year unobligated funds. This includes \$5,800,000 for program administration and \$51,645,000 for forest legacy projects. The Service is directed to fund projects in priority order according to the competitively-selected national priority list of projects. Within the prioritized projects, the Service is directed to fund the ongoing South Branch, WV project at \$3,670,000. In addition, the Service is directed to fund the Eden Forest project in Vermont at \$1,800,000.

Urban and Community Forestry.—Within the funds provided there is: \$50,000 for tree replacement in River Rouge, MI; \$500,000 for Seattle-Tacoma regional urban forestry (WA); \$1,000,000 to address impacts of Emerald ash borer in the Midwest, and \$300,000 for the Chicago GreenStreets Program to mitigate emerald ash borer infestation and promote urban forestry (IL).

Economic Action Program.—Within the funds provided there is: \$300,000 for the University of Missouri's extension program for a woody biomass technology demonstration project; \$350,000 for the State of Vermont to fund forest products business development grants and technical assistance through the Vermont Wood Products Collaborative; \$500,000 to Purdue University to fund wood products technology development through the Hardwood Scanning Technology Center; \$200,000 to New Hampshire's Northern Forest Center to fund a sustainable forestry and forest products initiative; \$1,700,000 to the Service's Region 5 headquarters to continue infrastructure assistance grants for the region's small forest products businesses; and \$1,923,000 above the request to restore funding for the Wood Education and Resource Center in Princeton, West Virginia, to the fiscal year 2007 enacted level, for a total in all Service accounts of \$2,673,000.

NATIONAL FOREST SYSTEM

(INCLUDING RESCISSION OF FUNDS)

Appropriation enacted, 2008	\$1,469,579,000
Budget estimate	1,349,537,000
Bill, 2009	1,509,805,000

US Forest Service	Research	ME, NH, VT	Northeastern States Research Cooperative	\$2,100,000	Leahy, Snowe, Collins	Allen, Thomas H.
US Forest Service	Research	MS	Center for Bottomlands Hardwood Research	\$400,000	President, Cochran	
US Forest Service	Research	WI	Forest Products Laboratory Equipment	\$1,300,000	Kohl	
US Forest Service	State & Private Forestry	CA	California Small Forest Products Business Assistance	\$1,700,000	Feinstein	
US Forest Service	State & Private Forestry	IL	City of Chicago—Greenstreets	\$300,000	Durbin	
US Forest Service	State & Private Forestry	IN	Hardwood Scanning Center, Purdue University	\$500,000	Lugar	
US Forest Service	State & Private Forestry	MI	Tree Replacement, River Rouge	\$50,000		Kilpatrick, Carolyn C.
US Forest Service	State & Private Forestry	MO	University of Missouri Woody Biomass Demonstration Project	\$300,000	Bond	
US Forest Service	State & Private Forestry	NH	Northern Forest Sustainable Economy Initiative	\$200,000	Gregg	
US Forest Service	State & Private Forestry	VT	Vermont Wood Products Collaborative	\$350,000	Leahy	
US Forest Service	State & Private Forestry	WA	Tacoma-Seattle Urban Forest	\$500,000		Dicks, Norman D.
US Forest Service	State & Private Forestry	WV	Wood Education and Resource Center	\$2,673,000	President, Byrd	
US Forest Service	Forest Legacy	CO	Snow Mountain Ranch	\$2,500,000	Allard, Salazar	
US Forest Service	Forest Legacy	DE	Green Horizons	\$2,000,000	Biden, Carper	Castle, Michael N.
US Forest Service	Forest Legacy	GA	Southland—Silver Lake	\$3,500,000	Chambliss, Isakson	Bishop, Jr., Sanford D.
US Forest Service	Forest Legacy	ME	Machias River	\$3,450,000	President, Snowe, Collins	Michaud, Michael H.; Allen, Thomas H.

INTERIOR / ENVIRONMENT—Continued

Agency	Account	State	Project	Amount	Requester(s)	
					Senate	House
US Forest Service	Forest Legacy	MI	Northern Great Lakes Forest, Kamehameha	\$2,000,000	Levin, Stabenow	Stupak, Bart
US Forest Service	Forest Legacy	MN	Koochiching	\$3,500,000	President, Coleman, Klobuchar	Oberstar, James L.
US Forest Service	Forest Legacy	MS	Mississippi Forest Legacy Program	\$500,000	Cochran	
US Forest Service	Forest Legacy	MT	North Swan River Valley	\$2,000,000	Baucus, Tester	
US Forest Service	Forest Legacy	NH	Crotched Mountain	\$1,765,000	Gregg, Sununu	Hodes, Paul W.
US Forest Service	Forest Legacy	PA	Glatfelter Tree Farm	\$3,500,000	Specter, Casey	
US Forest Service	Forest Legacy	UT	Chalk Creek South Fork #2	\$3,100,000	Bennett, Hatch	
US Forest Service	Forest Legacy	VT	Eden Forest	\$1,800,000	Leahy, Sanders	Welch, Peter
US Forest Service	Forest Legacy	WV	Potomac River Watershed South Branch Project	\$3,670,000	Byrd	Mollohan, Alan B.
US Forest Service	National Forest System	KY	Daniel Boone National Forest Law Enforcement Operations	\$886,000	McConnell	Rogers, Harold
US Forest Service	National Forest System	MO	Mark Twain National Forest, Methamphetamine Prevention	\$492,000		Emerson, Jo Ann
US Forest Service	National Forest System	NM	Valles Caldera National Preserve	\$4,000,000	Domenici, Bingaman	Udall, Tom
US Forest Service	Capital Improvement and Maintenance (construction)	AK	Tongass National Forest Road Improvements	\$1,000,000	Murkowski	
US Forest Service	Capital Improvement and Maintenance (construction)	CA	Keenwild Wildfire Helicopter Base Upgrades	\$600,000		Bono Mack, Mary

US Forest Service	Capital Improvement and Maintenance (construction)	HI	Hawaii Research Station Construction	\$2,500,000	Inouye, Akaka	Hirono, Mazie K.
US Forest Service	Capital Improvement and Maintenance (construction)	NC	Uwharrie National Forest, Campground Electrical Upgrades	\$185,000		Hayes, Robin
US Forest Service	Capital Improvement and Maintenance (construction)	NV	Humboldt-Toiyabe National Forest Reno-to-Tahoe Trail	\$300,000	Reid	
US Forest Service	Capital Improvement and Maintenance (construction)	OR	Timberline Lodge Facilities Improvements	\$200,000	Wyden, Smith	Blumenauer, Earl
US Forest Service	Capital Improvement and Maintenance (construction)	PA	Kinzua Dam Marina Repairs	\$300,000		Peterson, John E.
US Forest Service	Capital Improvement and Maintenance (construction)	SC	Improving Access to Sumter National Forest Resources in Union County	\$250,000		Inglis, Bob
US Forest Service	Capital Improvement and Maintenance (construction)	TN	Cherokee National Forest Workstation Improvements	\$1,500,000	Alexander	
US Forest Service	Capital Improvement and Maintenance (construction)	WV	Monongahela National Forest Facilities Improvement	\$1,271,000	Byrd	
US Forest Service	Capital Improvement and Maintenance (construction)	WV	Monongahela National Forest Road Improvements	\$825,000	Byrd	
US Forest Service	Capital Improvement and Maintenance (construction)	WV	Monongahela National Forest Trail Improvements	\$350,000	Byrd	
US Forest Service	Land Acquisition	AL	Alabama National Forests	\$1,250,000	Shelby	
US Forest Service	Land Acquisition	CA	Angeles National Forest	\$2,000,000	Feinstein	
US Forest Service	Land Acquisition	CA	Cleveland National Forest	\$3,000,000	Feinstein	
US Forest Service	Land Acquisition	CA	Los Padres National Forest	\$1,000,000		Farr, Sam
US Forest Service	Land Acquisition	CA	Pacific Crest National Scenic Trail	\$500,000	Boxer	McKeon, Howard P. Buck

INTERIOR / ENVIRONMENT—Continued

Agency	Account	State	Project	Amount	Requester(s)	
					Senate	House
US Forest Service	Land Acquisition	CA	Tahoe and El Dorado National Forests	\$2,500,000	Feinstein, Boxer	
US Forest Service	Land Acquisition	CO	Arapaho National Forest	\$3,000,000	Allard	
US Forest Service	Land Acquisition	CO	Uncompahgre National Forest	\$1,250,000	Allard, Salazar	Salazar, John T.
US Forest Service	Land Acquisition	FL	Florida National Forests, Osceola	\$500,000		Crenshaw, Ander
US Forest Service	Land Acquisition	KY	Daniel Boone National Forest	\$250,000	McConnell	
US Forest Service	Land Acquisition	MN	Superior National Forest	\$1,000,000	Coleman, Klobuchar	
US Forest Service	Land Acquisition	MT	Gallatin National Forest	\$4,000,000	Baucus, Tester	
US Forest Service	Land Acquisition	NM	Cibola National Forest	\$2,600,000	Bingaman	
US Forest Service	Land Acquisition	OR, WA	Columbia River Gorge	\$2,000,000	Wyden, Smith	Walden, Greg; Blumenauer, Earl; Wu, David
US Forest Service	Land Acquisition	SD	Black Hills National Forest	\$1,900,000	Johnson, Thune	Herseth Sandlin, Stephanie
US Forest Service	Land Acquisition	TN, NC	Cherokee National Forest	\$5,000,000	Alexander, Dole, Burr, Corker	Price, David E.; Shuler, Heath
US Forest Service	Land Acquisition	UT	Wasatch-Cache National Forest	\$2,000,000	Bennett, Hatch	
US Forest Service	Land Acquisition	VA	George Washington and Jefferson National Forest	\$1,775,000	Warner, Webb	
US Forest Service	Land Acquisition	VT	Green Mountain National Forest	\$3,000,000	Leahy	
US Forest Service	Land Acquisition	WI	Chequamegon-Nicolet National Forest	\$2,000,000	Kohl	Obey, David R.
US Forest Service	Wildland Fire Management	CA	Lake Tahoe Community Fire Protection Project	\$5,000,000	Feinstein, Boxer	Doolittle, John T.

US Forest Service	Research	ME, NH, VT	Northeastern States Research Cooperative	\$2,100,000	Leahy, Snowe, Collins	Allen, Thomas H.
US Forest Service	Research	MS	Center for Bottomlands Hardwood Research	\$400,000	President, Cochran	
US Forest Service	Research	WI	Forest Products Laboratory Equipment	\$1,300,000	Kohl	
US Forest Service	State & Private Forestry	CA	California Small Forest Products Business Assistance	\$1,700,000	Feinstein	
US Forest Service	State & Private Forestry	IL	City of Chicago—Greenstreets	\$300,000	Durbin	
US Forest Service	State & Private Forestry	IN	Hardwood Scanning Center, Purdue University	\$500,000	Lugar	
US Forest Service	State & Private Forestry	MI	Tree Replacement, River Rouge	\$50,000		Kilpatrick, Carolyn C.
US Forest Service	State & Private Forestry	MO	University of Missouri Woody Biomass Demonstration Project	\$300,000	Bond	
US Forest Service	State & Private Forestry	NH	Northern Forest Sustainable Economy Initiative	\$200,000	Gregg	
US Forest Service	State & Private Forestry	VT	Vermont Wood Products Collaborative	\$350,000	Leahy	
US Forest Service	State & Private Forestry	WA	Tacoma-Seattle Urban Forest	\$500,000		Dicks, Norman D.
US Forest Service	State & Private Forestry	WV	Wood Education and Resource Center	\$2,673,000	President, Byrd	
US Forest Service	Forest Legacy	CO	Snow Mountain Ranch	\$2,500,000	Allard, Salazar	
US Forest Service	Forest Legacy	DE	Green Horizons	\$2,000,000	Biden, Carper	Castle, Michael N.
US Forest Service	Forest Legacy	GA	Southland—Silver Lake	\$3,500,000	Chambliss, Isakson	Bishop, Jr., Sanford D.
US Forest Service	Forest Legacy	ME	Machias River	\$3,450,000	President, Snowe, Collins	Michaud, Michael H.; Allen, Thomas H.

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US Forest Service	Forest Legacy	NH	Crotched Mountain	\$1,765,000	Gregg, Sununu	Hodes, Paul W.
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US Forest Service	Capital Improvement and Maintenance (construction)	NC	Uwharrie National Forest, Campground Electrical Upgrades	\$185,000		Hayes, Robin
US Forest Service	Capital Improvement and Maintenance (construction)	NV	Humboldt-Toiyabe National Forest Reno-to-Tahoe Trail	\$300,000	Reid	
US Forest Service	Capital Improvement and Maintenance (construction)	OR	Timberline Lodge Facilities Improvements	\$200,000	Wyden, Smith	Blumenauer, Earl
US Forest Service	Capital Improvement and Maintenance (construction)	PA	Kinzua Dam Marina Repairs	\$300,000		Peterson, John E.
US Forest Service	Capital Improvement and Maintenance (construction)	SC	Improving Access to Sumter National Forest Resources in Union County	\$250,000		Inglis, Bob
US Forest Service	Capital Improvement and Maintenance (construction)	TN	Cherokee National Forest Workstation Improvements	\$1,500,000	Alexander	
US Forest Service	Capital Improvement and Maintenance (construction)	WV	Monongahela National Forest Facilities Improvement	\$1,271,000	Byrd	
US Forest Service	Capital Improvement and Maintenance (construction)	WV	Monongahela National Forest Road Improvements	\$825,000	Byrd	
US Forest Service	Capital Improvement and Maintenance (construction)	WV	Monongahela National Forest Trail Improvements	\$350,000	Byrd	
US Forest Service	Land Acquisition	AL	Alabama National Forests	\$1,250,000	Shelby	
US Forest Service	Land Acquisition	CA	Angeles National Forest	\$2,000,000	Feinstein	
US Forest Service	Land Acquisition	CA	Cleveland National Forest	\$3,000,000	Feinstein	
US Forest Service	Land Acquisition	CA	Los Padres National Forest	\$1,000,000		Farr, Sam
US Forest Service	Land Acquisition	CA	Pacific Crest National Scenic Trail	\$500,000	Boxer	McKeon, Howard P. Buck

INTERIOR / ENVIRONMENT—Continued

Agency	Account	State	Project	Amount	Requester(s)	
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US Forest Service	Land Acquisition	CO	Uncompahgre National Forest	\$1,250,000	Allard, Salazar	Salazar, John T.
US Forest Service	Land Acquisition	FL	Florida National Forests, Osceola	\$500,000		Crenshaw, Ander
US Forest Service	Land Acquisition	KY	Daniel Boone National Forest	\$250,000	McConnell	
US Forest Service	Land Acquisition	MN	Superior National Forest	\$1,000,000	Coleman, Klobuchar	
US Forest Service	Land Acquisition	MT	Gallatin National Forest	\$4,000,000	Baucus, Tester	
US Forest Service	Land Acquisition	NM	Cibola National Forest	\$2,600,000	Bingaman	
US Forest Service	Land Acquisition	OR, WA	Columbia River Gorge	\$2,000,000	Wyden, Smith	Walden, Greg; Blumenauer, Earl; Wu, David
US Forest Service	Land Acquisition	SD	Black Hills National Forest	\$1,900,000	Johnson, Thune	Herseth Sandlin, Stephanie
US Forest Service	Land Acquisition	TN, NC	Cherokee National Forest	\$5,000,000	Alexander, Dole, Burr, Corker	Price, David E.; Shuler, Heath
US Forest Service	Land Acquisition	UT	Wasatch-Cache National Forest	\$2,000,000	Bennett, Hatch	
US Forest Service	Land Acquisition	VA	George Washington and Jefferson National Forest	\$1,775,000	Warner, Webb	
US Forest Service	Land Acquisition	VT	Green Mountain National Forest	\$3,000,000	Leahy	
US Forest Service	Land Acquisition	WI	Chequamegon-Nicolet National Forest	\$2,000,000	Kohl	Obey, David R.
US Forest Service	Wildland Fire Management	CA	Lake Tahoe Community Fire Protection Project	\$5,000,000	Feinstein, Boxer	Doolittle, John T.