

111TH CONGRESS
1ST SESSION

H. R. 2996

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 24, 2009

Ordered to be printed with the amendment of the Senate

[Strike out all after the enacting clause and insert the part printed in italic]

AN ACT

Making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2010, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 ~~That the following sums are appropriated, out of any~~
4 ~~money in the Treasury not otherwise appropriated, for the~~
5 ~~Department of the Interior, environment, and related~~
6 ~~agencies for the fiscal year ending September 30, 2010,~~
7 ~~and for other purposes, namely:~~

1 *CONGRESSIONALLY DIRECTED SPENDING*

2 *SEC. 422. Within the amounts appropriated in this*
3 *Act, funding shall be allocated in the amounts specified for*
4 *those projects and purposes delineated in the table titled*
5 *“Congressionally Directed Spending” included in the com-*
6 *mittee report accompanying this Act.*

7 *PROHIBITION ON USE OF FUNDS*

8 *SEC. 423. None of the funds made available under this*
9 *Act may be distributed to the Association of Community*
10 *Organizations for Reform Now (ACORN) or its subsidi-*
11 *aries.*

12 *PROHIBITION ON USE OF WILDLAND FIRE MANAGEMENT*13 *STIMULUS FUNDS IN THE DISTRICT OF COLUMBIA*

14 *SEC. 424. Notwithstanding any other provision of law,*
15 *none of the funds made available under the American Re-*
16 *covery and Reinvestment Act of 2009 (Public Law 111–5;*
17 *123 Stat. 115) for wildland fire management shall be used*
18 *in the District of Columbia.*

19 *JUNGO DISPOSAL SITE EVALUATION*

20 *SEC. 425. Using funds made available under this Act,*
21 *the Director of the United States Geological Survey may*
22 *conduct an evaluation of the aquifers in the area of the*
23 *Jungo Disposal Site in Humboldt County, Nevada (referred*
24 *to in this section as the “site”), to evaluate—*

25 (1) *how long it would take waste seepage (in-*
26 *cluding asbestos, discarded tires, and sludge from*

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111TH CONGRESS }
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SENATE

{ REPORT
111-38

DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND
RELATED AGENCIES APPROPRIATIONS BILL, 2010

JULY 7, 2009.—Ordered to be printed

Mrs. FEINSTEIN, from the Committee on Appropriations,
submitted the following

REPORT

[To accompany H.R. 2996]

The Committee on Appropriations to which was referred the bill (H.R. 2996) making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2010, and for other purposes, reports the same to the Senate with an amendment and recommends that the bill as amended do pass.

Total obligational authority, fiscal year 2010

Total of bill as reported to the Senate	\$32,154,084,000
Amount of 2009 appropriations (including emergency appropriations)	38,540,958,000
Amount of 2010 budget estimate	32,382,043,000
Amount of 2010 House allowance	32,353,850,000
Bill as recommended to Senate compared to—	
2009 appropriations (including emergency appropriations)	–6,386,874,000
2010 budget estimate	–227,959,000
2010 House allowance	–199,216,000

MAJOR CHANGES RECOMMENDED IN THE BILL

The Committee has developed revisions to the budget estimate for the 2010 fiscal year.

A comparative summary of funding in the bill is shown by agency or principal program in the following table (excluding emergency appropriations):

[In thousands of dollars]

	Budget estimate	Committee recommendation	Committee recommendation compared with budget estimate
TITLE I—DEPARTMENT OF THE INTERIOR			
Bureau of Land Management	1,148,657	1,144,684	- 3,973
U.S. Fish and Wildlife Service	1,637,494	1,608,065	- 29,429
National Park Service	2,696,590	2,711,564	+ 14,974
United States Geological Survey	1,097,844	1,104,340	+ 6,496
Minerals Management Service	180,620	181,520	+ 900
Office of Surface Mining Reclamation and Enforcement	159,368	166,868	+ 7,500
Bureau of Indian Affairs	2,537,404	2,592,917	+ 55,513
Departmental Offices	504,881	504,899	+ 18
Department-wide Programs	1,077,240	1,082,097	+ 4,857
Total, Title I—Department of the Interior	11,040,098	11,096,954	+ 56,856
TITLE II—ENVIRONMENTAL PROTECTION AGENCY			
Science and Technology	842,349	842,799	+ 450
Environmental Programs and Management	2,940,564	2,878,780	- 61,784
Office of Inspector General	44,791	44,791	.....
Building and Facilities	37,001	35,001	- 2,000
Hazardous Substance Superfund	1,308,541	1,308,541	.....
Leaking Underground Storage Tank Program	113,101	114,171	+ 1,070
Oil Spill Response	18,379	18,379	.....
State and Tribal Assistance Grants	5,191,274	4,954,274	- 237,000
Total, Title II—Environmental Protection Agency	10,486,000	10,156,736	- 329,264
TITLE III—RELATED AGENCIES			
Department of Agriculture: Forest Service	5,226,612	5,297,658	+ 71,046
Department of Health and Human Services:			
Indian Health Service	4,034,625	4,034,625	.....
National Institutes of Health: National Institute of Environmental Health Sciences	79,212	79,212	.....
Agency for Toxic Substances and Disease Registry	76,792	76,792	.....
Council on Environmental Quality and Office of Environmental Quality ..	3,159	3,159	.....
Chemical Safety and Hazard Investigation Board	10,547	11,195	+ 648
Office of Navajo and Hopi Indian Relocation	8,000	8,000	.....
Institute of American Indian and Alaska Native Culture and Arts Development	8,300	8,300	.....
Smithsonian Institution	759,161	759,395	+ 234
National Gallery of Art	165,245	165,245	.....
John F. Kennedy Center for the Performing Arts	39,947	39,947	.....
Woodrow Wilson International Center for Scholars	10,225	10,225	.....
National Endowment for the Arts	161,315	161,315	.....
National Endowment for the Humanities	161,315	161,315	.....
Commission of Fine Arts	2,294	2,294	.....
National Capital Arts and Cultural Affairs	10,000	9,500	- 500
Advisory Council on Historic Preservation	5,908	5,908	.....
National Capital Planning Commission	8,507	8,507	.....
United States Holocaust Memorial Museum	48,551	49,122	+ 571
Presidio Trust	17,230	17,230	.....
Eisenhower Memorial Commission	19,000	19,000	.....

NATIONAL PARK SERVICE LAND ACQUISITION AND STATE ASSISTANCE—Continued

State	Project	Committee recommendation
	Inholdings and Exchanges	6,000,000
	Subtotal, Land Acquisition	83,586,000
	State Conservation Grants	32,000,000
	State Conservation Grant Administration	3,000,000
	Subtotal, State Assistance	35,000,000
	Total, Land Acquisition	118,586,000

The amount provided for the Virgin Islands National Park is to be divided \$2,250,000 for the Maho Bay project and \$1,000,000 for the Hawksnest Bay property.

ENERGY AND MINERALS

U.S. GEOLOGICAL SURVEY

Established in 1879, the U.S. Geological Survey [USGS] serves as the Earth and natural science research bureau for the Department of the Interior and is the only integrated natural resources research bureau in the Federal Government. The Survey conducts research, monitoring, and assessments to contribute to understanding America's lands, water, and biological resources. Its research and data products support the Department's resource and land management needs and also provide the water, biological, energy, and mineral resources information needed by other Federal, State, tribal, and local government agencies to guide planning, management, and regulatory programs. More than 9,000 scientists, technicians, and support staff of the USGS are located in nearly 400 offices in every State and in several foreign countries throughout the world. The USGS leverages its resources and expertise in partnership with more than 2,000 agencies of Federal, State, local, and tribal governments; the academic community; non-governmental organizations; and the private sector.

SURVEYS, INVESTIGATIONS, AND RESEARCH

Appropriations, 2009	\$1,043,803,000
Emergency supplementals, 2009	140,000,000
Budget estimate, 2010	1,097,844,000
House allowance	1,105,744,000
Committee recommendation	1,104,340,000

The Committee recommends \$1,104,340,000 for the U.S. Geological Survey for surveys, investigations and research, an increase of \$60,537,000 above the fiscal year 2009 non-emergency funding level and \$6,496,000 above the budget request.

Geographic Research, Investigations, and Remote Sensing.—The Committee recommends \$143,940,000 for geographic research, investigations and remote sensing activities, the same amount as the budget request. In agreement with the request, the Committee has accepted the administration's proposal to return the national geospatial program and funding of \$68,001,000 to this activity from

the enterprise information activity. Both the budget request and the Committee recommendation include a program increase above the current year enacted level of \$300,000 for a biofuels initiative.

Geologic Hazards, Processes, and Research.—The Committee recommends \$247,881,000 for geologic hazards, resources and processes, an increase of \$900,000 above the budget request. The Committee has included an amount of \$250,000 to initiate and support a cooperative partnership between the University of Hawaii-Manoa and the USGS Hawaii Volcano Observatory. The agreement is intended to formalize the collaborative relationship that has been established between the two entities for monitoring, hazards assessments and other research in an area of highly active volcanoes. An amount of \$650,000 has been included to continue the Nye County, Nevada minerals assessment project that was initiated last year. The budget request and the Committee's recommendation include increases above the enacted level of \$1,000,000 to expand extended continental shelf studies, and \$1,475,000 for wind, solar, geothermal, and biofuels research.

Water Resources Investigations.—The Committee recommends \$231,027,000 for water resources investigations, an increase of \$3,146,000 above the budget request. Additional funds are provided for the following: \$900,000 to continue the San Diego, California Formation mapping project; \$500,000 to continue United States-Mexico transboundary aquifer assessments; \$400,000 to continue the Survey's participation in the work of the Long-term Estuary Assessment Group, Louisiana; \$346,000 above the \$154,000 included in the budget proposal to provide a total of \$500,000 for monitoring activities and toxic studies in the Lake Champlain Basin; \$500,000 for a water resources assessment of Maryland's Coastal Plain and Piedmont aquifer systems; and \$500,000 to continue well monitoring and other water resources assessments in Hawaii. The budget request and the Committee's recommendation include increases above the enacted level of \$5,000,000 to enhance the National Streamgauge Network, and \$200,000 for research on the environmental effects of biofuels development.

Biological Research.—The Committee recommends an amount of \$202,724,000 for biological research, an increase of \$3,450,000 above the budget request. Changes to the budget request include programmatic increases of \$750,000 for general genetics and genomic research, \$600,000 for tropical ecosystems and watershed health research, and \$750,000 for the National Biological Information Infrastructure [NBII]. The increase in funding for the NBII is intended to support work in the highest priority areas of invasive species, pollinators, and protected area information. The NBII has sustained a series of budget reductions in recent years, which the Committee has attempted to partially address with this increase. Other increases above the request include \$1,000,000 to continue San Francisco, California Salt Ponds monitoring and research, and \$350,000 for the development and testing of protocols for monitoring invasive species, including zebra mussels, in the Columbia River Basin in collaboration with Washington State University and its partners. The budget request and the Committee's recommendation for biological research include the following increases above the current year enacted level: \$4,200,000 for Arctic ecosystems re-

search, \$5,000,000 to provide additional support for U.S. Fish and Wildlife Service climate change activities, \$1,025,000 to study the effects of renewable energy sources on ecosystems and wildlife populations, and \$2,000,000 for the Cooperative Research Units.

Enterprise Information.—The Committee recommends \$44,969,000 for enterprise information activities, a decrease of \$1,000,000 from the budget request. The Committee has provided \$1,000,000 for the 21st Century Youth Conservation Corps Initiative rather than the \$2,000,000 included in the budget proposal. In agreement with the budget request, the Committee has transferred \$68,001,000 from enterprise information to the geographic research, investigations and remote sensing activity where it is more appropriately housed.

Global Climate Change.—The Committee recommends \$58,177,000 for global climate change activities, the same amount as the budget request. Increases above the current year enacted level include \$5,000,000 for climate change science, \$5,000,000 for the National Climate Change and Wildlife Science Center, and \$7,000,000 to expand carbon sequestration research.

As part of its Global Climate Change agenda the committee encourages USGS to consider pursuing research on sensitive landscapes which can offer early indications that foreshadow additional evaluation needs associated with climate change impacts. In particular, additional monitoring and observation of aquifers such as those in the High Plains Grass Lands may be useful and provide early indications of climate change and its impact on rangelands, agricultural lands and vegetation.

Science Support.—The Committee recommends \$69,225,000 for bureau operations, the same amount as the budget request.

Facilities.—The Committee recommends \$106,397,000 for the Survey's facilities program, the same amount as the budget request.

MINERALS MANAGEMENT SERVICE

The Minerals Management Service oversees 1.76 billion acres of the Outer Continental Shelf [OCS], managing offshore energy and minerals while protecting the human, marine, and coastal environments through advanced science and technology research. The OCS provides 27 percent of oil and almost 14 percent of natural gas produced domestically, and sand used for coastal restoration. Also within MMS, the Minerals Revenue Management [MRM] program collects, accounts for, and disburses revenues from mineral leases on OCS, Federal, and American Indian lands. Through the work of MRM, MMS processes nearly \$1,000,000,000 mineral revenue transactions per month from more than 29,000 producing leases, and it manages and distributes, on average, over \$13,000,000,000 of mineral revenues collected annually.

Since its inception in 1982, MMS has collected and distributed more than \$200,000,000,000 in revenues from onshore and offshore lands. Over the past 5 years, disbursements have averaged over \$13,000,000,000 per year. The MMS distribution of mineral revenues to the U.S. Treasury is one of the Federal Government's greatest sources of non-tax income.

U.S. Geological Survey	Surveys, Investigations & Research	VT	Lake Champlain Basin streamflow monitoring/toxic studies.	\$346,000	Leahy
U.S. Geological Survey	Surveys, Investigations & Research	WA	Columbia River Basin, design/test monitoring protozoa-invasive species.	\$350,000	Murray
Minerals Management Service	Royalty and Offshore Minerals Management.	MS	Center for Marine Resources and Environmental Technology.	\$900,000	Cochran; Wicker
Bureau of Indian Affairs	Operation of Indian Programs	Multi	Upper Columbia United Tribes, resource management program.	\$350,000	Cantwell; Crapo; Murray; Risch
Bureau of Indian Affairs	Operation of Indian Programs	ND	United Tribes Technical College	\$400,000	Conrad; Dorgan
Bureau of Indian Affairs	Operation of Indian Programs	NM	Navajo Technical College	\$200,000	Bingaman; Udall, Tom
Bureau of Indian Affairs	Operation of Indian Programs	SD	Cheyenne River Sioux Tribe, prairie management program.	\$500,000	Johnson
Environmental Protection Agency	Environmental Programs and Management.	CA	Increase budget request for San Francisco Bay competitive grant program.	\$1,000,000	Feinstein
Environmental Protection Agency	Environmental Programs and Management.	VT	Increase budget request for Lake Champlain environmental improvement program.	\$1,566,000	Leahy
Environmental Protection Agency	State and Tribal Assistance Grants	AK	City of Kodiak for water and sewer improvements	\$300,000	Begich
Environmental Protection Agency	State and Tribal Assistance Grants	AK	City of Buckland for construction of a piped water and sewer system.	\$500,000	Begich; Murkowski
Environmental Protection Agency	State and Tribal Assistance Grants	AK	Increase budget request for the Alaska Native Villages water infrastructure program.	\$5,000,000	Murkowski
Environmental Protection Agency	State and Tribal Assistance Grants	AK	City of Homer for planning and design of a new drinking water system.	\$500,000	Murkowski
Environmental Protection Agency	State and Tribal Assistance Grants	AK	City of Soldotna for a water and wastewater improvements project.	\$500,000	Begich; Murkowski
Environmental Protection Agency	State and Tribal Assistance Grants	AK	Municipality of Skagway for a wastewater treatment facility expansion project.	\$300,000	Begich; Murkowski
Environmental Protection Agency	State and Tribal Assistance Grants	AL	Fayette County for the construction of a drinking water reservoir.	\$6,000,000	Shelby
Environmental Protection Agency	State and Tribal Assistance Grants	AL	City of Brewton for a wastewater improvements project.	\$300,000	Sessions
Environmental Protection Agency	State and Tribal Assistance Grants	AR	City of Forrest City for water infrastructure improvements.	\$300,000	Lincoln; Pryor
Environmental Protection Agency	State and Tribal Assistance Grants	AR	City of Dardanelle for water treatment plant expansion.	\$300,000	Lincoln; Pryor
Environmental Protection Agency	State and Tribal Assistance Grants	AR	Fort Chaffee Redevelopment Authority for water system improvements.	\$300,000	Lincoln; Pryor
Environmental Protection Agency	State and Tribal Assistance Grants	AR	City of Warren for water infrastructure improvements ..	\$300,000	Lincoln; Pryor
Environmental Protection Agency	State and Tribal Assistance Grants	AZ	City of Safford for water infrastructure improvements ..	\$300,000	Kyl