

118TH CONGRESS
1ST SESSION

S. 448

To codify the existing Outdoor Recreation Legacy Partnership Program of the National Park Service, and for other purposes.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 15, 2023

Mr. PADILLA (for himself, Ms. COLLINS, Ms. KLOBUCHAR, Mr. KING, Mr. SANDERS, Mr. VAN HOLLEN, Mr. BOOKER, Mrs. FEINSTEIN, Mr. MARKEY, Ms. WARREN, Mr. PETERS, Mr. HICKENLOOPER, Mr. OSSOFF, Mr. BLUMENTHAL, Mr. WYDEN, Ms. BALDWIN, Ms. DUCKWORTH, Mr. CASEY, and Mr. LUJÁN) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To codify the existing Outdoor Recreation Legacy Partnership Program of the National Park Service, 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 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Outdoors for All Act”.

5 **SEC. 2. DEFINITIONS.**

6 In this Act:

1 (1) ELIGIBLE ENTITY.—The term “eligible enti-
2 ty” means an entity that represents or otherwise
3 serves a qualifying area.

4 (2) ELIGIBLE NONPROFIT ORGANIZATION.—The
5 term “eligible nonprofit organization” means an or-
6 ganization that is described in section 501(c)(3) of
7 the Internal Revenue Code of 1986 and is exempt
8 from taxation under section 501(a) of such code.

9 (3) ENTITY.—The term “entity” means—

10 (A) a State;

11 (B) a political subdivision of a State, in-
12 cluding—

13 (i) a city;

14 (ii) a county; and

15 (iii) a special purpose district that
16 manages open space, including a park dis-
17 trict; and

18 (C) an Indian Tribe, urban Indian organi-
19 zation, or Alaska Native or Native Hawaiian
20 community or organization.

21 (4) INDIAN TRIBE.—The term “Indian Tribe”
22 has the meaning given the term in section 4 of the
23 Indian Self-Determination and Education Assistance
24 Act (25 U.S.C. 5304).

1 (5) LOW-INCOME COMMUNITY.—The term “low-
2 income community” means any census block group
3 in which 30 percent or more of the population are
4 individuals with an annual household equal to, or
5 less than, the greater of—

6 (A) an amount equal to 80 percent of the
7 median income of the area in which the house-
8 hold is located, as reported by the Department
9 of Housing and Urban Development; and

10 (B) an amount equal to 200 percent of the
11 Federal poverty line.

12 (6) OUTDOOR RECREATION LEGACY PARTNER-
13 SHIP PROGRAM.—The term “Outdoor Recreation
14 Legacy Partnership Program” means the program
15 established under section 3(a).

16 (7) QUALIFYING AREA.—The term “qualifying
17 area” means—

18 (A) an urbanized area or urban cluster
19 that has a population of 25,000 or more in the
20 most recent census;

21 (B) 2 or more adjacent urban clusters with
22 a combined population of 25,000 or more in the
23 most recent census; or

1 (C) an area administered by an Indian
2 Tribe or an Alaska Native or Native Hawaiian
3 community organization.

4 (8) SECRETARY.—The term “Secretary” means
5 the Secretary of the Interior.

6 (9) STATE.—The term “State” means each of
7 the several States, the District of Columbia, and
8 each territory of the United States.

9 **SEC. 3. GRANTS AUTHORIZED.**

10 (a) ESTABLISHMENT OF PROGRAM.—

11 (1) IN GENERAL.—The Secretary shall establish
12 an outdoor recreation legacy partnership program
13 under which the Secretary may award grants to eli-
14 gible entities for projects—

15 (A) to acquire land and water for parks
16 and other outdoor recreation purposes in quali-
17 fying areas; and

18 (B) to develop new or renovate existing
19 outdoor recreation facilities that provide out-
20 door recreation opportunities to the public in
21 qualifying areas.

22 (2) PRIORITY.—In awarding grants to eligible
23 entities under paragraph (1), the Secretary shall
24 give priority to projects that—

1 (A) create or significantly enhance access
2 to park and recreational opportunities in an
3 urban neighborhood or community;

4 (B) engage and empower underserved com-
5 munities and youth;

6 (C) provide employment or job training op-
7 portunities for youth or underserved commu-
8 nities;

9 (D) establish or expand public-private
10 partnerships, with a focus on leveraging re-
11 sources; and

12 (E) take advantage of coordination among
13 various levels of government.

14 (b) MATCHING REQUIREMENT.—

15 (1) IN GENERAL.—As a condition of receiving a
16 grant under subsection (a), an eligible entity shall
17 provide matching funds in the form of cash or an in-
18 kind contribution in an amount equal to not less
19 than 100 percent of the amounts made available
20 under the grant.

21 (2) WAIVER.—The Secretary may waive all or
22 part of the matching requirement under paragraph
23 (1) if the Secretary determines that—

1 (A) no reasonable means are available
2 through which the eligible entity can meet the
3 matching requirement; and

4 (B) the probable benefit of the project out-
5 weighs the public interest in the matching re-
6 quirement.

7 (3) ADMINISTRATIVE EXPENSES.—Not more
8 than 10 percent of funds provided to an eligible enti-
9 ty under a grant awarded under subsection (a) may
10 be used for administrative expenses.

11 (c) CONSIDERATIONS.—In awarding grants to eligible
12 entities under subsection (a), the Secretary shall consider
13 the extent to which a project would—

14 (1) provide recreation opportunities in under-
15 served communities in which access to parks is not
16 adequate to meet local needs;

17 (2) provide opportunities for outdoor recreation
18 and public land volunteerism;

19 (3) support innovative or cost-effective ways to
20 enhance parks and other recreation—

21 (A) opportunities; or

22 (B) delivery of services;

23 (4) support park and recreation programming
24 provided by cities, including cooperative agreements

1 with community-based eligible nonprofit organiza-
2 tions;

3 (5) develop Native American event sites and
4 cultural gathering spaces; and

5 (6) provide benefits such as community resil-
6 ience, reduction of urban heat islands, enhanced
7 water or air quality, or habitat for fish or wildlife.

8 (d) ELIGIBLE USES.—

9 (1) IN GENERAL.—Subject to paragraph (2), a
10 grant recipient may use a grant awarded under sub-
11 section (a) for a project described in paragraph (1)
12 or (2) of that subsection.

13 (2) LIMITATIONS ON USE.—A grant recipient
14 may not use grant funds for—

15 (A) incidental costs related to land acquisi-
16 tion, including appraisal and titling;

17 (B) operation and maintenance activities;

18 (C) facilities that support semiprofessional
19 or professional athletics;

20 (D) indoor facilities, such as recreation
21 centers or facilities that support primarily non-
22 outdoor purposes; or

23 (E) acquisition of land or interests in land
24 that restrict access to specific persons.

1 **SEC. 4. REVIEW AND EVALUATION REQUIREMENTS.**

2 In carrying out the Outdoor Recreation Legacy Part-
3 nership Program, the Secretary shall—

4 (1) conduct an initial screening and technical
5 review of applications received;

6 (2) evaluate and score all qualifying applica-
7 tions; and

8 (3) provide culturally and linguistically appro-
9 priate information to eligible entities (including low-
10 income communities and eligible entities serving low-
11 income communities) on—

12 (A) the opportunity to apply for grants
13 under this Act;

14 (B) the application procedures by which el-
15 igible entities may apply for grants under this
16 Act; and

17 (C) eligible uses for grants under this Act.

18 **SEC. 5. REPORTING.**

19 (a) ANNUAL REPORTS.—Not later than 30 days after
20 the last day of each report period, each State lead agency
21 that receives a grant under this Act shall annually submit
22 to the Secretary performance and financial reports that—

23 (1) summarize project activities conducted dur-
24 ing the report period; and

25 (2) provide the status of the project.

1 (b) FINAL REPORTS.—Not later than 90 days after
2 the earlier of the date of expiration of a project period
3 or the completion of a project, each State lead agency that
4 receives a grant under this Act shall submit to the Sec-
5 retary a final report containing such information as the
6 Secretary may require.

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