

Union Calendar No. 875

115TH CONGRESS
2D SESSION

H. R. 6510

[Report No. 115–1088, Part I]

To establish, fund, and provide for the use of amounts in a National Park Service and Public Lands Legacy Restoration Fund to address the maintenance backlog of the National Park Service, United States Fish and Wildlife Service, Bureau of Land Management, and Bureau of Indian Education, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 25, 2018

Mr. BISHOP of Utah (for himself, Mr. GRIJALVA, Mr. SIMPSON, Ms. WASSERMAN SCHULTZ, Mr. STIVERS, Ms. HANABUSA, Mr. YOUNG of Alaska, Mr. KILMER, Mr. COOK, Ms. TSONGAS, Mr. LAMBORN, Mr. SCHRADER, Mr. WEBSTER of Florida, Ms. SINEMA, Mr. GIANFORTE, Mr. WELCH, Mr. CRAMER, Ms. KAPTUR, Mr. COLE, Mr. LYNCH, Mr. HURD, Ms. MENG, Mr. CURTIS, Mr. COSTA, Mr. REICHERT, Mr. KIND, Mrs. LOVE, Ms. MICHELLE LUJAN GRISHAM of New Mexico, Mr. AMODEI, Ms. FRANKEL of Florida, Mr. TIPTON, Mr. PANETTA, Mr. STEWART, Ms. SEWELL of Alabama, Mr. THOMPSON of Pennsylvania, Ms. DEGETTE, Miss GONZÁLEZ-COLÓN of Puerto Rico, Ms. NORTON, Mrs. HANDEL, Mr. GARAMENDI, Mr. UPTON, Mr. GONZALEZ of Texas, Mr. ROGERS of Alabama, Mr. BISHOP of Georgia, Mrs. COMSTOCK, Mr. VISCLOSKY, Mr. PAULSEN, Mr. TURNER, Mr. FITZPATRICK, Ms. BONAMICI, and Mr. NOLAN) introduced the following bill; which was referred to the Committee on Natural Resources, and in addition to the Committees on Education and the Workforce, and Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

DECEMBER 20, 2018

Reported from the Committee on Natural Resources with an amendment

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

DECEMBER 20, 2018

Committee on Transportation and Infrastructure discharged

DECEMBER 20, 2018

Referral to the Committee on Education and the Workforce extended through
December 28, 2018

DECEMBER 28, 2018

Additional sponsors: Mr. KATKO, Mr. HILL, Mr. CARTWRIGHT, Mr. PERLMUTTER, Mr. BERGMAN, Mr. VELA, Mr. MOULTON, Mr. BEN RAY LUJÁN of New Mexico, Mr. HASTINGS, Ms. MCCOLLUM, Mr. TAKANO, Ms. ROSEN, Mr. ROE of Tennessee, Mr. DOGGETT, Mr. SABLAN, Ms. BORDALLO, Mr. KNIGHT, Mr. THOMAS J. ROONEY of Florida, Mr. FLEISCHMANN, Mr. SESSIONS, Ms. PINGREE, Ms. LEE, Mr. CARTER of Georgia, Mr. LOWENTHAL, Mr. CURBELO of Florida, Mr. MESSER, Mrs. MIMI WALTERS of California, Mr. COSTELLO of Pennsylvania, Mr. JOYCE of Ohio, Ms. WILSON of Florida, Mr. JEFFRIES, Ms. ROS-LEHTINEN, Mrs. RADEWAGEN, Mr. FASO, Ms. VELÁZQUEZ, Mr. VALADAO, Mr. NEAL, Mr. CLAY, Mr. GAETZ, Mr. BROWN of Maryland, Mrs. DEMINGS, Mr. COFFMAN, Mr. ROYCE of California, Mr. ROSS, Ms. KELLY of Illinois, Mr. ESPAILLAT, Mr. SIRES, Mr. CRIST, Mr. SMITH of Washington, Mr. GOMEZ, Mr. AGUILAR, Mr. GOTTHEIMER, Mr. DONOVAN, Ms. ESHOO, Mr. SOTO, Mr. BRENDAN F. BOYLE of Pennsylvania, Mr. POCAN, Mr. SEAN PATRICK MALONEY of New York, Mr. DELANEY, Ms. LOFGREN, Mr. SMITH of Texas, Mr. HULTGREN, Mr. POE of Texas, Mr. WITTMAN, Mr. PETERS, Mr. KIHUEN, Ms. JUDY CHU of California, Mr. RUPPERSBERGER, Mr. HUFFMAN, Mrs. NAPOLITANO, Mr. CICILLINE, Mr. BUTTERFIELD, Mr. GALLAGHER, Mr. ROTHFUS, Mr. LARSEN of Washington, Ms. CLARK of Massachusetts, Mr. HIMES, Mr. NORCROSS, Mr. PALLONE, Mr. POLIQUIN, Mr. O'HALLERAN, Ms. DELBENE, Mrs. MURPHY of Florida, Mr. TED LIEU of California, Mr. GALLEGO, Mr. LANGEVIN, Mr. COURTNEY, Mrs. WALORSKI, Mr. PAYNE, Mr. POLIS, Mr. BLUMENAUER, Mr. COOPER, Ms. TITUS, Mr. BARR, Mr. JOHNSON of Ohio, Ms. GRANGER, Ms. STEFANIK, Mr. GIBBS, Mr. EMMER, Mr. BIGGS, Ms. JAYAPAL, Mr. WALDEN, Mr. KRISHNAMOORTHY, Mr. QUIGLEY, Mr. HECK, Mrs. LESKO, Mr. RODNEY DAVIS of Illinois, Mr. LAWSON of Florida, Mrs. TORRES, Mr. BARLETTA, Mr. LONG, Mr. SCHWEIKERT, Mr. CAPUANO, Mr. MICHAEL F. DOYLE of Pennsylvania, Mr. RASKIN, Ms. SCHAKOWSKY, Mr. RUIZ, Mr. PASCRELL, Mr. LOEBSACK, Mr. CASTRO of Texas, Mr. KILDEE, Mr. PRICE of North Carolina, Mr. SCHIFF, Mr. NADLER, Mrs. WATSON COLEMAN, Ms. CLARKE of New York, Mrs. MCMORRIS RODGERS, Mr. MEEKS, Mr. THOMPSON of California, Mr. KEATING, Mr. CLEAVER, Mr. BISHOP of Michigan, Mr. PETERSON, Mr. RUSH, Mr. KENNEDY, Mr. BABIN, Mr. BLUM, Mr. DEFazio, Mr. MCGOVERN, Mr. ZELDIN, Mr. ELLISON, Mr. CONAWAY, Mr. ENGEL, Mr. BRADY of Pennsylvania, Mr. LAMB, Mr.

CUMMINGS, Mr. CONNOLLY, Mr. FRANCIS ROONEY of Florida, Mr. MOONEY of West Virginia, Ms. JENKINS of Kansas, Mr. MCKINLEY, Mr. RYAN of Ohio, Mr. MARINO, Mr. EVANS, Mr. TROTT, Mr. DEUTCH, Mr. MARSHALL, Mr. ROUZER, Mr. YODER, Mr. LARSON of Connecticut, Mr. SARBANES, Mr. CUELLAR, Mr. JODY B. HICE of Georgia, Mrs. BEATTY, Mr. GARRETT, Mr. LAHOOD, Mr. RUTHERFORD, Mr. JOHNSON of Georgia, Mr. BUDD, Ms. PLASKETT, Mr. FERGUSON, Mrs. DINGELL, Mr. HUDSON, Mr. AUSTIN SCOTT of Georgia, Mr. DUNCAN of Tennessee, Mr. COLLINS of Georgia, Mr. CULBERSON, Mr. COLLINS of New York, Mr. WILSON of South Carolina, Mr. LIPINSKI, Mr. SUOZZI, Ms. BARRAGÁN, and Mr. ALLEN

DECEMBER 28, 2018

Committee on Education and the Workforce discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

[For text of introduced bill, see copy of bill as introduced on July 25, 2018]

A BILL

To establish, fund, and provide for the use of amounts in a National Park Service and Public Lands Legacy Restoration Fund to address the maintenance backlog of the National Park Service, United States Fish and Wildlife Service, Bureau of Land Management, and Bureau of Indian Education, 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 “Restore Our Parks and*
5 *Public Lands Act”.*

6 **SEC. 2. NATIONAL PARK SERVICE AND PUBLIC LANDS LEG-**
7 **ACY RESTORATION FUND.**

8 *(a) IN GENERAL.—There is established in the Treasury*
9 *of the United States a fund, to be known as the “National*
10 *Park Service and Public Lands Legacy Restoration Fund”*
11 *(referred to in this section as the “Fund”).*

12 *(b) DEPOSITS.—*

13 *(1) IN GENERAL.—Except as provided in para-*
14 *graph (2), for each of fiscal years 2019 through 2023,*
15 *there shall be deposited in the Fund an amount equal*
16 *to 50 percent of all energy development revenues due*
17 *and payable to the United States from oil, gas, coal,*
18 *or alternative or renewable energy development on*
19 *Federal land and water that would otherwise be cred-*
20 *ited, covered, or deposited as miscellaneous receipts*
21 *under Federal law.*

22 *(2) MAXIMUM AMOUNT.—The amount deposited*
23 *in the Fund under paragraph (1) shall not exceed*
24 *\$1,300,000,000 for any fiscal year.*

1 (3) *EFFECT ON OTHER REVENUES.*—*Nothing in*
2 *this section affects the disposition under Federal law,*
3 *including the Gulf of Mexico Energy Security Act of*
4 *2006 (43 U.S.C. 1331 note; Public Law 109–432), the*
5 *Mineral Leasing Act (30 U.S.C. 181 et seq.), and*
6 *chapter 2003 of title 54, United States Code, of en-*
7 *ergy development revenues—*

8 (A) *to special funds, trust funds, or States;*

9 *or*

10 (B) *that have been otherwise appropriated*
11 *under Federal law.*

12 (c) *AVAILABILITY OF FUNDS.*—*Amounts deposited in*
13 *the Fund shall be available to the Secretary of the Interior*
14 *without further appropriation or fiscal year limitation.*

15 (d) *INVESTMENT OF AMOUNTS.*—

16 (1) *IN GENERAL.*—*The Secretary of the Interior*
17 *may request the Secretary of the Treasury to invest*
18 *any portion of the Fund that is not, as determined*
19 *by the Secretary of the Interior, required to meet the*
20 *current needs of the Fund.*

21 (2) *REQUIREMENT.*—*An investment requested*
22 *under paragraph (1) shall be made by the Secretary*
23 *of the Treasury in a public debt security—*

1 (A) with a maturity suitable to the needs of
2 the Fund, as determined by the Secretary of the
3 Interior; and

4 (B) bearing interest at a rate determined by
5 the Secretary of the Treasury, taking into con-
6 sideration current market yields on outstanding
7 marketable obligations of the United States of
8 comparable maturity.

9 (3) CREDITS TO FUND.—The income on invest-
10 ments of the Fund under this subsection shall be cred-
11 ited to, and form a part of, the Fund.

12 (e) USE OF FUNDS.—Amounts in the Fund shall be
13 used as follows:

14 (1) 80 percent of amounts in the Fund shall be
15 allocated for priority deferred maintenance projects,
16 including other infrastructure deficiencies directly re-
17 lated to such deferred maintenance projects, as deter-
18 mined by the Secretary of the Interior and the Direc-
19 tor of the National Park Service, with the goal of en-
20 suring overall parity between amounts allocated to
21 transportation and non-transportation projects.

22 (2) 10 percent of amounts in the Fund shall be
23 allocated for purposes of addressing the national wild-
24 life refuge system maintenance backlog, as determined

1 *by the Secretary of the Interior and the Director of*
2 *the United States Fish and Wildlife Service.*

3 *(3) 5 percent of amounts in the Fund shall be al-*
4 *located for the purposes of addressing the public ac-*
5 *cess and recreation backlog on public lands, as deter-*
6 *mined by the Secretary of the Interior and the Direc-*
7 *tor of the Bureau of Land Management.*

8 *(4) 5 percent of amounts in the Fund shall be for*
9 *the purposes of addressing the Bureau of Indian Edu-*
10 *cation school construction and deferred maintenance*
11 *backlogs, as determined by the Secretary of the Inte-*
12 *rior and the Director of the Bureau of Indian Edu-*
13 *cation.*

14 *(f) LIMIT ON USE OF FUNDS.—No more than 10 per-*
15 *cent of the amounts in the Fund may be used for adminis-*
16 *trative costs incurred in implementing this Act.*

17 *(g) PROHIBITED USE OF FUNDS.—No amounts in the*
18 *Fund shall be used—*

19 *(1) for land acquisition;*

20 *(2) to supplant discretionary funding made*
21 *available for the annually recurring facility oper-*
22 *ations, maintenance, and construction needs of the*
23 *entities for which amounts from the Fund are allo-*
24 *cated under subsection (e); or*

1 (3) *for performance awards for Federal employ-*
2 *ees who are employed in implementing this Act.*

3 (h) *SUBMISSION TO CONGRESS.—The Secretary of the*
4 *Interior shall submit to the Committees on Appropriations*
5 *and Energy and Natural Resources of the Senate and to*
6 *the Committees on Appropriations and Natural Resources*
7 *in the House of Representatives, with the annual budget*
8 *submission of the President, a list of projects for which the*
9 *amounts in the Fund are allocated under this section, in-*
10 *cluding a description of each such project.*

11 (i) *PUBLIC DONATIONS.—*

12 (1) *IN GENERAL.—The Secretary of the Interior,*
13 *the Director of the National Park Service, the Direc-*
14 *tor of the United States Fish and Wildlife Service, the*
15 *Director of the Bureau of Land Management, and the*
16 *Assistant Secretary of Indian Affairs may accept*
17 *public cash or in-kind donations that advance ef-*
18 *forts—*

19 (A) *to reduce the deferred maintenance*
20 *backlog of the National Park Service, the na-*
21 *tional wildlife refuge system maintenance back-*
22 *log of the United States Fish and Wildlife Serv-*
23 *ice, the public access and recreation backlog of*
24 *the Bureau of Land Management, and the school*

1 *construction backlog of the Bureau of Indian*
2 *Education, respectively; and*

3 *(B) to encourage relevant public-private*
4 *partnerships.*

5 *(2) CREDITS TO FUND.—Any cash donations ac-*
6 *cepted under paragraph (1) shall be credited to, and*
7 *form a part of, the Fund.*

8 *(3) REPORTING.—Each donation received under*
9 *paragraph (1) that is used for, or directly related to,*
10 *the reduction of the deferred maintenance backlog of*
11 *the National Park Service, the national wildlife ref-*
12 *uge system maintenance backlog of the United States*
13 *Fish and Wildlife Service, the public access and recre-*
14 *ation backlog of the Bureau of Land Management,*
15 *and the school construction backlog of the Bureau of*
16 *Indian Education, shall be included with the annual*
17 *budget submission of the President to Congress.*

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DECEMBER 28, 2018

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