

116TH CONGRESS
1ST SESSION

S. 1081

To amend title 54, United States Code, to provide permanent, dedicated funding for the Land and Water Conservation Fund, and for other purposes.

IN THE SENATE OF THE UNITED STATES

APRIL 9, 2019

Mr. MANCHIN (for himself, Mr. GARDNER, Ms. CANTWELL, Mr. BURR, Mr. BENNET, Ms. COLLINS, Mr. TESTER, Mr. DAINES, Mr. UDALL, Mr. ALEXANDER, Mr. HEINRICH, Mr. GRAHAM, Mr. KING, and Mrs. SHAHEEN) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To amend title 54, United States Code, to provide permanent, dedicated funding for the Land and Water Conservation Fund, 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 “Land and Water Con-
5 servation Fund Permanent Funding Act”.

1 **SEC. 2. PERMANENT FULL FUNDING OF THE LAND AND**
2 **WATER CONSERVATION FUND.**

3 (a) IN GENERAL.—Section 200303 of title 54, United
4 States Code, is amended to read as follows:

5 **“§ 200303. Availability of funds**

6 “(a) IN GENERAL.—For fiscal year 2020 and each
7 fiscal year thereafter, amounts deposited in the Fund
8 under section 200302 shall be made available for expendi-
9 ture, without further appropriation or fiscal year limita-
10 tion, to carry out the purposes of the Fund (including ac-
11 counts and programs made available from the Fund under
12 the Consolidated and Further Continuing Appropriations
13 Act, 2015 (Public Law 113–235; 128 Stat. 2130)).

14 “(b) ADDITIONAL AMOUNTS.—Amounts made avail-
15 able under subsection (a) shall be in addition to amounts
16 made available to the Fund under section 105 of the Gulf
17 of Mexico Energy Security Act of 2006 (43 U.S.C. 1331
18 note; Public Law 109–432) or otherwise appropriated
19 from the Fund.

20 “(c) ALLOCATION AUTHORITY.—

21 “(1) SUBMISSION OF COST ESTIMATES.—The
22 President shall submit to Congress detailed account,
23 program, and project allocations to be funded under
24 subsection (a) as part of the annual budget submis-
25 sion of the President.

26 “(2) ALTERNATE ALLOCATION.—

1 “(A) IN GENERAL.—Appropriations Acts
2 may provide for alternate allocation of amounts
3 made available under subsection (a), including
4 allocations by account and program.

5 “(B) ALLOCATION BY PRESIDENT.—

6 “(i) NO ALTERNATE ALLOCATIONS.—

7 If Congress has not enacted legislation es-
8 tablishing alternate allocations by the date
9 that is 120 days after the date on which
10 the applicable fiscal year begins, amounts
11 made available under subsection (a) shall
12 be allocated by the President.

13 “(ii) INSUFFICIENT ALTERNATE AL-
14 LOCATION.—If Congress enacts legislation
15 establishing alternate allocations for
16 amounts made available under subsection
17 (a) that are less than the full amount ap-
18 propriated under that subsection, the dif-
19 ference between the amount appropriated
20 and the alternate allocation shall be allo-
21 cated by the President.

22 “(3) RECREATIONAL PUBLIC ACCESS.—

23 Amounts expended from the Fund under this section
24 shall be consistent with the requirements for rec-
25 reational public access for hunting, fishing, rec-

1 reational shooting, or other outdoor recreational pur-
 2 poses under section 200306(c).

3 “(4) ANNUAL REPORT.—The President shall
 4 submit to Congress an annual report that describes
 5 the final allocation by account, program, and project
 6 of amounts made available under subsection (a), in-
 7 cluding a description of the status of obligations and
 8 expenditures.”.

9 (b) CONFORMING AMENDMENT.—Section 200302(c)
 10 of title 54, United States Code, is amended by striking
 11 paragraph (3).

12 (c) CLERICAL AMENDMENT.—The table of sections
 13 for chapter 2003 of title 54, United States Code, is
 14 amended by striking the item relating to section 200303
 15 and inserting the following:

“200303. Availability of funds.”.

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