

116TH CONGRESS
1ST SESSION

H. R. 1225

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

FEBRUARY 14, 2019

Mr. BISHOP of Utah (for himself, Mr. KILMER, Mr. VELA, Mr. COOK, Ms. WASSERMAN SCHULTZ, Ms. CLARKE of New York, Mr. AGUILAR, Mr. BERGMAN, Mr. CONNOLLY, Ms. MENG, Mr. COOPER, Mr. TURNER, Mr. TIPTON, Ms. DEGETTE, Mr. ROONEY of Florida, Mr. MOULTON, Mr. JOYCE of Pennsylvania, Mr. GAETZ, Mrs. WALORSKI, Mr. CARTWRIGHT, Mr. HICE of Georgia, Mr. SCHWEIKERT, Mr. RODNEY DAVIS of Illinois, Mr. GALLEG0, Mr. BRENDAN F. BOYLE of Pennsylvania, Ms. NORTON, Ms. SCHAKOWSKY, Mr. FLEISCHMANN, Mr. ALLEN, Mrs. LESKO, Mr. JOHNSON of Georgia, Mr. LUJÁN, Ms. DELBENE, Mr. RESCHENTHALER, Mr. LOWENTHAL, Mr. KRISHNAMOORTHY, Mr. LAMB, Mr. PANETTA, Ms. WILD, Mr. MCGOVERN, Mr. MICHAEL F. DOYLE of Pennsylvania, Ms. PINGREE, Mr. CURTIS, Mr. LIPINSKI, Mr. ESPAILLAT, Mr. CUMMINGS, Mr. PETERS, Ms. BONAMICI, Mr. SIRES, Mr. STEWART, Ms. ESHOO, Mr. MOONEY of West Virginia, Mr. FITZPATRICK, Mr. PASCRELL, Mr. STIVERS, Ms. VELÁZQUEZ, Mr. ZELDIN, Mr. WELCH, Mr. CICILLINE, Ms. WILSON of Florida, Ms. LEE of California, Mr. MARSHALL, Mr. YOUNG, Miss GONZÁLEZ-COLÓN of Puerto Rico, Mr. AMODEI, Mr. GIBBS, Mr. WILSON of South Carolina, Mr. BIGGS, Mr. KATKO, Mrs. RADEWAGEN, Mr. GALLAGHER, Mr. HILL of Arkansas, Mr. CLEAVER, Ms. SCANLON, Mr. RUIZ, Mr. CLAY, Ms. DEAN, Ms. JAYAPAL, Mr. CISNEROS, Mr. ENGEL, Mr. SCHRADER, Mr. ROUDA, Ms. MCCOLLUM, Mr. SMITH of Washington, Mr. GIANFORTE, Mr. BUDD, Mr. COLE, Mr. HURD of Texas, Mr. LONG, Mr. DAVID P. ROE of Tennessee, Mr. SIMPSON, Ms. STEFANIK, and Ms. HOULAHAN) introduced the following bill; which was referred to the Committee on Natural Resources, and in addition to the Committee on Education and Labor, 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

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
5 and 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 Treas-
9 ury of the United States a fund, to be known as the “Na-
10 tional Park Service and Public Lands Legacy Restoration
11 Fund” (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 2020 through
15 2024, there shall be deposited in the Fund an
16 amount equal to 50 percent of all energy develop-
17 ment revenues due and payable to the United States
18 from oil, gas, coal, or alternative or renewable en-
19 ergy development on Federal land and water that

1 would otherwise be credited, covered, or deposited as
2 miscellaneous receipts under Federal law.

3 (2) MAXIMUM AMOUNT.—The amount deposited
4 in the Fund under paragraph (1) shall not exceed
5 \$1,300,000,000 for any fiscal year.

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

13 (A) to special funds, trust funds, or States;

14 or

15 (B) that have been otherwise appropriated
16 under Federal law.

17 (c) AVAILABILITY OF FUNDS.—Amounts deposited in
18 the Fund shall be available to the Secretary of the Interior
19 without further appropriation or fiscal year limitation.

20 (d) INVESTMENT OF AMOUNTS.—

21 (1) IN GENERAL.—The Secretary of the Inte-
22 rior may request the Secretary of the Treasury to
23 invest any portion of the Fund that is not, as deter-
24 mined by the Secretary of the Interior, required to
25 meet the current needs of the Fund.

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

4 (A) with a maturity suitable to the needs
5 of the Fund, as determined by the Secretary of
6 the Interior; and

7 (B) bearing interest at a rate determined
8 by the Secretary of the Treasury, taking into
9 consideration current market yields on out-
10 standing marketable obligations of the United
11 States of comparable maturity.

12 (3) CREDITS TO FUND.—The income on invest-
13 ments of the Fund under this subsection shall be
14 credited to, and form a part of, the Fund.

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

17 (1) Eighty percent of amounts in the Fund
18 shall be allocated for priority deferred maintenance
19 projects, including other infrastructure deficiencies
20 directly related to such deferred maintenance
21 projects, as determined by the Secretary of the Inte-
22 rior and the Director of the National Park Service,
23 with the goal of ensuring overall parity between
24 amounts allocated to transportation and non-trans-
25 portation projects.

1 (2) Ten percent of amounts in the Fund shall
2 be allocated for purposes of addressing the national
3 wildlife refuge system maintenance backlog, as de-
4 termined by the Secretary of the Interior and the
5 Director of the United States Fish and Wildlife
6 Service.

7 (3) Five percent of amounts in the Fund shall
8 be allocated for the purposes of addressing the pub-
9 lic access and recreation backlog on public lands, as
10 determined by the Secretary of the Interior and the
11 Director of the Bureau of Land Management.

12 (4) Five percent of amounts in the Fund shall
13 be for the purposes of addressing the Bureau of In-
14 dian Education school construction and deferred
15 maintenance backlogs, as determined by the Sec-
16 retary of the Interior and the Director of the Bu-
17 reau of Indian Education.

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

21 (g) PROHIBITED USE OF FUNDS.—No amounts in
22 the Fund shall be used—

23 (1) for land acquisition;

24 (2) to supplant discretionary funding made
25 available for the annually recurring facility oper-

1 ations, maintenance, and construction needs of the
2 entities for which amounts from the Fund are allo-
3 cated under subsection (e); or

4 (3) for performance awards for Federal employ-
5 ees who are employed in implementing this Act.

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

14 (i) PUBLIC DONATIONS.—

15 (1) IN GENERAL.—The Secretary of the Inte-
16 rior, the Director of the National Park Service, the
17 Director of the United States Fish and Wildlife
18 Service, the Director of the Bureau of Land Man-
19 agement, and the Assistant Secretary of Indian Af-
20 fairs may accept public cash or in-kind donations
21 that advance efforts—

22 (A) to reduce the deferred maintenance
23 backlog of the National Park Service, the na-
24 tional wildlife refuge system maintenance back-
25 log of the United States Fish and Wildlife Serv-

1 ice, the public access and recreation backlog of
2 the Bureau of Land Management, and the
3 school construction backlog of the Bureau of
4 Indian Education, respectively; and

5 (B) to encourage relevant public-private
6 partnerships.

7 (2) CREDITS TO FUND.—Any cash donations
8 accepted under paragraph (1) shall be credited to,
9 and form a part of, the Fund.

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

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