

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO THE COMMITTEE PRINT
OFFERED BY MR. GRIJALVA**

Strike all and insert the following:

1 **TITLE VII—COMMITTEE ON**
2 **NATURAL RESOURCES**
3 **Subtitle A—Bureau of Indian**
4 **Affairs and Indian Health Service**

5 **SEC. 70101. TRIBAL CONSULTATION.**

6 In addition to amounts otherwise available, there is
7 appropriated to the Department of the Interior for fiscal
8 year 2022, out of any money in the Treasury not otherwise
9 appropriated, \$30,000,000, to remain available until Sep-
10 tember 30, 2031, except that no amounts may be ex-
11 pended after September 30, 2031, for the purposes of con-
12 ducting consultation with Tribal Governments.

13 **SEC. 70102. BUREAU OF INDIAN AFFAIRS.**

14 (a) BIA ROAD MAINTENANCE.—In addition to
15 amounts otherwise available, there is appropriated to the
16 Bureau of Indian Affairs for fiscal year 2022, out of any
17 money in the Treasury not otherwise appropriated,
18 \$300,000,000, to remain available until September 30,
19 2031, except that no amounts may be expended after Sep-

1 tember 30, 2031, for carrying out the Act of November
2 2, 1921 (25 U.S.C. 13; commonly known as the “Snyder
3 Act”) for Bureau of Indian Affairs road maintenance and
4 to address the deferred maintenance backlog, of which no
5 more than 2 percent shall be used for administrative costs
6 to carry out this subsection.

7 (b) BIA PUBLIC SAFETY.—In addition to amounts
8 otherwise available, there is appropriated to the Bureau
9 of Indian Affairs for fiscal year 2022, out of any money
10 in the Treasury not otherwise appropriated,
11 \$200,000,000, to remain available until September 30,
12 2031, except that no amounts may be expended after Sep-
13 tember 30, 2031, for carrying out the Act of November
14 2, 1921 (25 U.S.C. 13; commonly known as the “Snyder
15 Act”) for Bureau of Indian Affairs Public Safety and Jus-
16 tice, of which no more than 2 percent shall be used for
17 administrative costs to carry out this subsection.

18 (c) BIA CLIMATE RESILIENCE.—In addition to
19 amounts otherwise available, there is appropriated to the
20 Bureau of Indian Affairs for fiscal year 2022, out of any
21 money in the Treasury not otherwise appropriated,
22 \$1,000,000,000, to remain available until September 30,
23 2031, except that no amounts may be expended after Sep-
24 tember 30, 2031, for carrying out the Act of November
25 2, 1921 (25 U.S.C. 13; commonly known as the “Snyder

1 Act”) for Tribal climate resilience and adaptation pro-
2 grams, of which no more than 2 percent shall be used for
3 administrative costs to carry out this subsection.

4 (d) TRIBAL HOUSING.—In addition to amounts oth-
5 erwise available, there is appropriated to the Bureau of
6 Indian Affairs for fiscal year 2022, out of any money in
7 the Treasury not otherwise appropriated, \$500,000,000,
8 to remain available until September 30, 2031, except that
9 no amounts may be expended after September 30, 2031,
10 for carrying out the Act of November 2, 1921 (25 U.S.C.
11 13; commonly known as the “Snyder Act”) to improve
12 Tribal housing, of which no more than 2 percent shall be
13 used for administrative costs to carry out this subsection.

14 (e) TRIBAL ENERGY.—In addition to amounts oth-
15 erwise available, there is appropriated to the Bureau of In-
16 dian Affairs for fiscal year 2022, out of any money in the
17 Treasury not otherwise appropriated, \$35,000,000, to re-
18 main available until September 30, 2031, except that no
19 amounts may be expended after September 30, 2031, for
20 carrying out the Act of November 2, 1921 (25 U.S.C. 13;
21 commonly known as the “Snyder Act”) for Tribal energy
22 programs, of which no more than 2 percent shall be used
23 for administrative costs to carry out this subsection.

24 (f) SMALL AND NEEDY PROGRAM.—Funds made
25 available under this section shall be excluded from the cal-

1 culation of funds received by those Tribal Governments
2 that participate in the “Small and Needy” program.

3 (g) ONE-TIME BASIS FUNDS.—Funds made available
4 under this section to Tribes and Tribal organizations
5 under the Indian Self-Determination and Education As-
6 sistance Act (25 U.S.C. 5301) shall be available on a one-
7 time basis. Such nonrecurring funds shall not be part of
8 the amount required by section 106 of the Indian Self-
9 Determination and Education Assistance Act (25 U.S.C.
10 5325), and such funds shall only be used for the purposes
11 identified in this section.

12 **SEC. 70103. INDIAN HEALTH SERVICE.**

13 (a) IHS INFORMATION TECHNOLOGY.—In addition
14 to amounts otherwise available, there is appropriated to
15 the Indian Health Service for fiscal year 2022, out of any
16 money in the Treasury not otherwise appropriated,
17 \$140,000,000, to remain available until September 30,
18 2031, except that no amounts may be expended after Sep-
19 tember 30, 2031, for carrying out the Act of August 5,
20 1954 (68 Stat. 674), the Indian Self-Determination and
21 Education Assistance Act, the Indian Health Care Im-
22 provement Act, and titles II and III of the Public Health
23 Service Act, with respect to the Indian Health Service, for
24 Indian Health Service electronic records (25 U.S.C.

1 1660h), telehealth, system modernization, and information
2 technology infrastructure.

3 (b) URBAN INDIAN HEALTH.—In addition to
4 amounts otherwise available, there is appropriated to the
5 Indian Health Service for fiscal year 2022, out of any
6 money in the Treasury not otherwise appropriated,
7 \$42,000,000, to remain available until September 30,
8 2031, except that no amounts may be expended after Sep-
9 tember 30, 2031, for carrying out the Act of August 5,
10 1954 (68 Stat. 674), the Indian Self-Determination and
11 Education Assistance Act, the Indian Health Care Im-
12 provement Act, and titles II and III of the Public Health
13 Service Act, with respect to the Indian Health Service, for
14 the Urban Indian Health program for renovations, con-
15 struction, expansion of facilities, including leased facilities,
16 which shall be in addition to other amounts made available
17 for Urban Indian organizations (as defined in section 4
18 of the Indian Health Care Improvement Act 25 U.S.C.
19 1603)) under this subsection.

20 (c) IHS FACILITIES MAINTENANCE.—In addition to
21 amounts otherwise available, there is appropriated to the
22 Indian Health Service for fiscal year 2022, out of any
23 money in the Treasury not otherwise appropriated,
24 \$610,000,000, to remain available until September 30,
25 2031, except that no amounts may be expended after Sep-

1 tember 30, 2031, for carrying out the Act of August 5,
2 1954 (68 Stat. 674), the Indian Self-Determination and
3 Education Assistance Act, the Indian Health Care Im-
4 provement Act, and titles II and III of the Public Health
5 Service Act, with respect to the Indian Health Service, for
6 maintenance and improvement of Indian Health Service
7 and Tribal facilities.

8 (d) GREEN INFRASTRUCTURE.—In addition to
9 amounts otherwise available, there is appropriated to the
10 Indian Health Service for fiscal year 2022, out of any
11 money in the Treasury not otherwise appropriated,
12 \$10,000,000, to remain available until September 30,
13 2031, except that no amounts may be expended after Sep-
14 tember 30, 2031, for carrying out the Act of August 5,
15 1954 (68 Stat. 674), the Indian Self-Determination and
16 Education Assistance Act, the Indian Health Care Im-
17 provement Act, and titles II and III of the Public Health
18 Service Act, with respect to the Indian Health Service, for
19 sustainability features for existing facilities.

20 (e) INPATIENT AND COMMUNITY HEALTH FACILI-
21 TIES.—In addition to amounts otherwise available, there
22 is appropriated to the Indian Health Service for fiscal year
23 2022, out of any money in the Treasury not otherwise ap-
24 propriated, \$40,000,000, to remain available until Sep-
25 tember 30, 2031, except that no amounts may be ex-

1 pended after September 30, 2031, for carrying out the Act
2 of August 5, 1954 (68 Stat. 674), the Indian Self-Deter-
3 mination and Education Assistance Act, the Indian Health
4 Care Improvement Act, and titles II and III of the Public
5 Health Service Act, with respect to the Indian Health
6 Service, for Inpatient and Community Health Facilities
7 Design, Construction, in accordance with 25 U.S.C.
8 1665h.

9 (f) **MEDICAL EQUIPMENT.**—In addition to amounts
10 otherwise available, there is appropriated to the Indian
11 Health Service for fiscal year 2022, out of any money in
12 the Treasury not otherwise appropriated, \$150,000,000,
13 to remain available until September 30, 2031, except that
14 no amounts may be expended after September 30, 2031,
15 for carrying out the Act of August 5, 1954 (68 Stat. 674),
16 the Indian Self-Determination and Education Assistance
17 Act, the Indian Health Care Improvement Act, and titles
18 II and III of the Public Health Service Act, with respect
19 to the Indian Health Service, for maintaining, upgrading,
20 and replacing medical equipment for IHS and Tribal fa-
21 cilities.

22 (g) **SMALL AMBULATORY CONSTRUCTION.**—In addi-
23 tion to amounts otherwise available, there is appropriated
24 to the Indian Health Service for fiscal year 2022, out of
25 any money in the Treasury not otherwise appropriated,

1 \$60,000,000, to remain available until September 30,
2 2031, except that no amounts may be expended after Sep-
3 tember 30, 2031, for carrying out the Act of August 5,
4 1954 (68 Stat. 674), the Indian Self-Determination and
5 Education Assistance Act, the Indian Health Care Im-
6 provement Act, and titles II and III of the Public Health
7 Service Act, with respect to the Indian Health Service, for
8 the small ambulatory construction program.

9 (h) PERSONNEL QUARTERS CONSTRUCTION.—In ad-
10 dition to amounts otherwise available, there is appro-
11 priated to the Indian Health Service for fiscal year 2022,
12 out of any money in the Treasury not otherwise appro-
13 priated, \$278,000,000, to remain available until Sep-
14 tember 30, 2031, except that no amounts may be ex-
15 pended after September 30, 2031, for carrying out the Act
16 of August 5, 1954 (68 Stat. 674), the Indian Self-Deter-
17 mination and Education Assistance Act, the Indian Health
18 Care Improvement Act, and titles II and III of the Public
19 Health Service Act, with respect to the Indian Health
20 Service, for personnel quarters construction.

21 (i) IHS PRIORITY HEALTH CARE FACILITIES.—In
22 addition to amounts otherwise available, there is appro-
23 priated to the Indian Health Service for fiscal year 2022,
24 out of any money in the Treasury not otherwise appro-
25 priated, \$2,000,000,000, to remain available until Sep-

1 tember 30, 2031, except that no amounts may be ex-
2 pended after September 30, 2031, for projects identified
3 through the health care facility priority system established
4 and maintained pursuant to section 301(e) of the Indian
5 Health Care Improvement Act (25 U.S.C. 1631(e)).

6 (j) FACILITIES SUPPORT.—In addition to amounts
7 otherwise available, there is appropriated to the Indian
8 Health Service for fiscal year 2022, out of any money in
9 the Treasury not otherwise appropriated, \$170,000,000,
10 to remain available until September 30, 2031, except that
11 no amounts may be expended after September 30, 2031,
12 for environmental health and facilities support activities
13 of the Indian Health Service.

14 (k) NONRECURRING FUNDS.—Funds made available
15 under this section to Tribes and Tribal organizations
16 under the Indian Self-Determination and Education As-
17 sistance Act (25 U.S.C. 5301 et seq.) shall be available
18 on a one-time basis. Such nonrecurring funds shall not
19 be part of the amount required by section 106 of the In-
20 dian Self-Determination and Education Assistance Act
21 (25 U.S.C. 5325), and such funds shall only be used for
22 the purposes identified in this section.

1 **Subtitle B—Subcommittee on Na-**
2 **tional Parks, Forests, and Pub-**
3 **lic Lands**

4 **SEC. 70201. OAK FLAT WITHDRAWAL.**

5 (a) DEFINITIONS.—In this section:

6 (1) DISPOSAL.—The term “disposal” means
7 that the lands identified are not available under the
8 proceedings outlined under section 203 of the Fed-
9 eral Land Policy and Management Act of 1976 (43
10 U.S.C. 1713).

11 (2) ENTRY.—The term “entry” has the mean-
12 ing as it is used under section 103(j) of the Federal
13 Land Policy and Management Act of 1976 (43
14 U.S.C. 1702(j)), in its application to lands under the
15 jurisdiction of the Secretary.

16 (3) LOCATION.—The term “location” has the
17 meaning as it is used under section 2320 of the Re-
18 vised Statutes (30 U.S.C. 23), in its application to
19 lands under the jurisdiction of the Secretary;

20 (4) OAK FLAT WITHDRAWAL AREA.—the term
21 “Oak Flat” means the approximately 2,422 acres of
22 Forest System land in the Tonto National Forest in
23 southeastern Arizona commonly known as “Oak
24 Flat” and generally depicted as “Oak Flat With-

1 drawal Area” on the map titled “Oak Flat With-
2 drawal” and dated June 15, 2021.

3 (5) PATENT.—The term “patent” has the
4 meaning as it is used under section 2325 of the Re-
5 vised Statutes (30 U.S.C. 29), in its application to
6 lands under the jurisdiction of the Secretary.

7 (6) SECRETARY.—The term “Secretary” means
8 the Secretary of Agriculture.

9 (b) REPEAL.—Section 3003 of the Carl Levin and
10 Howard P. “Buck” McKeon National Defense Authoriza-
11 tion Act for Fiscal Year 2015 (16 U.S.C. 539p) is re-
12 pealed.

13 (c) WITHDRAWAL.—Subject to valid rights in exist-
14 ence on the date of the enactment of this section, Oak
15 Flat is withdrawn from all forms of disposal, location,
16 entry, and patent.

17 **SEC. 70202. CIVILIAN CLIMATE CORPS.**

18 (a) NATIONAL PARK SERVICE CIVILIAN CLIMATE
19 CORPS.—

20 (1) DEFINITIONS.—With regard to this sub-
21 section:

22 (A) CONSERVATION PROJECT.—The term
23 “conservation project” means a project for the
24 conservation, restoration, construction, or reha-

1 bilitation of natural, cultural, historic, archae-
2 ological, recreational, or scenic resources.

3 (B) CORPS PROGRAM.—The term “corps
4 program” means a program established by a
5 Federal, State, Tribal, or local government, or
6 nonprofit organization that performs conserva-
7 tion projects on Public Lands.

8 (C) PUBLIC LANDS.—The term “Public
9 Lands” means lands administered by the Na-
10 tional Park Service.

11 (2) IN GENERAL.—In addition to amounts oth-
12 erwise available, there is appropriated to the Na-
13 tional Park Service for fiscal year 2022, out of any
14 money in the Treasury not otherwise appropriated,
15 \$1,700,000,000, to remain available until September
16 30, 2031, except that no amounts may be expended
17 after September 30, 2031, for carrying out edu-
18 cation and job training projects and conservation
19 projects on Public Lands, including through the use
20 of direct expenditure, contracts, grants, and coopera-
21 tive agreements with corps programs.

22 (3) ADMINISTRATIVE EXPENSES.—Of the funds
23 provided by this subsection, no more than 2 percent
24 shall be used for administrative costs to carry out
25 this section.

1 (b) BUREAU OF LAND MANAGEMENT CIVILIAN CLI-
2 MATE CORPS.—

3 (1) DEFINITIONS.—With regard to this sub-
4 section:

5 (A) CONSERVATION PROJECT.—The term
6 “conservation project” means a project for the
7 conservation, restoration, construction, or reha-
8 bilitation of natural, cultural, historic, archae-
9 ological, recreational, or scenic resources.

10 (B) CORPS PROGRAM.—The term “corps
11 program” means a program established by a
12 Federal, State, Tribal, or local government, or
13 nonprofit organization that performs conserva-
14 tion projects on Public Lands.

15 (C) PUBLIC LANDS.—The term “Public
16 Lands” means lands administered by the Bu-
17 reau of Land Management.

18 (2) IN GENERAL.—In addition to amounts oth-
19 erwise available, there is appropriated to the Bureau
20 of Land Management for fiscal year 2022, out of
21 any money in the Treasury not otherwise appro-
22 priated, \$900,000,000, to remain available until
23 September 30, 2031, except that no amounts may be
24 expended after September 30, 2031, for carrying out
25 education and job training projects and conservation

1 projects on Public Lands, including through the use
2 of direct expenditure, contracts, grants, and coopera-
3 tive agreements with corps programs.

4 (3) ADMINISTRATIVE EXPENSES.—Of the funds
5 provided by this subsection, no more than 2 percent
6 shall be used for administrative costs to carry out
7 this section.

8 (c) UNITED STATES FISH AND WILDLIFE SERVICE
9 CIVILIAN CLIMATE CORPS.—

10 (1) DEFINITIONS.—With regard to this sub-
11 section:

12 (A) CONSERVATION PROJECT.—The term
13 “conservation project” means a project for the
14 conservation, restoration, construction, or reha-
15 bilitation of natural, cultural, historic, archae-
16 ological, recreational, or scenic resources.

17 (B) CORPS PROGRAM.—The term “corps
18 program” means a program established by a
19 Federal, State, Tribal, or local government, or
20 nonprofit organization that performs conserva-
21 tion projects on Public Lands.

22 (C) PUBLIC LANDS.—The term “Public
23 Lands” means lands administered by the
24 United States Fish and Wildlife Service.

1 (2) IN GENERAL.—In addition to amounts oth-
2 erwise available, there is appropriated to the United
3 States Fish and Wildlife Service for fiscal year
4 2022, out of any money in the Treasury not other-
5 wise appropriated, \$400,000,000, to remain avail-
6 able until September 30, 2031, except that no
7 amounts may be expended after September 30,
8 2031, for carrying out education and job training
9 projects and conservation projects on Public Lands,
10 including through the use of direct expenditure, con-
11 tracts, grants, and cooperative agreements with
12 corps programs.

13 (3) ADMINISTRATIVE EXPENSES.—Of the funds
14 provided by this subsection, no more than 2 percent
15 shall be used for administrative costs to carry out
16 this section.

17 (d) TRIBAL CIVILIAN CLIMATE CORPS.—

18 (1) DEFINITIONS.—With regard to this sub-
19 section:

20 (A) CONSERVATION PROJECT.—The term
21 “conservation project” means any project for
22 the conservation, restoration, construction, or
23 rehabilitation of natural, cultural, historic, ar-
24 chaeological, recreational, or scenic resources.

1 (B) CORPS PROGRAM.—The term “corps
2 program” means a program established by a
3 Federal, State, Tribal, or local government, or
4 nonprofit organization that performs appro-
5 priate conservation projects on Public Lands.

6 (C) INDIAN LAND.—The term “Indian
7 land” means land of an Indian Tribe or an In-
8 dian individual that is—

9 (I) held in trust by the United States;

10 or

11 (ii) subject to a restriction against
12 alienation imposed by the United States.

13 (D) INDIAN TRIBE.—The term “Indian
14 Tribe” has the meaning given the term in sec-
15 tion 101 of the Federally Recognized Indian
16 Tribe List Act (25 U.S.C. 5130).

17 (E) NATIVE HAWAIIAN.—The term “Na-
18 tive Hawaiian” means any individual who is—

19 (I) a citizen of the United States; and

20 (ii) a descendant of the aboriginal
21 people who, before 1778, occupied and ex-
22 exercised sovereignty in the area that now
23 comprises the State of Hawaii, as evi-
24 denced by—

25 (I) genealogical records;

1 (II) Kupuna (elders) or
2 Kamaaina (long-term community resi-
3 dents) verification; or

4 (III) certified birth records.

5 (F) NATIVE HAWAIIAN ORGANIZATION.—

6 The term “Native Hawaiian organization”
7 means a private nonprofit organization that—

8 (I) serves the interests of Native Ha-
9 waiians;

10 (ii) has Native Hawaiians in sub-
11 stantive and policymaking positions within
12 the organization; and

13 (iii) is recognized by the Governor of
14 Hawaii for the purposes of planning, con-
15 ducting, or administering programs (or
16 portions of programs) for the benefit of
17 Native Hawaiians.

18 (2) IN GENERAL.—In addition to amounts oth-
19 erwise available, there is appropriated to the Bureau
20 of Indian Affairs for fiscal year 2022, out of any
21 money in the Treasury not otherwise appropriated,
22 \$500,000,000, to remain available until September
23 30, 2031, except that no amounts may be expended
24 after September 30, 2031, for carrying out edu-
25 cation and job training projects and conservation

1 projects, including through the use of direct expendi-
2 ture, contracts, grants, and cooperative agreements
3 with corps programs, and including projects on In-
4 dian lands, pursuant to an agreement between an
5 Indian Tribe or Native Hawaiian organization and a
6 corps program for the benefit of an Indian Tribe or
7 Native Hawaiians. None of the funds provided by
8 this subsection shall be subject to cost-share require-
9 ments.

10 (3) ADMINISTRATIVE EXPENSES.—Of the funds
11 provided by this subsection, no more than 2 percent
12 shall be used for administrative costs to carry out
13 this section.

14 **SEC. 70203. PRESIDIO TRUST.**

15 (a) PRESIDIO TRUST DEFINED.—With regard to this
16 section, the term “Presidio Trust” means the entity estab-
17 lished under section 103(a) of title I of division I of Public
18 Law 104–333 and under the requirements placed upon
19 that entity by section 104(a) of title I of division I of Pub-
20 lic Law 104–333.

21 (b) IN GENERAL.—In addition to amounts otherwise
22 available, there is appropriated to the Presidio Trust for
23 fiscal year 2022, out of any money in the Treasury not
24 otherwise appropriated, \$200,000,000, to remain available
25 until September 30, 2026, for carrying out projects identi-

1 fied by the Presidio Trust in accordance with the purposes
2 identified under the first section of Public Law 92–589
3 (16 U.S.C. 460bb).

4 **SEC. 70204. GRAND CANYON.**

5 (a) DEFINITION.—In this section:

6 (1) DISPOSAL.—The term “disposal” means
7 that the lands identified are not available under the
8 proceedings outlined under section 203 of the Fed-
9 eral Land Policy and Management Act of 1976 (43
10 U.S.C. 1713).

11 (2) ENTRY.—The term “entry” has the mean-
12 ing as it is used under section 103 of the Federal
13 Land Policy and Management Act of 1976 (43
14 U.S.C. 1702(j)), in its application to lands under the
15 jurisdiction of the Secretary.

16 (3) GRAND CANYON PROTECTION AREA.—The
17 term “Grand Canyon Protection Area” means the
18 approximately 1,054,923 acres of land depicted as
19 “Federal Mineral Estate to be Withdrawn” on the
20 map entitled “Grand Canyon Protection Area” and
21 dated August 23, 2021.

22 (4) LOCATION.—The term “location” has the
23 meaning as it is used under section 2320 of the Re-
24 vised Statutes (30 U.S.C. 23), in its application to
25 lands under the jurisdiction of the Secretary.

1 (5) PATENT.—The term “patent” has the
2 meaning as it is used under section 2325 of the Re-
3 vised Statutes (30 U.S.C. 29), in its application to
4 lands under the jurisdiction of the Secretary.

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

7 (b) WITHDRAWAL.—In addition to amounts other-
8 wise available, there is appropriated to the Bureau of
9 Land Management for fiscal year 2022, out of any money
10 in the Treasury not otherwise appropriated, \$1,500,000,
11 to remain available until September 30, 2026, to carry
12 out, subject to valid rights in existence on the date of en-
13 actment of this section, the withdrawal of the Grand Can-
14 yon Protection Area from all forms of disposal, location,
15 entry, and patent.

16 **SEC. 70205. WILDFIRE.**

17 (a) PROTECTING COMMUNITIES AND ECOSYSTEMS
18 FROM WILDFIRE.—In addition to amounts otherwise
19 available, there is appropriated to the Bureau of Land
20 Management for fiscal year 2022, out of any money in
21 the Treasury not otherwise appropriated, \$900,000,000,
22 to remain available until September 30, 2031, except that
23 no amounts may be expended after September 30, 2031,
24 to reduce wildfire risk on landscapes and communities
25 through fire preparedness, fire science and research (in-

1 cluding improved fireshed mapping and management),
2 emergency rehabilitation, rural fire assistance, non-
3 commercial fuels management activities in the wildland-
4 urban interface, the renovation or construction of fire fa-
5 cilities, and for expenses necessary to support firefighter
6 workforce reforms. None of the funds provided by this
7 subsection shall be used for salvage logging.

8 (b) TRIBAL WILDFIRE PREVENTION.—In addition to
9 amounts otherwise available, there is appropriated to the
10 Bureau of Indian Affairs for fiscal year 2022, out of any
11 money in the Treasury not otherwise appropriated,
12 \$100,000,000, to remain available until September 30,
13 2031, except that no amounts may be expended after Sep-
14 tember 30, 2031, For carrying out the National Indian
15 Forest Resources Management Act (25 U.S.C. 3101 et
16 seq.) for renewable and manageable resources, commu-
17 nications, economic and cultural benefits, improved
18 fireshed mapping and management, and to protect Tribal
19 forest lands from wildfire.

20 (c) FOREST TECHNOLOGY IMPROVEMENTS.—In ad-
21 dition to amounts otherwise available, there is appro-
22 priated to the Office of Wildland Fire Management for
23 fiscal year 2022, out of any money in the Treasury not
24 otherwise appropriated, \$1,000,000, to remain available
25 until September 30, 2031, except that no amounts may

1 be expended after September 30, 2031, for carrying out
2 a research, development, and testing pilot program to—

3 (1) assess new technologies, including un-
4 manned aircraft system, geospatial, or remote sens-
5 ing technologies, across all reforestation activities;

6 (2) accelerate the deployment and integration of
7 such technologies into the operations of the Sec-
8 retary of the Interior; and

9 (3) collaborate and cooperate with State, Trib-
10 al, and private geospatial information system organi-
11 zations with respect to such technologies.

12 **SEC. 70206. URBAN PARKS.**

13 In addition to amounts otherwise available, there is
14 appropriated to the National Park Service for fiscal year
15 2022, out of any amounts in the Treasury not otherwise
16 appropriated, \$100,000,000, to remain available until
17 September 30, 2026, to carry out direct, competitive
18 grants to localities to create or significantly enhance ac-
19 cess to parks or outdoor recreation facilities in urban
20 areas, in accordance with the authorities outlined under
21 section 200305(e)(2)(A) or 200305(e)(3) of title 54,
22 United States Code, and subject to limitations outlined
23 under section 200305(f)(3) of such title, of which no more
24 than 2 percent shall be used for administrative costs to
25 carry out this section.

1 **SEC. 70207. EVERY KID OUTDOORS.**

2 (a) DEFINITIONS.—With respect to this section:

3 (1) FEDERAL LAND AND WATERS.—The term
4 “Federal land and waters” means any Federal land
5 or body of water under the jurisdiction of the Direc-
6 tor to which the public has access.

7 (2) DIRECTOR.—The term “Director” means
8 the Director of the National Park Service.

9 (3) STUDENT OR STUDENTS.—The term “stu-
10 dent” or “students” means any fourth, fifth, or
11 sixth grader or home-schooled learner 10 years of
12 age residing in the United States.

13 (b) IN GENERAL.—In addition to amounts otherwise
14 available, there is appropriated to the National Park Serv-
15 ice for fiscal year 2022, out of any money in the Treasury
16 not otherwise appropriated, \$100,000,000, to remain
17 available until September 30, 2031, except that no
18 amounts may be expended after September 30, 2031, for
19 the carrying out of the issuance and administration of
20 passes, effective during the period beginning on September
21 1 and ending on August 31 of the following year, at the
22 request of a student, which allows access, when the stu-
23 dent to which the pass was issued is present, to Federal
24 lands and waters for which access is subject to an en-
25 trance, standard amenity, or day use fee, free of charge
26 for the student and three accompanying adults, and for

1 carrying out the purposes outlined under section
2 9001(b)(3)(D) of Public Law 116–9.

3 **SEC. 70208. NATIONAL PARK SERVICE CLIMATE RESIL-**
4 **IENCE.**

5 In addition to amounts otherwise available, there is
6 appropriated to the National Park Service for fiscal year
7 2022, out of any money in the Treasury not otherwise ap-
8 propriated, \$115,000,000, to remain available until Sep-
9 tember 30, 2031, except that no amounts may be ex-
10 pended after September 30, 2031, for the protection, res-
11 toration, and resiliency of public lands and resources in
12 accordance with the purposes outlined in section
13 100101(a) of title 54, United States Code. None of the
14 funds provided by this section shall be subject to cost-
15 sharing requirements.

16 **SEC. 70209. BUREAU OF LAND MANAGEMENT CLIMATE RE-**
17 **SILIENCE.**

18 In addition to amounts otherwise available, there is
19 appropriated to the Bureau of Land Management for fis-
20 cal year 2022, out of any money in the Treasury not other-
21 wise appropriated, \$110,000,000, to remain available until
22 September 30, 2031, except that no amounts may be ex-
23 pended after September 30, 2031, for the protection, res-
24 toration, and resiliency of public lands and resources in
25 accordance with the purposes outlined in section 102(a)(8)

1 of the Federal Land Policy and Management Act of 1976
2 (43 U.S.C. 1701(a)(8). None of the funds provided by this
3 section shall be subject to cost-sharing requirements.

4 **SEC. 70210. HISTORIC PRESERVATION.**

5 (a) IN GENERAL.—In addition to amounts otherwise
6 available, there is appropriated to the Director of the Na-
7 tional Park Service for fiscal year 2022, out of any money
8 in the Treasury not otherwise appropriated, \$75,000,000,
9 to remain available until September 30, 2031, except that
10 no amounts may be expended after September 30, 2031,
11 to carry out preservation or historic preservation as de-
12 fined by section 300315 of title 54, United States Code.

13 (b) ADMINISTRATIVE EXPENSES.—Of the funds pro-
14 vided by this section, no more than 2 percent shall be used
15 for administrative costs to carry out this section.

16 **SEC. 70211. THOMPSON DIVIDE.**

17 (a) THOMPSON DIVIDE WITHDRAWAL.—

18 (1) THOMPSON DIVIDE WITHDRAWAL AND PRO-
19 TECTION AREA DEFINED.—For the purposes of this
20 subsection, the term “Thompson Divide Withdrawal
21 and Protection area” means the Federal land and
22 minerals generally depicted as the “Thompson Di-
23 vide Withdrawal and Protection Area” on the map
24 entitled “Greater Thompson Divide Area Map” and
25 dated June 13, 2019.

1 (2) WITHDRAWAL.—Subject to valid rights in
2 existence on the date of the enactment of this sec-
3 tion, the Thompson Divide Withdrawal and Protec-
4 tion Area is withdrawn from—

5 (A) entry, appropriation, and disposal
6 under the public land laws;

7 (B) location, entry, and patent under the
8 mining laws; and

9 (C) operation of the mineral leasing, min-
10 eral materials, and geothermal leasing laws.

11 (b) THOMPSON DIVIDE LEASE PAYMENTS.—

12 (1) THOMPSON DIVIDE WITHDRAWAL AND PRO-
13 TECTION AREA DEFINED.—With regard to this sub-
14 section, the term “Thompson Divide Withdrawal and
15 Protection Area” means the Federal land and min-
16 erals generally depicted as the “Thompson Divide
17 Withdrawal and Protection Area” on the map enti-
18 tled “Greater Thompson Divide Area Map” and
19 dated June 13, 2019.

20 (2) IN GENERAL.—In addition to amounts oth-
21 erwise available, there is appropriated to the Bureau
22 of Land Management for fiscal year 2022, out of
23 any money in the Treasury not otherwise appro-
24 priated, \$500,000 to remain available until Sep-
25 tember 30, 2026, to acquire, from willing sellers, the

1 rights to oil or gas leases within the Thompson Di-
2 vide Withdrawal and Protection Area, provided such
3 leases are in effect on the date of enactment of this
4 subsection. All rights acquired under this subsection
5 shall be permanently cancelled and unavailable for
6 reissue.

7 (3) ADMINISTRATIVE EXPENSES.—Of the funds
8 provided by this subsection, no more than 2 percent
9 shall be used for administrative costs to carry out
10 this subsection.

11 (c) FUGITIVE COAL MINE METHANE USE PILOT
12 PROGRAM.—

13 (1) PILOT PROGRAM AREA DEFINED.—For the
14 purposes of this subsection, the term “pilot program
15 area” means the areas identified as “Coal Mine
16 Methane Capture Areas” on the map entitled
17 “Greater Thompson Divide Fugitive Coal Mine
18 Methane Use Pilot Program Area” and dated June
19 17, 2019.

20 (2) IN GENERAL.—In addition to amounts oth-
21 erwise available, there is appropriated to the Bureau
22 of Land Management for fiscal year 2022, out of
23 any money in the Treasury not otherwise appro-
24 priated, \$1,000,000 to remain available until Sep-
25 tember 30, 2026, for carrying out a pilot program

1 in the pilot program area to inventory and, subject
2 to valid existing rights, to lease, capture, mitigate or
3 sequester methane emissions that would leak or be
4 vented into the atmosphere from an active, inactive,
5 or abandoned underground coal mine.

6 **SEC. 70212. CHACO CANYON.**

7 (a) DEFINITIONS.—For the purposes of this section:

8 (1) CHACO CULTURAL HERITAGE WITHDRAWAL
9 AREA.—The term “Chaco Cultural Heritage With-
10 drawal Area” means the Federal land generally de-
11 picted as the “Chaco Cultural Heritage Withdrawal
12 Area” on the map entitled “Chaco Cultural Heritage
13 Withdrawal Area” and dated April 2, 2019.

14 (2) NON-PRODUCING LEASES.—The term “non-
15 producing leases” means any oil and gas lease on
16 Federal land within the Chaco Cultural Heritage
17 Withdrawal Area—

18 (A) on which drilling operations have not
19 been commenced before the end of the primary
20 term of the applicable lease;

21 (B) that is not producing oil and gas in
22 paying quantities; and,

23 (C) that is not subject to a valid coopera-
24 tive or unit plan of development.

1 (b) WITHDRAWAL.—Subject to valid rights in exist-
2 ence on the date of enactment of this section, the Chaco
3 Cultural Heritage Withdrawal Area is withdrawn from—

4 (1) entry and disposal under the public land
5 laws;

6 (2) location, entry, and patent under the mining
7 laws; and

8 (3) operation of the mineral leasing, mineral
9 materials, and geothermal leasing laws.

10 (c) NON-PRODUCING LEASES.—A non-producing
11 lease shall terminate pursuant to section 17(e) of the Min-
12 eral Leasing Act (30 U.S.C. 226(e)) and subpart 3108
13 of title 43, Code of Federal Regulations, and may not be
14 extended.

15 **Subtitle C—Drought Response and** 16 **Preparedness**

17 **SEC. 70301. BUREAU OF RECLAMATION WATER SETTLE-** 18 **MENT FUNDING.**

19 Section 10501 of the Omnibus Public Land Manage-
20 ment Act of 2009 (43 U.S.C. 407) is amended as follows:

21 (1) In subsection (b), by adding at the end the
22 following:

23 “(3) ADDITIONAL DEPOSITS.—In addition to
24 amounts otherwise available, there is appropriated—

1 “(A) for fiscal year 2032 and each fiscal
2 year thereafter out of any money in the Treas-
3 ury not otherwise appropriated, \$370,000,000,
4 for deposit in the Fund, to remain available
5 until expended; and

6 “(B) for fiscal year 2022, out of any
7 money in the Treasury not otherwise appro-
8 priated, \$2,000,000,000, for deposit in the
9 Fund, to remain available until September 30,
10 2031, except that no amounts may be expended
11 after September 30, 2031.”.

12 (2) In subsection (c)(1)—

13 (A) in subparagraph (A), by striking “for
14 each of fiscal years 2020 through 2034, the
15 Secretary may expend from the Fund an
16 amount not to exceed \$120,000,000,” and in-
17 serting “for fiscal year 2022 and each fiscal
18 year thereafter, the Secretary may expend from
19 the Fund an amount not to exceed
20 \$370,000,000”;

21 (B) in subparagraph (B), by striking
22 “more than \$120,000,000, for any fiscal year if
23 such amounts are available in the Fund due to
24 expenditures not reaching \$120,000,000” and
25 inserting “more than \$370,000,000 for any fis-

1 cal year if such amounts are available in the
2 Fund, for the fiscal year in which expenditures
3 are made pursuant to subparagraph (D) and
4 paragraphs (2) and (3)”; and

5 (C) by adding at the end the following:

6 “(C) The Secretary shall expend all
7 amounts in the Fund available from deposits
8 made under subsection (b)(1) and subsection
9 (b)(3)(B) not later than the end of fiscal year
10 2031.

11 “(D) If, in the judgment of the Secretary
12 on an annual basis, the Secretary is unlikely to
13 expend the amounts as required under subpara-
14 graph (C) because expenditures cannot be made
15 for activities authorized under paragraph (2),
16 the Secretary shall expend from the Fund on an
17 annual basis any projected unspent amounts by
18 not later than the end of fiscal year 2031 on
19 grants to disadvantaged communities (identified
20 according to criteria adopted by the Secretary)
21 or on grants to Indian Tribes (as defined in
22 section 4 of the Indian Self-Determination and
23 Education Assistance Act (25 U.S.C. 5304)), in
24 a manner as determined by the Secretary, for
25 up to 100 percent of the cost of the planning,

1 design, or construction of water projects the
2 primary purpose of which is to provide potable
3 water supplies to communities or households
4 that do not have reliable access to potable water
5 in a State or territory described in the first sec-
6 tion of the Act of June 17, 1902 (43 U.S.C.
7 391; 32 Stat. 388, chapter 1093).”.

8 (3) In subsection (c), by amending paragraph
9 (2) to read as follows:

10 “(2) AUTHORITY.—

11 “(A) NON-TRIBAL SETTLEMENT EXPENDI-
12 TURES.—The Secretary may expend money
13 from the Fund to implement a settlement
14 agreement approved by Congress that resolves,
15 in whole or in part, litigation involving the
16 United States and a party that is not an Indian
17 Tribe (as defined in section 4 of the Indian
18 Self-Determination and Education Assistance
19 Act (25 U.S.C. 5304)), if the settlement agree-
20 ment or implementing legislation requires the
21 Bureau of Reclamation to provide financial as-
22 sistance for, or plan, design, and construct—

23 “(i) water supply infrastructure; or

24 “(ii) a project—

1 “(I) to rehabilitate a water deliv-
2 ery system to conserve water; or

3 “(II) to restore habitat or other-
4 wise improve environmental conditions
5 associated with or affected by, or lo-
6 cated within the same river basin as,
7 a Federal reclamation project that is
8 in existence on March 30, 2009.

9 “(B) TRIBAL EXPENDITURES.—The Sec-
10 retary may expend money from the Fund to im-
11 plement a settlement agreement approved by
12 Congress that resolves, in whole or in part,
13 claims concerning Indian water resources, if the
14 settlement agreement or implementing legisla-
15 tion authorizes the Secretary to provide finan-
16 cial assistance for, or plan, design, and con-
17 struct—

18 “(i) water supply infrastructure; or

19 “(ii) a project—

20 “(I) to rehabilitate a water deliv-
21 ery system to conserve water; or

22 “(II) to restore habitat or other-
23 wise improve environmental conditions
24 associated with or affected by, or lo-

1 cated within the same river basin as,
2 a Federal reclamation project.”.

3 (5) In subsection (c)(3)(C), by striking “for any
4 authorized use” and inserting “for any use author-
5 ized under paragraph (2) or paragraph (1)(D)”.

6 (6) By striking subsection (f).

7 **SEC. 70302. EMERGENCY DROUGHT RELIEF.**

8 (a) **IN GENERAL.**—In addition to amounts otherwise
9 available, there is appropriated to the Bureau of Reclama-
10 tion for fiscal year 2022, out of any money in the Treasury
11 not otherwise appropriated, \$1,000,000,000, to remain
12 available until September 30, 2026, except that no
13 amounts shall be expended after September 30, 2026, for
14 near-term drought relief actions carried out under—

15 (1) the Reclamation States Emergency Drought
16 Relief Act of 1991 (Public Law 102–250);

17 (2) the Klamath Basin Water Supply Enhance-
18 ment Act of 2000 (Public Law 106–498);

19 (3) section 201 of division D of Public Law
20 108–7; or

21 (4) section 1109 of division FF of Public Law
22 116–260.

23 (b) **ADMINISTRATIVE EXPENSES.**—Of the funds pro-
24 vided by this section, no more than 2 percent may be used
25 for administrative costs to carry out this section.

1 **SEC. 70303. EMERGENCY DROUGHT RELIEF FOR TRIBES.**

2 In addition to amounts otherwise available, there is
3 appropriated to the Bureau of Reclamation for fiscal year
4 2022, out of any money in the Treasury not otherwise ap-
5 propriated, \$150,000,000, to remain available until Sep-
6 tember 30, 2026, except that no amounts may be ex-
7 pended after September 30, 2026, for near-term drought
8 relief actions to mitigate drought impacts for Indian
9 Tribes (as defined in section 4 of the Indian Self-Deter-
10 mination and Education Assistance Act (25 U.S.C. 5304))
11 that are impacted by the operation of a Bureau of Rec-
12 lamation water project, including through direct financial
13 assistance to address drinking water shortages and to
14 mitigate for the loss of Tribal trust resources.

15 **SEC. 70304. SALTON SEA PROJECTS.**

16 (a) APPROPRIATION.—

17 (1) IN GENERAL.—In addition to amounts oth-
18 erwise available, there is appropriated to the Bureau
19 of Reclamation for fiscal year 2022, out of any
20 money in the Treasury not otherwise appropriated,
21 \$250,000,000, to remain available until September
22 30, 2031, except that no amounts may be expended
23 after September 30, 2031, to provide grants and
24 enter into contracts and cooperative agreements to
25 carry out projects located in the area of the Salton

1 Sea in Southern California to improve air quality,
2 habitat, and water quality, in partnership with—

3 (A) State, Tribal, and local governments;

4 (B) water districts;

5 (C) joint powers authorities;

6 (D) nonprofit organizations; and

7 (E) institutions of higher education.

8 (2) COST SHARE.—The non-Federal share of
9 the cost of a project under this subsection shall be
10 50 percent of the cost of the project.

11 (b) INCLUDED ACTIVITIES.—The projects described
12 in subsection (a) may include—

13 (1) construction, operation, maintenance, per-
14 mitting, and design activities required for such
15 projects; and

16 (2) dust suppression projects.

17 (c) FUNDING ELIGIBILITY.—To be eligible to receive
18 funding, non-Tribal grantees must demonstrate compli-
19 ance with prevailing wage requirements.

20 (d) ADMINISTRATIVE EXPENSES.—Of the funds pro-
21 vided by this section, no more than 2 percent shall be used
22 for administrative costs to carry out this section.

1 **SEC. 70305. WATER RESOURCES RESEARCH AND TECH-**
2 **NOLOGY INSTITUTES.**

3 (a) IN GENERAL.—In addition to amounts otherwise
4 available, there is appropriated to the United States Geo-
5 logical Survey for fiscal year 2022, out of any money in
6 the Treasury not otherwise appropriated, \$75,000,000, to
7 remain available until September 30, 2031, except that no
8 amounts may be expended after September 30, 2031, for
9 carrying out section 104 of the Water Resources Research
10 Act of 1984 (42 U.S.C. 10303).

11 (b) ADMINISTRATIVE EXPENSES.—Of the funds pro-
12 vided by this section, no more than 2 percent shall be used
13 for administrative costs to carry out this section, which
14 include marine and coastal freshwater, brackish, and salt-
15 water-fed ecosystems, such as coastal wetland forest and
16 other tidal or historically tidal wetlands that have the ca-
17 pacity to sequester carbon from the atmosphere for a pe-
18 riod of not less than 100 years in the Gulf of Mexico re-
19 gion.

20 **SEC. 70306. FEDERAL PRIORITY STREAMGAGES.**

21 (a) IN GENERAL.—In addition to amounts otherwise
22 available, there is appropriated to the United States Geo-
23 logical Survey for fiscal year 2022, out of any money in
24 the Treasury not otherwise appropriated, \$150,000,000,
25 to remain available until September 30, 2031, except that
26 no amounts may be expended after September 30, 2031,

1 for making operational streamgages that are identified by
2 the Secretary of the Interior as Federal priority
3 streamgages.

4 (b) COLLABORATION WITH NON-FEDERAL PART-
5 NERS.—The United States Geological Survey shall
6 prioritize the expenditure of funds available under sub-
7 section (a) in a manner that seeks to leverage the use of
8 non-Federal funds made available through streamgage
9 funding agreements with States and local agencies to im-
10 prove environmental quality and water supply reliability.

11 (c) ADMINISTRATIVE EXPENSES.—Of the funds pro-
12 vided by this section, no more than 2 percent shall be used
13 for administrative costs to carry out this section.

14 **SEC. 70307. SNOW WATER SUPPLY FORECASTING.**

15 (a) IN GENERAL.—In addition to amounts otherwise
16 available, there is appropriated to the Bureau of Reclama-
17 tion for fiscal year 2022, out of any money in the Treasury
18 not otherwise appropriated, \$50,000,000, to remain avail-
19 able until September 30, 2031, except that no amounts
20 may be expended after September 30, 2031, for carrying
21 out section 1111 of division FF of the Consolidated Ap-
22 propriations Act, 2021 (Public Law 116–260).

23 (b) ADMINISTRATIVE EXPENSES.—Of the funds pro-
24 vided by this section, no more than 2 percent shall be used
25 for administrative costs to carry out this section.

1 **SEC. 70308. WATER TECHNOLOGY INVESTMENT.**

2 (a) IN GENERAL.—In addition to amounts otherwise
3 available, there is appropriated to the Bureau of Reclama-
4 tion for fiscal year 2022, out of any money in the Treasury
5 not otherwise appropriated, \$50,000,000, to remain avail-
6 able until September 30, 2031, except that no amounts
7 may be expended after September 30, 2031, for carrying
8 out section 1112 of division FF of the Consolidated Ap-
9 propriations Act, 2021 (Public Law 116–260).

10 (b) ADMINISTRATIVE EXPENSES.—Of the funds pro-
11 vided by this section, no more than 2 percent shall be used
12 for administrative costs to carry out this section.

13 **SEC. 70309. AQUATIC ECOSYSTEM RESTORATION.**

14 (a) IN GENERAL.—In addition to amounts otherwise
15 available, there is appropriated to the Bureau of Reclama-
16 tion for fiscal year 2022, out of any money in the Treasury
17 not otherwise appropriated, \$250,000,000, to remain
18 available until September 30, 2031, except that no
19 amounts may be expended before fiscal year 2027 or after
20 September 30, 2031, for carrying out section 1109 of divi-
21 sion FF of the Consolidated Appropriations Act, 2021
22 (Public Law 116–260).

23 (b) ADMINISTRATIVE EXPENSES.—Of the funds pro-
24 vided by this section, no more than 2 percent shall be used
25 for administrative costs to carry out this section.

1 **SEC. 70310. LARGE SCALE WATER REUSE.**

2 (a) DEFINITIONS.—In this section:

3 (1) ELIGIBLE ENTITY.—The term “eligible enti-
4 ty” means—

5 (A) a State, Indian Tribe, municipality, ir-
6 rigation district, water district, wastewater dis-
7 trict, or other organization with water or power
8 delivery authority;

9 (B) a State, regional, or local authority,
10 the members of which include 1 or more organi-
11 zations with water or power delivery authority;
12 or

13 (C) an agency established under State law
14 for the joint exercise of powers or a combina-
15 tion of entities described in subparagraphs (A)
16 through (B).

17 (2) INDIAN TRIBE.—The term “Indian Tribe”
18 has the meaning given the term in section 4 of the
19 Indian Self-Determination and Education Assistance
20 Act (25 U.S.C. 5304).

21 (3) RECLAMATION STATE.—The term “Rec-
22 lamation State” means a State or territory described
23 in the first section of the Act of June 17, 1902 (32
24 Stat. 388, chapter 1093; 43 U.S.C. 391).

25 (b) IN GENERAL.—In addition to amounts otherwise
26 available, there is appropriated to the Bureau of Reclama-

1 tion for fiscal year 2022, out of any money in the Treasury
2 not otherwise appropriated, \$100,000,000, to remain
3 available until September 30, 2031, except that no
4 amounts may be expended before fiscal year 2027 or after
5 September 30, 2031, to provide nonreimbursable grants
6 on a competitive basis to eligible entities that shall not
7 exceed 25 percent of the total cost of an eligible project
8 unless the project advances at least a proportionate share
9 of nonreimbursable benefits authorized under the reclama-
10 tion laws (including fish and wildlife benefits provided
11 through measurable reductions in water diversions from
12 imperiled ecosystems) up to a maximum 75 percent of the
13 total costs of an eligible project, to carry out the planning,
14 design, and construction of projects to reclaim and reuse
15 municipal, industrial, domestic, or agricultural wastewater
16 or impaired ground or surface waters that have a total
17 estimated cost of more than \$500,000,000 and that pro-
18 vide substantial water supply and other benefits to
19 drought stricken regions within the Reclamation States for
20 the purposes of—

21 (1) helping to advance water management plans
22 across a multi-state area, such as drought contin-
23 gency plans in the Colorado River Basin;

24 (2) providing multiple benefits, including water
25 supply reliability benefits for drought-stricken

1 States, Tribes, and communities, fish and wildlife
2 benefits, and water quality improvements; and

3 (3) reducing impacts on environmental re-
4 sources from water projects owned or operated by
5 Federal and State agencies, including through meas-
6 urable reductions in water diversions from imperiled
7 ecosystems.

8 (c) TOTAL DOLLAR CAP.—The Bureau of Reclama-
9 tion shall not impose a total dollar cap on Federal con-
10 tributions that applies to all individual projects funded
11 under this section.

12 (d) FUNDING ELIGIBILITY.—An eligible project shall
13 not be considered ineligible for assistance under this sec-
14 tion because the project has received assistance authorized
15 under title XVI of Public Law 102–575 or section 4009
16 of Public Law 114–322.

17 (e) TREATMENT OF CONVEYANCE.—The Bureau of
18 Reclamation shall consider the planning, design, and con-
19 struction of an eligible project’s conveyance system to be
20 eligible for grant funding under this section.

21 **SEC. 70311. CONVEYANCE REPAIRS AND BUILD BACK BET-**
22 **TER FUNDS FOR SOLAR CANAL INTEGRA-**
23 **TION.**

24 (a) CONVEYANCE REPAIRS.—In addition to amounts
25 otherwise available, there is appropriated to the Bureau

1 of Reclamation for fiscal year 2022, out of any money in
2 the Treasury not otherwise appropriated, \$100,000,000,
3 to remain available until September 30, 2031, except that
4 no amounts may be expended after September 30, 2031,
5 to provide nonreimbursable grants in a manner as deter-
6 mined by the Secretary of the Interior (in this section re-
7 ferred to as the “Secretary”) on a competitive basis to
8 eligible entities that in aggregate shall not exceed 33 per-
9 cent of the total cost of an eligible project to carry out
10 the planning, design, and construction of projects to make
11 major, non-recurring maintenance repairs to water con-
12 veyance facilities that do not enlarge the carrying capacity
13 of a conveyance facility beyond the capacity as previously
14 constructed for conveyance facilities in need of emergency
15 capacity restoration due to subsidence and experiencing
16 exceptional drought for the purposes of increasing drought
17 resiliency, primarily through groundwater recharge.

18 (b) BUILD BACK BETTER FUNDS FOR SOLAR CANAL
19 INTEGRATION.—In addition to amounts otherwise avail-
20 able, there is appropriated to the Bureau of Reclamation
21 for fiscal year 2022, out of any money in the Treasury
22 not otherwise appropriated, \$100,000,000, to remain
23 available until September 30, 2031, except that no
24 amounts may be expended after September 30, 2031, for
25 the design, study, and implementation of projects (includ-

1 ing pilot and demonstration projects) to cover conveyance
2 facilities receiving grants under subparagraph (a) with
3 solar panels to generate renewable energy in a manner as
4 determined by the Secretary or for other solar projects as-
5 sociated with Bureau of Reclamation projects that in-
6 crease water efficiency and assist in implementation of
7 clean energy goals.

8 **SEC. 70312. RIO GRANDE PUEBLOS IRRIGATION INFRA-**
9 **STRUCTURE GRANTS.**

10 In addition to amounts otherwise available, there is
11 appropriated to the Bureau of Reclamation for fiscal year
12 2022, out of any money in the Treasury not otherwise ap-
13 propriated, \$200,000,000, to remain available until Sep-
14 tember 30, 2031, except that no amounts may be ex-
15 pended after September 30, 2031, for carrying out section
16 9106(d) of the Omnibus Public Land Management Act of
17 2009 (Public Law 111–11).

18 **Subtitle D—Efficient and Effective**
19 **NEPA Implementation**

20 **SEC. 70401. EFFICIENT AND EFFECTIVE NEPA IMPLEMEN-**
21 **TATION.**

22 In addition to amounts otherwise available, there is
23 appropriated to the Department of the Interior for fiscal
24 year 2022, out of any money in the Treasury not otherwise
25 appropriated, \$150,000,000, to remain available until

1 September 30, 2031, except that no amounts may be ex-
2 pended after September 30, 2031, to provide for more effi-
3 cient and more effective environmental reviews under the
4 National Environmental Policy Act of 1969 through the
5 hiring and training of additional personnel, the develop-
6 ment of programmatic assessments or templates, the pro-
7 curement of technical or scientific services, the develop-
8 ment of data or technology systems, stakeholder and com-
9 munity engagement, and the purchase of new equipment.

10 **Subtitle E—National Oceanic and**
11 **Atmospheric Administration**

12 **SEC. 70501. COASTAL AND GREAT LAKES RESTORATION**
13 **AND TECHNICAL ASSISTANCE.**

14 (a) IN GENERAL.—In addition to amounts otherwise
15 available, there is appropriated to the National Oceanic
16 and Atmospheric Administration for fiscal year 2022, out
17 of any money in the Treasury not otherwise appropriated,
18 \$9,500,000,000, to remain available until September 30,
19 2031, except that no amounts may be expended after Sep-
20 tember 30, 2031, through direct expenditure, contracts,
21 grants, and cooperative agreements to provide funding and
22 technical assistance for the purposes of restoring a ma-
23 rine, estuarine, coastal, or Great Lake habitat; or pro-
24 viding adaptation to climate change, including by pro-
25 tecting, restoring, or establishing ecological features that

1 protects coastal communities from sea-level rise, coastal
2 storms, or flooding; or designing or implementing blue car-
3 bon projects. None of the funds provided by this section
4 shall be subject to cost share or matching requirements.

5 (b) ADMINISTRATIVE EXPENSES.—Of the funds pro-
6 vided by this section, no more than 2 percent shall be used
7 for administrative costs to carry out this section.

8 **SEC. 70502. PACIFIC COASTAL SALMON RECOVERY FUND.**

9 (a) IN GENERAL.—In addition to amounts otherwise
10 available, there is appropriated to the National Oceanic
11 and Atmospheric Administration for fiscal year 2022, out
12 of funds in the Treasury not otherwise appropriated
13 \$400,000,000, to remain available until 2026, for the pur-
14 poses of climate resilience, habitat protection, and other
15 habitat restoration projects to recover Pacific salmon.
16 None of the funds provided by this section shall be subject
17 to cost-sharing or matching requirements.

18 (b) ADMINISTRATIVE EXPENSES.—Of the funds pro-
19 vided by this section, no more than 2 percent shall be used
20 for administrative costs to carry out this section.

21 **SEC. 70503. NOAA STOCK ASSESSMENTS.**

22 (a) STOCK ASSESSMENTS.—In addition to amounts
23 otherwise available, there is appropriated to the National
24 Oceanic and Atmospheric Administration for fiscal year
25 2022, out of any money in the Treasury not otherwise ap-

1 appropriated, \$200,000,000, to remain available until Sep-
2 tember 30, 2031, except that no amount may be expended
3 after September 30, 2031, for carrying out section 401
4 of the Magnuson-Stevens Fishery Conservation and Man-
5 agement Reauthorization Act of 2006 (16 U.S.C. 1881)
6 and, section 117 of the Marine Mammal Protection Act
7 of 1972 (16 U.S.C. 1386) for fisheries data collections,
8 surveys, and science, management, and ecosystem-based
9 assessments in support of federally managed marine fish-
10 eries.

11 (b) ADMINISTRATIVE EXPENSES.—Of the funds pro-
12 vided by this section, no more than 2 percent shall be used
13 for administrative costs to carry out this section.

14 **SEC. 70504. COASTAL HAZARDS AND SEA LEVEL RISE.**

15 In addition to amounts otherwise available, there is
16 appropriated to the National Oceanic and Atmospheric
17 Administration for fiscal year 2022, out of any money in
18 the Treasury not otherwise appropriated, \$500,000,000,
19 to remain available until September 30, 2031, except that
20 no amounts may be expended after September 30, 2031,
21 for carrying out the provisions of section 12304 of the In-
22 tegrated Coastal and Ocean Observation System Act of
23 2009 (33 U.S.C. 3603), section 4 of the Digital Coast Act
24 (16 U.S.C. 1467), section 310 of the Coastal Zone Man-
25 agement Act of 1972 (16 U.S.C. 1456c), section 303 of

1 the Hydrographic Services Improvement Act of 1988 (33
2 U.S.C. 892a), and the first section and section 2 of the
3 Act of August 6, 1947 (chapter 504; 33 U.S.C. 883a and
4 33 U.S.C. 883b), popularly known as the Coast and Geo-
5 detic Survey Act of 1947; for the purposes of making up-
6 grades to the Integrated Ocean Observing System; making
7 upgrades to the Shoreline Mapping Program; developing
8 products, services, and coordinated decision-support
9 frameworks with respect to coastal floods, sea level rise,
10 Great Lakes water level, and vertical land motion data and
11 conducting the research and development necessary to
12 support such products and services; producing and main-
13 taining authoritative and timely data, maps, charts, tidal
14 and water level observations and information services for
15 communities to plan for present and future coastal flood
16 risks and to sustain the economic viability of ports and
17 marine transportation system; and providing technical as-
18 sistance to States, Insular areas, local governments, and
19 end user at-risk communities.

20 **SEC. 70505. BLUE CARBON.**

21 In addition to amounts otherwise available, there is
22 appropriated to the National Oceanic and Atmospheric
23 Administration for fiscal year 2022, out of any money in
24 the Treasury not otherwise appropriated, \$95,000,000, to
25 remain available until September 30, 2031, except that no

1 amounts may be expended after September 30, 2031, for
2 carrying out the provisions of section 117 of the Magnu-
3 son-Stevens Fishery Conservation and Management Reau-
4 thorization Act of 2006 (16 U.S.C. 1891a); and section
5 309 of the National Marine Sanctuaries Act (16 U.S.C.
6 1440); for research and extension activities to charac-
7 terize, quantify, map, and study blue carbon ecosystems
8 or protection and restoration efforts in blue carbon eco-
9 systems.

10 **SEC. 70506. COASTAL HAZARDS IN UNITED STATES INSU-**
11 **LAR AREAS.**

12 In addition to amounts otherwise available, there is
13 appropriated to the National Oceanic and Atmospheric
14 Administration for fiscal year 2022, out of any money in
15 the Treasury not otherwise appropriated, \$50,000,000, to
16 remain available until September 30, 2031, except that no
17 amounts may be expended after September 30, 2031, for
18 carrying out the provisions of the Integrated Coastal and
19 Ocean Observation System Act of 2009 (33 U.S.C. 3601),
20 section 4 of the Digital Coast Act (16 U.S.C. 1467, and
21 section 303 of the Hydrographic Services Improvement
22 Act (33 U.S.C. 892a) to improve weather data collection
23 and provide science, data, information, and impact-based
24 decision support services to reduce tsunami, hurricane, ty-
25 phoon, drought, tide, and sea-level rise impacts in Insular

1 Areas, which include marine and coastal freshwater,
2 brackish, and saltwater-fed ecosystems, such as coastal
3 wetland forest and other tidal or historically tidal wetlands
4 that have the capacity to sequester carbon from the atmos-
5 phere for a period of not less than 100 years in the Gulf
6 of Mexico region.

7 **SEC. 70507. NMFS SHORESIDE FACILITIES.**

8 (a) IN GENERAL.—In addition to amounts otherwise
9 available, there is appropriated to the National Oceanic
10 and Atmospheric Administration for fiscal year 2022, out
11 of any money in the Treasury not otherwise appropriated,
12 \$75,000,000, to remain available until September 30,
13 2031, except that no amounts may be expended after Sep-
14 tember 30, 2031, for carrying out the provisions of sec-
15 tions 404 through 408 of the Magnuson-Stevens Fishery
16 Conservation and Management Act (16 U.S.C. 1881c–
17 1884), to replace, renovate, or maintain aging facilities in
18 need of repair or replacement including piers, fisheries lab-
19 oratories, and laboratory facilities.

20 (b) CANDIDATE CONSERVATION.—In addition to the
21 amounts otherwise available, there is appropriated to the
22 United States Fish and Wildlife Service for fiscal year
23 2022, out of any money in the Treasury not otherwise ap-
24 propriated, \$75,000,000, to remain available until Sep-
25 tember 30, 2031, except that no amounts may be ex-

1 pended after September 30, 2031, for developing Can-
2 didate Conservation Agreements and Candidate Conserva-
3 tion Agreements with Assurances for candidate and other
4 at-risk species pursuant section 10 of the Endangered
5 Species Act (16 U.S.C. 1539).

6 **SEC. 70508. NOAA VESSEL RECAPITALIZATION.**

7 In addition to amounts otherwise available, there is
8 appropriated to the National Oceanic and Atmospheric
9 Administration for fiscal year 2022, out of any money in
10 the treasury not otherwise appropriated, \$300,000,000, to
11 remain available until September 30, 2031, except that no
12 amounts may be expended after September 30, 2031, for
13 vessel recapitalization needs.

14 **SEC. 70509. CIVILIAN CLIMATE CORPS AT NOAA.**

15 (a) NOAA CIVILIAN CLIMATE CORPS.—In addition
16 to amounts otherwise available, there is appropriated to
17 the National Oceanic and Atmospheric Administration for
18 fiscal year 2022, out of any money in the Treasury not
19 otherwise appropriated, \$120,000,000, to remain available
20 until September 30, 2026, to carry out education and job
21 training projects that conserve, restore, construct, or reha-
22 bilitate natural, cultural, historic, archaeological, rec-
23 reational, or scenic resources through direct expenditure,
24 contracts, grants, and cooperative agreements. None of

1 the funds provided by this section shall be subject to cost-
2 sharing or matching requirements.

3 (b) ADMINISTRATIVE EXPENSES.—Of the funds pro-
4 vided by this section, no more than 2 percent shall be used
5 for administrative costs to carry out this section.

6 **SEC. 70510. NOAA HATCHERIES.**

7 (a) NOAA HATCHERIES.—In addition to amounts
8 otherwise available, there is appropriated to the National
9 Oceanic and Atmospheric Administration, for fiscal year
10 2022, out of any money in the Treasury not otherwise ap-
11 propriated, \$250,000,000, to remain available until Sep-
12 tember 30, 2026, for grants to States and Indian Tribes
13 (as defined in section 4 of the Indian Self-Determination
14 and Education Assistance Act (25 U.S.C. 5304), to repair,
15 replace, and upgrade hatchery infrastructure for produc-
16 tion of a marine fishery. None of the funds provided by
17 this section shall be subject to cost-sharing or matching
18 requirements.

19 (b) FUNDING ELIGIBILITY.—To be eligible to receive
20 funding under this section, non-Tribal grantees must dem-
21 onstrate compliance with prevailing wage requirements.

22 **SEC. 70511. ELECTRONIC MONITORING.**

23 (a) ELECTRONIC MONITORING.—In addition to
24 amounts otherwise available, there is appropriated to the
25 National Oceanic and Atmospheric Administration for fis-

1 cal year 2022, out of any money in the Treasury not other-
2 wise appropriated, \$75,000,000, to remain available until
3 September 30, 2031, except that no amounts may be ex-
4 pended after September 30, 2031, for the purposes of sup-
5 porting the continued and timely implementation of elec-
6 tronic monitoring and fishing effort reporting.

7 (b) ADMINISTRATIVE EXPENSES.—Of the funds pro-
8 vided by this section, no more than 2 percent shall be used
9 for administrative costs to carry out this section.

10 **SEC. 70512. WORKING WATERFRONTS.**

11 (a) WORKING WATERFRONTS.—In addition to
12 amounts otherwise available, there is appropriated to the
13 National Oceanic and Atmospheric Administration for fis-
14 cal year 2022, out of any money in the Treasury not other-
15 wise appropriated, \$160,000,000, to remain available until
16 September 30, 2031, except that no amounts may be ex-
17 pended after September 30, 2031, for carrying out the
18 provisions of section 309 of the Coastal Zone Management
19 Act (16 U.S.C. 1456b) through direct expenditure, con-
20 tracts, grants, and cooperative agreements for projects
21 that preserve and protect coastal access for water-depend-
22 ent commercial activities.

23 (b) FUNDING ELIGIBILITY.—To be eligible to receive
24 funding under this section, the grantee must demonstrate
25 compliance with prevailing wage requirements.

1 **SEC. 70513. MARINE SANCTUARY AND NATIONAL ESTUA-**
2 **RINE RESEARCH RESERVE MAINTENANCE**
3 **BACKLOG.**

4 In addition to amounts otherwise available, there is
5 appropriated to the National Oceanic and Atmospheric
6 Administration for fiscal year 2022, out of any money in
7 the Treasury not otherwise appropriated, \$98,000,000, to
8 remain available until September 30, 2031, except that no
9 amounts may be expended after September 30, 2031, for
10 carrying out the provisions of the National Marine Sanc-
11 tuary Act (16 U.S.C. 1431) and the Coastal Zone Man-
12 agement Act (16 U.S.C. 1461) for construction, mainte-
13 nance, and renovation of facilities of National Marine
14 Sanctuaries and National Estuarine Research Reserves.

15 **SEC. 70514. SEAFOOD IMPORT MONITORING PROGRAM EX-**
16 **PANSION.**

17 In addition to amounts otherwise available, there is
18 appropriated to the National Oceanic and Atmospheric
19 Administration for fiscal year 2022, out of any money in
20 the Treasury not otherwise appropriated, \$2,000,000, to
21 remain available until September 30, 2031, except that no
22 amounts may be expended after September 30, 2031, for
23 carrying out the provisions of section 307 of the Magnu-
24 son-Stevens Fishery Conservation and Management Reau-
25 thorization Act (16 U.S.C. 1857(1)(Q)), to expand the

1 Seafood Import Monitoring Program to apply to all sea-
2 food and seafood products.

3 **Subtitle F—United States Fish and**
4 **Wildlife Service**

5 **SEC. 70601. ENDANGERED SPECIES ACT RECOVERY PLANS.**

6 In addition to amounts otherwise available, there is
7 appropriated to the United States Fish and Wildlife Serv-
8 ice for fiscal year 2022, out of any money in the Treasury
9 not otherwise appropriated, \$150,000,000, to remain
10 available until September 30, 2031, except that no
11 amounts may be expended after September 30, 2031, for
12 the development and implementation of recovery plans
13 under section 4(f) of the Endangered Species Act of 1973
14 (16 U.S.C. 1533(f)).

15 **SEC. 70602. ENDANGERED SPECIES ACT HABITAT CON-**
16 **SERVATION.**

17 In addition to amounts otherwise available, there is
18 appropriated to the United States Fish and Wildlife Serv-
19 ice for fiscal year 2022, out of any money in the Treasury
20 not otherwise appropriated, \$50,000,000, to remain avail-
21 able until September 30, 2031, except that no amounts
22 may be expended after September 30, 2031, for United
23 States Fish and Wildlife Service responsibilities in the de-
24 velopment, review, and permitting of Habitat Conservation
25 Plans under section 10(a)(2) of the Endangered Species

1 Act of 1973 (16 U.S.C. 1539(a)(2)) and for State pro-
2 grams under section 6(d) of the Endangered Species Act
3 of 1973 (16 U.S.C. 1535(d)).

4 **SEC. 70603. ENDANGERED SPECIES ACT INTERAGENCY**
5 **CONSULTATIONS.**

6 In addition to amounts otherwise available, there is
7 appropriated to the United States Fish and Wildlife Serv-
8 ice for fiscal year 2022, out of any money in the Treasury
9 not otherwise appropriated, \$40,000,000, to remain avail-
10 able until September 30, 2031, except that no amounts
11 may be expended after September 30, 2031, for carrying
12 out consultations with Federal agencies that undertake
13 agency actions affecting endangered species and threat-
14 ened species under section 7 of the Endangered Species
15 Act of 1973 (16 U.S.C. 1536).

16 **SEC. 70604. FUNDING FOR ISLAND PLANT CONSERVATION.**

17 (a) IN GENERAL.—In addition to amounts otherwise
18 available, there is appropriated to the United States Fish
19 and Wildlife Service for fiscal year 2022, out of any money
20 in the Treasury not otherwise appropriated, \$25,000,000,
21 to remain available until September 30, 2031, except that
22 no amounts may be expended after September 30, 2031,
23 for the conservation of endangered species and threatened
24 species of plants in the Hawaiian Islands and the Pacific
25 Island Territories of the United States as authorized by

1 section 4 of the Endangered Species Act of 1973 (16
2 U.S.C. 1533).

3 (b) ADMINISTRATIVE EXPENSES.—Of the funds pro-
4 vided by this section, no more than 2 percent shall be used
5 for administrative costs to carry out this section.

6 **SEC. 70605. FUNDING FOR POLLINATOR CONSERVATION.**

7 (a) IN GENERAL.—In addition to amounts otherwise
8 available, there is appropriated to the United States Fish
9 and Wildlife Service for fiscal year 2022, out of any money
10 in the Treasury not otherwise appropriated, \$25,000,000,
11 to remain available until September 30, 2031, except that
12 no amounts may be expended after September 30, 2031,
13 for the conservation of endangered species and threatened
14 species of pollinators in the United States as authorized
15 by section 4 of the Endangered Species Act of 1973 (16
16 U.S.C. 1533).

17 (b) ADMINISTRATIVE EXPENSES.—Of the funds pro-
18 vided by this section, no more than 2 percent shall be used
19 for administrative costs to carry out this section.

20 **SEC. 70606. FUNDING FOR MUSSEL CONSERVATION.**

21 (a) IN GENERAL.—In addition to amounts otherwise
22 available, there is appropriated to the United States Fish
23 and Wildlife Service for fiscal year 2022, out of any money
24 in the Treasury not otherwise appropriated, \$25,000,000,
25 to remain available until September 30, 2031, except that

1 no amounts may be expended after September 30, 2031,
2 for the conservation of endangered species and threatened
3 species of freshwater mussels in the United States as au-
4 thorized by section 4 of the Endangered Species Act of
5 1973 (16 U.S.C. 1533).

6 (b) ADMINISTRATIVE EXPENSES.—Of the funds pro-
7 vided by this section, no more than 2 percent shall be used
8 for administrative costs to carry out this section.

9 **SEC. 70607. FUNDING FOR DESERT FISH CONSERVATION.**

10 (a) IN GENERAL.—In addition to amounts otherwise
11 available, there is appropriated to the United States Fish
12 and Wildlife Service for fiscal year 2022, out of any money
13 in the Treasury not otherwise appropriated, \$25,000,000,
14 to remain available until September 30, 2031, except that
15 no amounts may be expended after September 30, 2031,
16 for the conservation of endangered species and threatened
17 species of desert fish in the Southwestern United States
18 as authorized by section 4 of the Endangered Species Act
19 of 1973 (16 U.S.C. 1533).

20 (b) ADMINISTRATIVE EXPENSES.—Of the funds pro-
21 vided by this section, no more than 2 percent shall be used
22 for administrative costs to carry out this section.

1 **SEC. 70608. FUNDING FOR THE UNITED STATES FISH AND**
2 **WILDLIFE SERVICE TO ADDRESS CLIMATE-IN-**
3 **DUCTED WEATHER EVENTS.**

4 (a) **IN GENERAL.**—In addition to amounts otherwise
5 available, there is appropriated to the United States Fish
6 and Wildlife Service for fiscal year 2022, out of any money
7 in the Treasury not otherwise appropriated,
8 \$100,000,000, to remain available until September 30,
9 2031, except that no amounts may be expended after Sep-
10 tember 30, 2031, for the purposes of carrying out the Fish
11 and Wildlife Act of 1956 (16 U.S.C. 742a) and the Fish
12 and Wildlife Coordination Act (16 U.S.C. 661), through
13 direct expenditure, contracts, grants, and cooperative
14 agreements, for the purposes of rebuilding and restoring
15 units of the National Wildlife Refuge System, other Fed-
16 eral public assets, and State wildlife management areas
17 including by addressing the threat of invasive species, in-
18 creasing the resiliency and capacity of habitats and infra-
19 structure to withstand weather events, or reducing the
20 amount of damage caused by those events. None of the
21 funds provided by this section shall be subject to cost-
22 share requirements.

23 (b) **ADMINISTRATIVE EXPENSES.**—Of the funds pro-
24 vided by this section, no more than 2 percent shall be used
25 for administrative costs to carry out this section.

1 **SEC. 70609. FUNDING FOR THE UNITED STATES FISH AND**
2 **WILDLIFE SERVICE FOR WILDLIFE COR-**
3 **RIDOR CONSERVATION.**

4 In addition to amounts otherwise available, there is
5 appropriated to the United States Fish and Wildlife Serv-
6 ice for fiscal year 2022, out of any money in the Treasury
7 not otherwise appropriated, \$10,000,000, to remain avail-
8 able until September 30, 2026, except that no amounts
9 may be expended after September 30, 2026, to carry out
10 the provisions of the Fish and Wildlife Act of 1956 (16
11 U.S.C. 742a) and the Fish and Wildlife Coordination Act
12 (16 U.S.C. 661) through direct expenditure,, contracts,
13 grants, and cooperative agreements, for mapping wildlife
14 corridors and providing assistance to States and Indian
15 Tribes as defined in section 4 of the Indian Self-Deter-
16 mination and Education Assistance Act (25 U.S.C. 5304)
17 for the conservation and restoration of wildlife corridors.

18 **SEC. 70610. FUNDING FOR THE UNITED STATES FISH AND**
19 **WILDLIFE SERVICE FOR GRASSLAND RES-**
20 **TORATION.**

21 In addition to amounts otherwise available, there is
22 appropriated to the United States Fish and Wildlife Serv-
23 ice for fiscal year 2022, out of any money in the Treasury
24 not otherwise appropriated, \$100,000,000, to remain
25 available until September 30, 2026, except that no
26 amounts may be expended after September 30, 2026, to

1 carry out the provisions of the Fish and Wildlife Act of
2 1956 (16 U.S.C. 742a) and the Fish and Wildlife Coordi-
3 nation Act (16 U.S.C. 661) through direct expenditure,
4 contracts, grants, and cooperative agreements, for the pro-
5 tection and restoration of grassland habitats.

6 **Subtitle G—Insular Affairs**

7 **SEC. 70701. INSULAR AFFAIRS HOSPITAL AND OTHER CRIT-** 8 **ICAL HEALTH INFRASTRUCTURE FUNDING.**

9 In addition to amounts otherwise available, there is
10 appropriated to the Department of the Interior Office of
11 Insular Affairs for fiscal year 2022, out of any money in
12 the Treasury not otherwise appropriated, \$993,000,000,
13 to remain available until September 30, 2031, except that
14 no amounts may be expended after September 30, 2031,
15 for hospitals and other critical health infrastructure in the
16 territories. Amounts made available under this section
17 shall be divided among the territories in accordance with
18 needs identified by assessments completed by the Depart-
19 ment of the Interior, Office of Insular Affairs, of health
20 care facilities in each territory, but not less than 35 per-
21 cent shall be provided to Guam, not less than 35 percent
22 shall be provided to the United States Virgin Islands, not
23 less than 20 percent shall be provided to the Common-
24 wealth of the Northern Mariana Islands, and not less than
25 10 percent shall be provided to American Samoa.

1 **SEC. 70702. OFFICE OF INSULAR AFFAIRS CLIMATE**
2 **CHANGE TECHNICAL ASSISTANCE.**

3 (a) IN GENERAL.—In addition to amounts otherwise
4 available, there is appropriated to the Department of the
5 Interior Office of Insular Affairs for fiscal year 2022, out
6 of any money in the Treasury not otherwise appropriated,
7 \$25,000,000, to remain available until September 30,
8 2026, to provide technical assistance for climate-change
9 planning, mitigation, adaptation, and resilience to United
10 States-affiliated Insular Areas under the Office of Insular
11 Affairs.

12 (b) ADMINISTRATIVE EXPENSES.—Of the funds pro-
13 vided by this section, not more than 2 percent shall be
14 used for administrative costs to carry out this section.

15 **SEC. 70703. SETTLEMENT OF CLAIMS AGAINST THE UNITED**
16 **STATES FOR CERTAIN RESIDENTS OF THE IS-**
17 **LAND OF VIEQUES, PUERTO RICO.**

18 (a) IN GENERAL.—In addition to amounts otherwise
19 available, there is appropriated to the Department of the
20 Interior Office of Insular Affairs, for fiscal year 2022, out
21 of any money in the Treasury not otherwise appropriated,
22 \$300,000,000, to remain available until September 30,
23 2031, except that no amounts may be made available after
24 September 30, 2031, to compensate through the appoint-
25 ment of a Special Master, the municipality of Vieques, and
26 an individual claimant who is or was a resident, the child

1 of a resident, or an immediate heir (as determined by the
2 laws of Puerto Rico) of a deceased claimant who was a
3 resident on the island of Vieques, Puerto Rico, in the pe-
4 riod or after the United States Government used the is-
5 land of Vieques, Puerto Rico, for military readiness.

6 (b) ADMINISTRATIVE EXPENSES.—Of the funds pro-
7 vided by this section, not more than 2 percent shall be
8 used for administrative costs to carry out this section.

9 **SEC. 70704. DEFINITIONS.**

10 For the purposes of this subtitle:

11 (1) FREELY ASSOCIATED STATES.—The term
12 “Freely Associated States” means the Republic of
13 the Marshall Islands, the Federated States of Micro-
14 nesia, and the Republic of Palau.

15 (2) UNITED STATES-AFFILIATED INSULAR
16 AREAS.—The term “United States-affiliated Insular
17 Areas” means the territories and Freely Associated
18 States.

19 (3) TERRITORIES.—The term “territories”
20 means American Samoa, the Commonwealth of the
21 Northern Mariana Islands, Guam, Puerto Rico, and
22 the Virgin Islands of the United States.

23 (4) TERRITORY.—The term “territory” means
24 American Samoa, the Commonwealth of the North-

1 ern Mariana Islands, Guam, Puerto Rico, or the Vir-
2 gin Islands of the United States.

3 **Subtitle H—Energy and Mineral**
4 **Resources**

5 **SEC. 70801. OFFSHORE WIND FOR THE TERRITORIES.**

6 (a) APPLICATION OF OUTER CONTINENTAL SHELF
7 LANDS ACT WITH RESPECT TO TERRITORIES OF THE
8 UNITED STATES.—

9 (1) IN GENERAL.—Section 2 of the Outer Con-
10 tinental Shelf Lands Act (43 U.S.C. 1331) is
11 amended—

12 (A) in subsection (a)—

13 (i) by striking “The term” and insert-
14 ing the following:

15 “(1) The term”

16 (ii) by inserting after “control” the
17 following: “or lying within the exclusive
18 economic zone of the United States and
19 the outer Continental Shelf adjacent to any
20 territory of the United States”; and

21 (iii) by adding at the end the fol-
22 lowing:

23 “(2) The term ‘outer Continental Shelf’ does
24 not include any area conveyed by Congress to a ter-
25 ritorial government for administration.”;

1 (B) in subsection (p), by striking “and”
2 after the semicolon at the end;

3 (C) in subsection (q), by striking the pe-
4 riod at the end and inserting “; and”; and

5 (D) by adding at the end the following:

6 “(r) The term ‘State’ means any of the several States
7 and also includes Puerto Rico, Guam, American Samoa,
8 the Virgin Islands of the United States, and the Common-
9 wealth of the Northern Mariana Islands.”.

10 (2) EXCLUSIONS.—Section 18 of the Outer
11 Continental Shelf Lands Act (43 U.S.C. 1344) is
12 amended by adding at the end the following:

13 “(i) This section shall not apply to the scheduling of
14 any lease sale in an area of the outer Continental Shelf
15 that is adjacent to Puerto Rico, Guam, American Samoa,
16 the Virgin Islands of the United States, or the Common-
17 wealth of the Northern Mariana Islands.”.

18 (b) WIND LEASE SALES FOR AREAS OF THE OUTER
19 CONTINENTAL SHELF.—The Outer Continental Shelf
20 Lands Act (43 U.S.C. 1331 et seq.) is amended by adding
21 at the end the following:

1 **“SEC. 33. WIND LEASE SALES FOR AREAS OF THE OUTER**
2 **CONTINENTAL SHELF OFFSHORE OF TERRI-**
3 **TORIES OF THE UNITED STATES.**

4 “(a) WIND LEASE SALES OFF COASTS OF TERRI-
5 TORIES OF THE UNITED STATES.—

6 “(1) CALL FOR INFORMATION AND NOMINA-
7 TIONS.—The Secretary shall issue a call for informa-
8 tion and nominations for proposed wind lease sales
9 for areas determined to be feasible.

10 “(2) CONDITIONAL WIND LEASE SALES.—For
11 areas lying within the exclusive economic zone of the
12 United States adjacent to Puerto Rico, Guam,
13 American Samoa, the Virgin Islands of the United
14 States, and the Commonwealth of the Northern
15 Mariana Islands, the Secretary shall conduct not less
16 than one wind lease sale in each such area, so long
17 as:

18 “(A) The Secretary has concluded that a
19 wind lease sale on the area is feasible.

20 “(B) The Secretary has determined that
21 there is sufficient interest in leasing the area.

22 “(C) The Secretary has consulted with
23 other relevant Federal agencies regarding such
24 sale.

25 “(D) The Secretary has consulted with the
26 Governor of the territory regarding the suit-

1 ability of the area for wind energy develop-
2 ment.”.

3 **SEC. 70802. LEASING ON THE OUTER CONTINENTAL SHELF.**

4 (a) LEASING AUTHORIZED.—The Secretary of the
5 Interior is authorized to grant leases, easements, and
6 rights-of-way pursuant to section 8(p)(1)(C) of the Outer
7 Continental Shelf Lands Act (43 U.S.C. 1337(p)(1)(C))
8 in the areas withdrawn by the Presidential Memorandum
9 entitled “Memorandum on the Withdrawal of Certain
10 Areas of the United States Outer Continental Shelf from
11 Leasing Disposition” (issued September 8, 2020) and the
12 Presidential Memorandum entitled “Presidential Deter-
13 mination on the Withdrawal of Certain Areas of the
14 United States Outer Continental Shelf from Leasing Dis-
15 position” (issued September 25, 2020).

16 (b) WITHDRAWALS.—Any Presidential withdrawal of
17 an area of the Outer Continental Shelf from leasing under
18 section 12(a) of the Outer Continental Shelf Lands Act
19 (43 U.S.C. 1341(a)) issued after the date of enactment
20 of this Act shall apply only to leasing authorized under
21 subsections (a) and (i) of section 8 of the Outer Conti-
22 nental Shelf Lands Act (43 U.S.C. 1337(a) and 1337(i)),
23 unless otherwise specified.

1 **SEC. 70803. UNITED STATES GEOLOGICAL SURVEY.**

2 (a) 3D ELEVATION PROGRAM.—In addition to
3 amounts otherwise available, there is appropriated to the
4 United States Geological Survey for fiscal year 2022, out
5 of any money in the Treasury not otherwise appropriated,
6 \$50,000,000, to remain available until September 30,
7 2031, except that no amounts may be expended after Sep-
8 tember 30, 2031, to carry out the 3D elevation program
9 (43 U.S.C. 3104).

10 (b) CLIMATE ADAPTATION SCIENCE CENTERS.—In
11 addition to amounts otherwise available, there is appro-
12 priated to the United States Geological Survey for fiscal
13 year 2022, out of any money in the Treasury not otherwise
14 appropriated, \$100,000,000, to remain available until
15 September 30, 2031, except that no amounts may be ex-
16 pended after September 30, 2031, for the Regional and
17 National Climate Adaptation Science Centers to provide
18 localized information to help communities respond to cli-
19 mate change.

20 **SEC. 70804. FOSSIL FUEL RESOURCES.**

21 (a) REPEAL OF THE ARCTIC NATIONAL WILDLIFE
22 REFUGE OIL AND GAS PROGRAM.—Section 20001 of Pub-
23 lic Law 115–97 is repealed and any leases issued pursuant
24 to section 20001 of Public Law 115–97 are hereby can-
25 celled and all payments related to the leases shall be re-

1 turned to the lessee(s) within 30 days of enactment of this
2 Act.

3 (b) PROTECTION OF THE EASTERN GULF, ATLANTIC,
4 AND PACIFIC COASTS.—Section 8 of the Outer Conti-
5 nental Shelf Lands Act (43 U.S.C. 1337) is amended by
6 adding at the end the following:

7 “(q) PROHIBITION OF OIL AND GAS LEASING IN
8 CERTAIN AREAS OF THE OUTER CONTINENTAL SHELF.—
9 The Secretary of the Interior may not issue a lease or
10 any other authorization for the exploration, development,
11 or production of oil or natural gas in the areas of the
12 Outer Continental Shelf designated by section 104(a) of
13 the Gulf of Mexico Energy Security Act of 2006 or in any
14 area within the Atlantic Region planning areas or the Pa-
15 cific Region planning areas (as such planning areas are
16 described in the document entitled ‘2017 – 2022 Outer
17 Continental Shelf Oil and Gas Leasing Proposed Final
18 Program’ dated November 2016, or a subsequent oil and
19 gas leasing program developed under section 18 of the
20 Outer Continental Shelf Lands Act (43 U.S.C. 1344).”.

21 (c) ONSHORE FOSSIL FUEL ROYALTY RATES.—The
22 Mineral Leasing Act (30 U.S.C. 207) is amended—

23 (1) in section 7(a), by striking “12½” and in-
24 serting “20”;

25 (2) in section 17, by—

1 (A) striking “12.5” each place such term
2 appears and inserting “20”; and

3 (B) striking “12 ½” each place such term
4 appears and inserting “20”; and

5 (3) in section 31(e), by striking “16 ⅔” both
6 places such term appears and inserting “25”.

7 (d) OFFSHORE OIL AND GAS ROYALTY RATE.—Sec-
8 tion 8 of the Outer Continental Shelf Lands Act (43
9 U.S.C. 1337) is amended by striking—

10 (1) “12 ½” each place such term appears and
11 inserting “20”; and

12 (2) “12 and ½” each place such term appears
13 and inserting “20”.

14 (e) OIL AND GAS MINIMUM BID.—Section 17 of the
15 Mineral Leasing Act (30 U.S.C. 226) is amended—

16 (1) in subsection (b)(1)(B)—

17 (A) by striking “\$2 per acre” and insert-
18 ing “\$10 per acre, except as otherwise provided
19 by this paragraph”; and

20 (B) by striking “Federal Onshore Oil and
21 Gas Leasing Reform Act of 1987” and insert-
22 ing “subtitle H of the Act to provide for rec-
23 onciliation pursuant to title II of S. Con. Res.
24 14 of the 117th Congress”;

1 (2) in subsection (b)(2)(C), by striking “\$2 per
2 acre” and inserting “\$10 per acre”; and

3 (3) by adding at the end the following:

4 “(q) INFLATION ADJUSTMENT.—The Secretary
5 shall—

6 “(1) by regulation, at least once every 4 years,
7 adjust each of the dollar amounts that apply under
8 subsections (b)(1)(B), (b)(2)(C), and (d) to reflect
9 the change in inflation; and

10 “(2) publish each such regulation in the Fed-
11 eral Register.”.

12 (f) DEFERRED COAL BONUS PAYMENTS.—Section
13 2(a) of the Mineral Leasing Act (30 U.S.C. 201(a)) is
14 amended—

15 (1) in paragraph (1), by striking the second
16 and third sentences; and

17 (2) by striking paragraphs (4) and (5).

18 (g) FOSSIL FUEL RENTAL RATES.—

19 (1) Section 7(a) of the Mineral Leasing Act (30
20 U.S.C. 207) is amended in the third sentence by in-
21 serting “at a rental rate of not less than \$100 per
22 acre (as reviewed and, if appropriate, adjusted by
23 the Secretary every 4 years)” before the period.

24 (2) Section 17(d) of the Mineral Leasing Act
25 (30 U.S.C. 226(d)) is amended in the first sentence

1 by striking “\$1.50 per acre per year for the first
2 through fifth years of the lease and not less than \$2
3 per acre per year for each year thereafter” and in-
4 serting “\$3 per acre per year during the 2-year pe-
5 riod beginning on the date the lease begins for new
6 leases, and after the end of such two-year period not
7 less than \$5 per acre per year”.

8 (3) Section 31(e) of the Mineral Leasing Act
9 (30 U.S.C. 188(e)) is amended by striking “\$10”
10 and inserting “\$20”.

11 (h) FOSSIL FUEL LEASE TERM LENGTH.—

12 (1) Section 7 of the Mineral Leasing Act (30
13 U.S.C. 207) is amended—

14 (A) in subsection (a)—

15 (i) in the first sentence, by striking
16 “twenty” and inserting “10”;

17 (ii) in the second sentence, by striking
18 “ten” and inserting “5”; and

19 (iii) in the sixth sentence—

20 (I) by striking “twenty” and in-
21 serting “10”; and

22 (II) by striking “ten” and insert-
23 ing “5”; and

24 (B) in subsection (b)(5), by striking “20”
25 and inserting “10”.

1 (2) Section 17(e) of the Mineral Leasing Act
2 (30 U.S.C. 226(e)) is amended by striking “10
3 years:” and inserting “5 years.”.

4 (i) EXPRESSION OF INTEREST FEE.—Section 17 of
5 the Mineral Leasing Act (30 U.S.C. 226), as amended by
6 this subtitle is amended by adding at the end the fol-
7 lowing:

8 “(r) FEE FOR EXPRESSION OF INTEREST.—

9 “(1) IN GENERAL.—The Secretary shall charge
10 any person who submits, in accordance with proce-
11 dures established by the Secretary to carry out this
12 subsection, an expression of interest in leasing land
13 available for disposition under this section for explo-
14 ration for, and development of, oil or gas a fee in
15 an amount determined by the Secretary under para-
16 graph (2).

17 “(2) AMOUNT.—The fee authorized under para-
18 graph (1) shall be established by the Secretary in an
19 amount that is determined by the Secretary to be
20 appropriate to cover the aggregate cost of processing
21 an expression of interest under this subsection, but
22 not less than \$15 per acre of the area covered by the
23 applicable expression of interest.

1 “(3) ADJUSTMENT OF FEE.—The Secretary
2 shall, by regulation at least every 4 years, establish
3 a higher expression of interest fee—

4 “(A) to reflect the change in inflation; and

5 “(B) as the Secretary determines to be
6 necessary to enhance financial returns to the
7 United States.”.

8 (j) ELIMINATION OF NONCOMPETITIVE LEASING.—
9 The Mineral Leasing Act is amended—

10 (1) in section 17(b) (30 U.S.C. 226(b)), by
11 striking paragraph (3);

12 (2) by amending section 17(c) (30 U.S.C.
13 226(c)) to read as follows:

14 “(c) Lands made available for leasing under sub-
15 section (b)(1) but for which no bid is accepted may be
16 made available by the Secretary for a new round of sealed
17 bidding under such subsection.”;

18 (3) in section 17(e) (30 U.S.C. 226(e))—

19 (A) by striking “Competitive and non-
20 competitive leases” and inserting “Leases, in-
21 cluding leases for tar sand areas,”; and

22 (B) by striking “*Provided, however*” and
23 all that follows through “ten years.”;

24 (4) in section 31(d)(1) (30 U.S.C. 188(d)(1))
25 by striking “or (c)”;

1 (5) in section 31(e) (30 U.S.C. 188(e))—

2 (A) in paragraph (2) by striking “, or the
3 inclusion” and all that follows and inserting a
4 semicolon; and

5 (B) in paragraph (3) by striking “(A)”
6 and by striking subparagraph (B);

7 (6) by striking section 31(f) (30 U.S.C. 188(f));

8 and

9 (7) in section 31(g) (30 U.S.C. 188(g))—

10 (A) in paragraph (1) by striking “as a
11 competitive” and all that follows through the
12 period and inserting “in the same manner as
13 the original lease issued pursuant to section
14 17.”;

15 (B) by striking paragraph (2) and redesignating paragraphs (3) and (4) as paragraphs (2) and (3), respectively; and

18 (C) in paragraph (2), as redesignated, by
19 striking “, applicable to leases issued under
20 subsection 17(e) of this Act (30 U.S.C. 226(e))
21 except,” and inserting “, except”.

22 (k) OIL AND GAS BONDING REQUIREMENTS.—Sec-
23 tion 17(g) of the Mineral Leasing Act (30 U.S.C. 226(g))
24 is amended—

1 (1) by inserting “Each such bond, surety, or
2 other financial arrangement shall be considered in-
3 adequate if such bond, surety, or other financial ar-
4 rangement is for less than \$150,000 in the case of
5 an arrangement for an individual surface-disturbing
6 activity of each entity on an individual oil or gas
7 lease in a State, or \$500,000 in the case of an ar-
8 rangement for all surface-disturbing activities of
9 each entity on all oil and gas leases in a State.”
10 after “on the lease.”;

11 (2) by redesignating existing subsection (g) as
12 paragraph (1); and

13 (3) by adding at the end the following new
14 paragraph:

15 “(2)(A) Not later than 180 days after the date
16 of enactment of subtitle H of the Act to provide for
17 reconciliation pursuant to title II of S. Con. Res. 14
18 of the 117th Congress the Secretary concerned shall
19 initiate a rulemaking to require that an adequate
20 bond, surety, or other financial arrangement be pro-
21 vided by the lessee prior to the commencement of
22 surface-disturbing activities on any lease issued
23 under this Act to ensure the complete and timely re-
24 mediation and reclamation of any land, water, or
25 other resources (including resources with recreation,

1 range, timber, mineral, watershed, fish or wildlife,
2 natural scenic, scientific, or historical value) ad-
3 versely affected by lease activities and operations
4 after the abandonment or cessation of oil and gas
5 operations on the lease.

6 “(B) The Secretary concerned shall find that a
7 bond, surety or other financial arrangement required
8 by regulation under subparagraph (A) is inadequate
9 if it is for less than—

10 “(i) the complete and timely reclamation of
11 the lease tract;

12 “(ii) the restoration of any lands or sur-
13 face waters adversely affected by lease oper-
14 ations after the abandonment or cessation of oil
15 and gas operations on the lease; and

16 “(iii) in the case of an idled well, the total
17 plugging and reclamation costs for each idled
18 well controlled by the same operator.

19 “(C) The Secretary concerned shall review the
20 adequacy of each such bond, surety, or other finan-
21 cial arrangement at least once every 5 years and
22 anytime a lease issued under this Act is trans-
23 ferred.”.

24 (I) PER-ACRE LEASE FEES.—

1 (1) OIL AND GAS LEASE FEES.—The Secretary
2 of Interior shall charge onshore and offshore oil and
3 gas leaseholders the following annual, non-refund-
4 able fees:

5 (A) CONSERVATION OF RESOURCES FEE.—
6 There is established a Conservation of Re-
7 sources Fee of \$4 per acre per year on new pro-
8 ducing Federal onshore and offshore oil and gas
9 leases.

10 (B) SPECULATIVE LEASING FEE.—There is
11 established a Speculative Leasing Fee of \$6 per
12 acre per year on new nonproducing Federal on-
13 shore and offshore oil and gas leases.

14 (2) DEPOSIT.—All funds collected pursuant to
15 paragraph (1) shall be deposited into the United
16 States Treasury General Fund.

17 (3) ADJUSTMENT FOR INFLATION.—The Sec-
18 retary of the Interior shall, by regulation at least
19 once every four years, adjust each fee created by
20 paragraph (1) to reflect any increase in inflation.

21 (m) ONSHORE OIL AND GAS INSPECTION FEES.—

22 (1) IN GENERAL.—Section 108 of the Federal
23 Oil and Gas Royalty Management Act of 1982 (30
24 U.S.C. 1718) is amended by adding at the end the
25 following:

1 “(d) INSPECTION FEES.—

2 “(1) IN GENERAL.—The designated operator
3 under each oil and gas lease on Federal or Indian
4 lands, or each unit and communitization agreement
5 that includes one or more such Federal or Indian
6 leases, that is subject to inspection under subsection
7 (b) and that is in force at the start of the fiscal year
8 2021, shall pay a nonrefundable annual inspection
9 fee in an amount that, except as provided in para-
10 graph (2), is established by the Secretary by regula-
11 tion and is sufficient to recover the full costs in-
12 curred by the United States for inspection and en-
13 forcement with respect to such leases.

14 “(2) AMOUNT.—Until the effective date of reg-
15 ulations under paragraph (1), the amount of the fee
16 shall be—

17 “(A) \$800 for each lease or unit or
18 communitization agreement with no active or
19 inactive wells, but with surface use, disturbance
20 or reclamation;

21 “(B) \$1,400 for each lease or unit or
22 communitization agreement with 1 to 10 wells,
23 with any combination of active or inactive wells;

24 “(C) \$5,600 for each lease or unit or
25 communitization agreement with 11 to 50 wells,

1 with any combination of active or inactive wells;
2 and

3 “(D) \$11,300 for each lease or unit or
4 communitization agreement with more than 50
5 wells, with any combination of active or inactive
6 wells.

7 “(3) DUE DATE.—Payment of the fee under
8 this section shall be due, annually, not later than 30
9 days after the Secretary provides notice of the as-
10 sessment of the fee.

11 “(4) PENALTY.—If the designated operator
12 fails to pay the full amount of the fee as prescribed
13 in this section, the Secretary may, in addition to uti-
14 lizing any other applicable enforcement authority,
15 assess civil penalties against the operator under sec-
16 tion 109 in the same manner as if this section were
17 a mineral leasing law.

18 “(5) EXEMPTION FOR TRIBAL OPERATORS.—An
19 operator that is a Tribe or is controlled by a Tribe
20 is not subject to paragraph (1) with respect to a
21 lease, unit, or communitization agreement that is lo-
22 cated entirely on the lands of such Tribe.”.

23 (2) ASSESSMENT FOR FISCAL YEAR 2022.—The
24 Secretary of the Interior shall assess the fee under
25 the amendment made by paragraph (1) for fiscal

1 year 2022, and provide notice of such assessment to
2 each designated operator who is liable for such fee,
3 by not later than 60 days after the date of enact-
4 ment of this Act.

5 (n) OFFSHORE OIL AND GAS INSPECTION FEES.—
6 Section 22 of the Outer Continental Shelf Lands Act (43
7 U.S.C. 1348) is amended by adding at the end the fol-
8 lowing:

9 “(g) INSPECTION FEES.—

10 “(1) IN GENERAL.—

11 “(A) ESTABLISHMENT.—The Secretary
12 shall collect from the operators of facilities sub-
13 ject to inspection under subsection (c) non-
14 refundable fees for such inspections—

15 “(i) at an aggregate level to offset the
16 annual expenses of such inspections;

17 “(ii) using a schedule that reflect the
18 differences in complexity among the classes
19 of facilities to be inspected; and

20 “(iii) in accordance with subpara-
21 graph (C).

22 “(B) ADJUSTMENT FOR INFLATION.—For
23 each fiscal year beginning after fiscal year
24 2022, the Secretary shall adjust the amount of

1 the fees collected under this paragraph for in-
2 flation.

3 “(C) FEES FOR FISCAL YEAR 2022.—

4 “(i) ANNUAL FEES.—For fiscal year
5 2022, the Secretary shall collect annual
6 fees from the operator of facilities that are
7 above the waterline, excluding drilling rigs,
8 and are in place at the start of the fiscal
9 year in the following amounts:

10 “(I) \$11,725 for facilities with no
11 wells, but with processing equipment
12 or gathering lines.

13 “(II) \$18,984 for facilities with 1
14 to 10 wells, with any combination of
15 active or inactive wells.

16 “(III) \$35,176 for facilities with
17 more than 10 wells, with any com-
18 bination of active or inactive wells.

19 “(ii) FEES FOR DRILLING RIGS.—For
20 fiscal year 2022, the Secretary shall collect
21 fees for each inspection from the operators
22 of drilling rigs in the following amounts:

23 “(I) \$34,059 per inspection for
24 rigs operating in water depths of 500
25 feet or more.

1 “(II) \$18,649 per inspection for
2 rigs operating in water depths of less
3 than 500 feet.

4 “(iii) FEES FOR NON-RIG UNITS.—For
5 fiscal year 2022, the Secretary shall collect
6 fees for each inspection from the operators
7 of well operations conducted via non-rig
8 units as outlined in subparts D, E, F, and
9 Q of part 250 of title 30, Code of Federal
10 Regulations (or any successor regulation),
11 in the following amounts:

12 “(I) \$13,260 per inspection for
13 non-rig units operating in water
14 depths of 2,500 feet or more.

15 “(II) \$11,530 per inspection for
16 non-rig units operating in water
17 depths between 500 and 2,499 feet.

18 “(III) \$4,470 per inspection for
19 non-rig units operating in water
20 depths of less than 500 feet.

21 “(2) DISPOSITION.—Amounts collected as fees
22 under paragraph (1) shall be deposited into the gen-
23 eral fund of the Treasury.

24 “(3) BILLING.—

1 “(A) ANNUAL FEES.—The Secretary shall
2 bill designated operators under paragraph
3 (1)(C)(i) annually, with payment required not
4 later than 30 days after such billing.

5 “(B) FEES FOR DRILLING RIGS.—The Sec-
6 retary shall bill designated operators under
7 paragraph (1)(C)(ii) not later than 30 days
8 after the end of the month in which the inspec-
9 tion occurred, with payment required not later
10 than 30 days after such billing.

11 “(4) PUBLICATION.—The Secretary shall annu-
12 ally make available to the public the following infor-
13 mation about each fee deposited into the Fund:

14 “(A) The facility that was inspected.

15 “(B) The name of the operator of such fa-
16 cility.

17 “(C) The amount of the payment.”.

18 (o) SEVERANCE FEES.—The Secretary of Interior
19 shall collect annual, non-refundable fees on fossil fuels
20 produced from new leases on Federal lands and the Outer
21 Continental Shelf and deposit the funds into the United
22 States Treasury General Fund. Such fees shall be—

23 (1) not less than \$0.50 per barrel of oil equiva-
24 lent on oil and natural gas produced from Federal
25 lands and the Outer Continental Shelf; and

1 (2) not less than \$2 per metric ton of coal pro-
2 duced from Federal lands.

3 (p) IDLED WELL FEES.—

4 (1) IN GENERAL.—The Secretary shall, not
5 later than 180 days after the date of enactment of
6 this section, issue regulations to require each oper-
7 ator of an idled well on Federal land and the Outer
8 Continental Shelf to pay an annual, nonrefundable
9 fee for each such idled well in accordance with this
10 subsection.

11 (2) AMOUNTS.—Except as provided in para-
12 graph (5), the amount of the fee shall be as follows:

13 (A) \$500 for each well that has been con-
14 sidered an idled well for at least 1 year, but not
15 more than 5 years.

16 (B) \$1,500 for each well that has been
17 considered an idled well for at least 5 years, but
18 not more than 10 years.

19 (C) \$3,500 for each well that has been
20 considered an idled well for at least 10 years,
21 but not more than 15 years.

22 (D) \$7,500 for each well that has been
23 considered an idled well for at least 15 years.

24 (3) DUE DATE.—An owner of an idled well that
25 is required to pay a fee under this subsection shall

1 submit to the Secretary such fee by not later than
2 October 1 of each year.

3 (4) CIVIL PENALTY.—If the operator of a idled
4 well fails to pay the full amount of a fee under this
5 subsection, the Secretary may assess a civil penalty
6 against the operator under section 109 of the Fed-
7 eral Oil and Gas Royalty Management Act of 1982
8 (30 U.S.C. 1719) as if such failure to pay were a
9 violation under such section.

10 (5) ADJUSTMENT FOR INFLATION.—The Sec-
11 retary shall, by regulation not less than once every
12 4 years, adjust each fee under this subsection to ac-
13 count for inflation.

14 (6) DEPOSIT.—All funds collected pursuant to
15 paragraph (1) shall be deposited into the United
16 States Treasury General Fund.

17 (7) IDLED WELL DEFINITION.—For the pur-
18 poses of this section, the term “idled well” means a
19 well that has been non-operational for at least two
20 consecutive years and for which there is no antici-
21 pated beneficial future use.

22 (q) ANNUAL PIPELINE OWNERS FEE.—Not later
23 than 180 days after the date of enactment of this Act,
24 the Bureau of Safety and Environmental Enforcement
25 shall issue regulations to assess an annual fee on owners

1 of offshore oil and gas pipelines. Such fee shall not qualify
2 as a transportation allowance or as a deductible cost in
3 calculating royalties due to the United States and shall
4 be no less than—

5 (1) \$10,000 per mile for such pipelines in water
6 with a depth of 500 feet or greater; and

7 (2) \$1,000 per mile for pipelines in water depth
8 of under 500 feet.

9 (F) ROYALTIES ON ALL EXTRACTED METHANE.—

10 (1) ASSESSMENT ON ALL PRODUCTION.—

11 (A) IN GENERAL.—Except as provided in
12 subparagraph (B), royalties paid for gas pro-
13 duced from Federal lands and on the Outer
14 Continental Shelf shall be assessed on all gas
15 produced, including—

16 (i) gas used or consumed within the
17 area of the lease tract for the benefit of
18 the lease; and

19 (ii) all gas that is consumed or lost by
20 venting, flaring, or fugitive releases
21 through any equipment during upstream
22 operations.

23 (B) EXCEPTION.—Subparagraph (A) shall
24 not apply with respect to—

1 (i) gas vented or flared for not longer
2 than 48 hours in an acute emergency situ-
3 ation that poses a danger to human health;
4 and

5 (ii) gas used or consumed within the
6 area of the lease tract for the benefit of
7 the lease when the operator is a Tribe or
8 is controlled by a Tribe that is located en-
9 tirely on the lands of such Tribe.

10 (2) CONFORMING AMENDMENTS.—

11 (A) MINERAL LEASING ACT.—The Mineral
12 Leasing Act is amended—

13 (i) in section 14 (30 U.S.C. 223), by
14 adding at the end the following: “Royalties
15 shall be assessed with respect to oil and
16 gas, other than gas vented or flared for not
17 longer than 48 hours in an acute emer-
18 gency situation that poses a danger to
19 human health and gas used or gas con-
20 sumed within the area of the lease tract
21 for the benefit of the lease when the oper-
22 ator is a Tribe or is controlled by a Tribe
23 that is located entirely on the lands of such
24 Tribe, without regard to whether oil or gas
25 is removed or sold from the leased land.”;

1 (ii) in section 22 (30 U.S.C. 251), by
2 striking “sold or removed”; and

3 (iii) in section 31 (30 U.S.C. 188), by
4 striking “removed or sold” each place it
5 appears.

6 (B) OUTER CONTINENTAL SHELF LANDS
7 ACT.—The Outer Continental Shelf Lands Act
8 is amended—

9 (i) in section 6(a)(8) (43 U.S.C.
10 1335(a)(8)), by striking “saved, removed,
11 or sold” each place it appears; and

12 (ii) in section 8(a) (43 U.S.C.
13 1337(a))—

14 (I) in paragraph (1), by striking
15 “saved, removed, or sold” each place
16 it appears; and

17 (II) by adding at the end the fol-
18 lowing:

19 “(9) Royalties under this Act shall be assessed
20 with respect to oil and gas, other than gas vented
21 or flared for not longer than 48 hours in an acute
22 emergency situation that poses a danger to human
23 health and gas used or gas consumed within the
24 area of the lease tract for the benefit of the lease
25 when the operator is a Tribe or is controlled by a

1 Tribe that is located entirely on the lands of such
2 Tribe, without regard to whether oil or gas is re-
3 moved or sold from the leased land.”.

4 (s) ELIMINATION OF ROYALTY RELIEF.—

5 (1) IN GENERAL.—

6 (A) OUTER CONTINENTAL SHELF LANDS
7 ACT RELATING TO THE SUSPENSION OF ROYAL-
8 TIES.—Section 8(a)(1)(H) of the Outer Conti-
9 nental Shelf Lands Act (43 U.S.C.
10 1337(a)(1)(H)) is amended by striking “, and
11 with suspension of royalties for a period, vol-
12 ume, or value of production determined by the
13 Secretary, which suspensions may vary based
14 on the price of production from the lease”.

15 (B) OUTER CONTINENTAL SHELF LANDS
16 ACT RELATING TO THE SUSPENSION OF ROYAL-
17 TIES.—Section 8(a)(1)(H) of the Outer Conti-
18 nental Shelf Lands Act (43 U.S.C.
19 1337(a)(1)(H)) is amended by striking “, and
20 with suspension of royalties for a period, vol-
21 ume, or value of production determined by the
22 Secretary, which suspensions may vary based
23 on the price of production from the lease”.

24 (C) OUTER CONTINENTAL SHELF LANDS
25 ACT.—Section 8(a)(3) of the Outer Continental

1 Shelf Lands Act (43 U.S.C. 1337(a)(3)) is
2 amended—

3 (i) by striking subparagraphs (A) and
4 (B); and

5 (ii) by redesignating subparagraph
6 (C) as subparagraph (A).

7 (D) ENERGY POLICY ACT OF 2005.—

8 (i) INCENTIVES FOR NATURAL GAS
9 PRODUCTION FROM DEEP WELLS IN THE
10 SHALLOW WATERS OF THE GULF OF MEX-
11 ICO.—Section 344 of the Energy Policy
12 Act of 2005 (42 U.S.C. 15904) is repealed.

13 (ii) DEEP WATER PRODUCTION.—Sec-
14 tion 345 of the Energy Policy Act of 2005
15 (42 U.S.C. 15905) is repealed.

16 (2) FUTURE PROVISIONS.—Royalty relief shall
17 not be permitted under a lease issued under section
18 8 of the Outer Continental Shelf Lands Act (43
19 U.S.C. 1337).

20 (3) PROVISIONS RELATING TO NAVAL PETRO-
21 LEUM RESERVE IN ALASKA.—Section 107 of the
22 Naval Petroleum Reserves Production Act of 1976
23 (42 U.S.C. 6506a) is amended—

24 (A) in subsection (i), by striking para-
25 graphs (2) through (6); and

1 (B) by striking subsection (k).

2 (4) ROYALTY RELIEF UNDER THE MINERAL
3 LEASING ACT.—

4 (A) REPEAL.—Section 39 of the Mineral
5 Leasing Act (30 U.S.C. 209) is repealed.

6 (B) CONFORMING AMENDMENTS.—

7 (i) Section 8721(b) of title 10, United
8 States Code, is amended by striking “202–
9 209” and inserting “202–208”.

10 (ii) Section 8735(a) of title 10, United
11 States Code, is amended by striking “202–
12 209” and inserting “202–208”.

13 (iii) Section 31(h) of the Mineral
14 Leasing Act (30 U.S.C. 188(h)) is amend-
15 ed by striking “and the provisions of sec-
16 tion 39 of this Act”.

17 **SEC. 70805. CIVIL AND CRIMINAL PENALTIES.**

18 (a) MINERAL LEASING ACT.—Section 41 of the Min-
19 eral Leasing Act (30 U.S.C. 195) is amended—

20 (1) in subsection (b), by striking “\$500,000”
21 and inserting “\$1,000,000”; and

22 (2) in subsection (c), by striking “\$100,000”
23 and inserting “\$250,000”.

1 (b) FEDERAL OIL AND GAS ROYALTY MANAGEMENT
2 ACT OF 1982.—The Federal Oil and Gas Royalty Man-
3 agement Act of 1982 is amended—

4 (1) in section 109 (30 U.S.C. 1719)—

5 (A) in subsection (a)(2), by striking
6 “\$500” and inserting “\$1,500”;

7 (B) in subsection (b), by striking
8 “\$5,000” and inserting “\$15,000”;

9 (C) in subsection (c)(3), by striking
10 “\$10,000” and inserting “\$30,000”;

11 (D) in subsection (d)(3), by striking
12 “\$25,000” and inserting “\$75,000”;

13 (E) by redesignating existing subsections
14 (e) through (l) as (f) through (m), respectively;
15 and

16 (F) by adding at the end:

17 “(n) INFLATION ADJUSTMENT OF MAXIMUM PEN-
18 ALTIES.—

19 “(1) The maximum civil penalty amounts listed
20 in subsections (a) through (d) shall automatically
21 adjust for inflation on the 1st day of each calendar
22 year in accordance with the provisions of this sub-
23 section.

24 “(2) The inflation adjustment under this sub-
25 section shall be based on the Consumer Price Index

1 published by the Department of Labor for all Urban
2 Consumers (CPI-U) and shall be calculated by the
3 percentage change, if any, by which the CPI-U for
4 the month of October preceding the adjustment date
5 exceeds the CPI-U for the month of October one
6 year before.

7 “(3) The Secretary will provide sufficient notice
8 of adjusted penalties by publishing the adjusted
9 maximum civil penalty amounts on a public website
10 of the Department.

11 “(4) The Secretary will provide notice, in writ-
12 ing, to the Committee on Natural Resources of the
13 Department’s intent to adjust such penalties 180
14 days before publishing the adjusted maximum civil
15 penalty amounts on a public website of the Depart-
16 ment under paragraph (3).”; and

17 (2) in section 110, by striking “\$50,000” and
18 inserting “\$150,000”.

19 (c) OUTER CONTINENTAL SHELF LANDS ACT.—

20 (1) CIVIL PENALTY, GENERALLY.—Section
21 24(b) of the Outer Continental Shelf Lands Act (43
22 U.S.C. 1350(b)) is amended to read as follows:

23 “(b) CIVIL PENALTIES.—

24 “(1) IN GENERAL.—Except as provided in para-
25 graph (2), any person who fails to comply with any

1 provision of this Act, or any term of a lease, license,
2 or permit issued pursuant to this Act, or any regula-
3 tion or order issued under this Act, shall be liable
4 for a civil administrative penalty of not more than
5 \$75,000 for each day of the continuance of such fail-
6 ure. The Secretary may assess, collect, and com-
7 promise any such penalty.

8 “(2) OPPORTUNITY FOR A HEARING.—No pen-
9 alty shall be assessed until the person charged with
10 a violation has been given an opportunity for a hear-
11 ing.

12 “(3) ADJUSTMENT FOR INFLATION.—The Sec-
13 retary shall, by regulation at least every 3 years, ad-
14 just the penalty specified in this paragraph to reflect
15 any increases in inflation.

16 “(4) THREAT OF HARM.—If a failure described
17 in paragraph (1) constitutes or constituted a threat
18 of harm or damage to life, property, any mineral de-
19 posit, or the marine, coastal, or human environment,
20 a civil penalty of not more than \$150,000 shall be
21 assessed for each day of the continuance of the fail-
22 ure.”.

23 (2) KNOWING AND WILLFUL VIOLATIONS.—Sec-
24 tion 24(c) of the Outer Continental Shelf Lands Act

1 (43 U.S.C. 1350(c)) is amended by striking
2 “\$100,000” and inserting “\$1,000,000”.

3 (3) OFFICERS AND AGENTS OF CORPORA-
4 TIONS.—Section 24(d) of the Outer Continental
5 Shelf Lands Act (43 U.S.C. 1350(d)) is amended by
6 striking “knowingly and willfully authorized, or-
7 dered, or carried out” and inserting “authorized, or-
8 dered, carried out, or through reckless disregard of
9 the law caused”.

10 **SEC. 70806. TECHNICAL AMENDMENTS TO FOGRMA.**

11 (a) AMENDMENTS TO DEFINITIONS.—Section 3 of
12 the Federal Oil and Gas Royalty Management Act of 1982
13 (30 U.S.C. 1702) is amended—

14 (1) in paragraph (20)(A), by striking “: *Pro-*
15 *vided, That*” and all that follows through “subject of
16 the judicial proceeding”;

17 (2) in paragraph (20)(B), by striking “(with
18 written notice to the lessee who designated the des-
19 ignee)”;

20 (3) in paragraph (23)(A), by striking “(with
21 written notice to the lessee who designated the des-
22 ignee)”;

23 (4) by amending paragraph (24) to read as fol-
24 lows:

1 “(24) ‘designee’ means a person who pays, off-
2 sets, or credits monies, makes adjustments, requests
3 and receives refunds, or submits reports with respect
4 to payments a lessee must make pursuant to section
5 102(a);”;

6 (5) in paragraph (25), in subparagraph (B)—

7 (A) by striking “(subject to the provisions
8 of section 102(a) of this Act)”; and

9 (B) in clause (ii), by striking subclause
10 (IV) and all that follows through the end of the
11 subparagraph and inserting the following:

12 “(IV) any assignment, that arises
13 from or relates to any lease, ease-
14 ment, right-of-way, permit, or other
15 agreement regardless of form adminis-
16 tered by the Secretary for, or any
17 mineral leasing law related to, the ex-
18 ploration, production, and develop-
19 ment of oil and gas or other energy
20 resource on Federal lands or the
21 Outer Continental Shelf;” and

22 (6) in paragraph (29), by inserting “or permit”
23 after “lease”.

24 (b) COMPLIANCE REVIEWS.—Section 101 of the Fed-
25 eral Oil and Gas Royalty Management Act of 1982 (30

1 U.S.C. 1711) is amended by adding at the end the fol-
2 lowing new subsection:

3 “(d) The Secretary may, as an adjunct to audits of
4 accounts for leases, conduct compliance reviews of ac-
5 counts. Such reviews shall not constitute nor substitute
6 for audits of lease accounts. The Secretary shall imme-
7 diately refer any disparity uncovered in such a compliance
8 review to a program auditor. The Secretary shall, before
9 completion of a compliance review, provide notice of the
10 review to designees whose obligations are the subject of
11 the review.”.

12 (c) LIABILITY FOR ROYALTY PAYMENTS.—Section
13 102(a) of the Federal Oil and Gas Royalty Management
14 Act of 1982 (30 U.S.C. 1712(a)) is amended to read as
15 follows:

16 “(a) LIABILITY FOR ROYALTY PAYMENTS.—

17 “(1) TIME AND MANNER OF PAYMENT.—In
18 order to increase receipts and achieve effective col-
19 lections of royalty and other payments, a lessee who
20 is required to make any royalty or other payment
21 under a lease, easement, right-of-way, permit, or
22 other agreement, regardless of form, or under the
23 mineral leasing laws, shall make such payment in
24 the time and manner as may be specified by the Sec-
25 retary or the applicable delegated State.

1 “(2) DESIGNEE.—Any person who pays, offsets,
2 or credits monies, makes adjustments, requests and
3 receives refunds, or submits reports with respect to
4 payments the lessee must make is the lessee’s des-
5 ignee under this Act.

6 “(3) LIABILITY.—A designee shall be liable for
7 any payment obligation of any lessee on whose be-
8 half the designee pays royalty under the lease. The
9 person owning operating rights in a lease and a per-
10 son owning legal record title in a lease shall be liable
11 for that person’s pro rata share of payment obliga-
12 tions under the lease.”.

13 (d) RECORDKEEPING.—Section 103(b) of the Federal
14 Oil and Gas Royalty Management Act of 1982 (30 U.S.C.
15 1713(b)) is amended by striking “6” and inserting “7”.

16 (e) ADJUSTMENTS AND REFUNDS.—Section 111A of
17 the Federal Oil and Gas Royalty Management Act of 1982
18 (30 U.S.C. 1721a) is amended—

19 (1) in subsection (a)—

20 (A) by amending paragraph (3) to read as
21 follows:

22 “(3)(A) An adjustment or a request for a re-
23 fund for an obligation may be made after the adjust-
24 ment period only upon written notice to and ap-
25 proval by the Secretary or the applicable delegated

1 State, as appropriate, during an audit of the period
2 which includes the production month for which the
3 adjustment is being made.

4 “(B) Except as provided in subparagraph (C),
5 no adjustment may be made with respect to an obli-
6 gation after the completion of an audit or compli-
7 ance review of such obligation unless such adjust-
8 ment is approved by the Secretary or the applicable
9 delegated State, as appropriate.

10 “(C) If an overpayment is identified during an
11 audit, the Secretary shall allow a credit in the
12 amount of the overpayment.”; and

13 (B) in paragraph (4)—

14 (i) by striking “six-year” and insert-
15 ing “four-year”; and

16 (ii) by striking “period shall” and in-
17 serting “period may”; and

18 (2) in subsection (b)(1)—

19 (A) in subparagraph (C), by striking
20 “and”;

21 (B) in subparagraph (D), by striking the
22 period and inserting “; and”; and

23 (C) by adding at the end the following:

24 “(E) is made within the adjustment period
25 for that obligation.”.

1 (f) OBLIGATION PERIOD.—

2 (1) Section 115(b)(1) of the Federal Oil and
3 Gas Royalty Management Act of 1982 (30 U.S.C.
4 1724(b)(1)) is amended to read as follows:

5 “(1) The Secretary or a delegated State shall
6 commence a judicial proceeding or demand which
7 arises from, or relates to an obligation, within seven
8 years from the date on which the obligation becomes
9 due and if not so commenced shall be barred. A les-
10 see shall commence a judicial proceeding or demand
11 which arises from, or relates to an obligation, within
12 four years from the date on which an obligation be-
13 comes due and if not so commenced shall be barred.
14 If the Secretary, a delegated State, a lessee, or des-
15 ignee is barred from commencement of a judicial
16 proceeding or demand for an obligation, it—

17 “(A) shall not take any other or further
18 action regarding that obligation, including (but
19 not limited to) the issuance of any order, re-
20 quest, demand or other communication seeking
21 any document, accounting, determination, cal-
22 culation, recalculation, payment, principal, in-
23 terest, assessment, or penalty or the initiation,
24 pursuit or completion of an audit with respect
25 to that obligation; and

1 “(B) shall not pursue any other equitable
2 or legal remedy, including equitable
3 recoupment, whether under statute or common
4 law, with respect to an action on, defense
5 against, or an enforcement of said obligation.”.

6 (2) Section 115(c) of the Federal Oil and Gas
7 Royalty Management Act of 1982 (30 U.S.C.
8 1724(c)) is amended by adding at the end the fol-
9 lowing new paragraph:

10 “(3) ADJUSTMENTS.—In the case of an adjust-
11 ment under section 111A(a) in which a recoupment
12 by the lessee results in an underpayment of an obli-
13 gation, the obligation becomes due on the date the
14 lessee or its designee makes the adjustment.”.

15 (g) APPEALS.—Section 115(h) of the Federal Oil and
16 Gas Royalty Management Act of 1982 (30 U.S.C.
17 1724(h)) is amended—

18 (1) in paragraph (1), in the heading, by strik-
19 ing “33-MONTH” and inserting “48-MONTH”;

20 (2) by striking “33 months” each place it ap-
21 pears and inserting “48 months”; and

22 (3) by striking “33-month” each place it ap-
23 pears and inserting “48-month”.

24 (h) PENALTY FOR LATE OR INCORRECT REPORTING
25 OF DATA.—

1 (1) IN GENERAL.—The Secretary of the Inte-
2 rior shall issue regulations by not later than 1 year
3 after the date of enactment of this Act that establish
4 a civil penalty for late or incorrect reporting of data
5 under the Federal Oil and Gas Royalty Management
6 Act of 1982.

7 (2) AMOUNT.—The amount of the civil penalty
8 shall be—

9 (A) an amount that the Secretary deter-
10 mines is sufficient to ensure filing of data in ac-
11 cordance with that Act; and

12 (B) not less than \$10 for each failure to
13 file correct data in accordance with that Act.

14 (3) CONTENT OF REGULATIONS.—Except as
15 provided in paragraph (2), the regulations issued
16 under this section shall be substantially similar to
17 section 216.40 of title 30, Code of Federal Regula-
18 tions, as most recently in effect before the date of
19 enactment of this Act.

20 (i) SHARED PENALTIES.—Section 206 of the Federal
21 Oil and Gas Royalty Management Act of 1982 (30 U.S.C.
22 1736) is amended by striking “Any payments under this
23 section shall be reduced by an amount equal to any pay-
24 ments provided or due to such State or Indian Tribe under
25 the cooperative agreement or delegation, as applicable,

1 during the fiscal year in which the civil penalty is received,
2 up to the total amount provided or due for that fiscal
3 year.”.

4 (j) ADJUSTMENTS AND REFUNDS.—Section 111A of
5 the Federal Oil and Gas Royalty Management Act of 1982
6 (30 U.S.C. 1721a) is amended—

7 (1) in subsection (a)—

8 (A) by amending paragraph (3) to read as
9 follows:

10 “(3)(A) An adjustment or a request for a re-
11 fund for an obligation may be made after the adjust-
12 ment period only upon written notice to and ap-
13 proval by the Secretary or the applicable delegated
14 State, as appropriate, during an audit of the period
15 which includes the production month for which the
16 adjustment is being made.

17 “(B) Except as provided in subparagraph (C),
18 no adjustment may be made with respect to an obli-
19 gation after the completion of an audit or compli-
20 ance review of such obligation unless such adjust-
21 ment is approved by the Secretary or the applicable
22 delegated State, as appropriate.

23 “(C) If an overpayment is identified during an
24 audit, the Secretary shall allow a credit in the
25 amount of the overpayment.”; and

1 (B) in paragraph (4)—

2 (i) by striking “six-year” and insert-
3 ing “four-year”; and

4 (ii) by striking “period shall” and in-
5 serting “period may”; and

6 (2) in subsection (b)(1)—

7 (A) in subparagraph (C), by striking
8 “and”;

9 (B) in subparagraph (D), by striking the
10 period and inserting “; and”; and

11 (C) by adding at the end the following:

12 “(E) is made within the adjustment period
13 for that obligation.”.

14 (k) TOLLING AGREEMENTS AND SUBPOENAS.—

15 (1) TOLLING AGREEMENTS.—Section 115(d)(1)
16 of the Federal Oil and Gas Royalty Management Act
17 of 1982 (30 U.S.C. 1724(d)(1)) is amended—

18 (A) by striking “(with notice to the lessee
19 who designated the designee)”; and

20 (B) by adding at the end “A tolling agree-
21 ment executed by a designee shall bind both the
22 owner of legal record title in a lease and the
23 owner of operating rights in a lease, and any
24 designee. The owner of the legal record title
25 and the owner of operating rights in a lease

1 shall be bound by the tolling agreement to the
2 extent of their pro rata share of payment obli-
3 gations under the lease.”.

4 (2) SUBPOENAS.—Section 115(d)(2)(A) of the
5 Federal Oil and Gas Royalty Management Act of
6 1982 (30 U.S.C. 1724(d)(2)(A)) is amended by
7 striking “(with notice to the lessee who designated
8 the designee, which notice shall not constitute a sub-
9 poena to the lessee)”.

10 (1) REQUIRED RECORDKEEPING FOR NATURAL GAS
11 PLANTS.—

12 (1) Not later than 1 year after the date of en-
13 actment of this Act, the Secretary of the Interior
14 shall publish final regulations with respect to re-
15 quired recordkeeping, under the authority provided
16 in section 103 of the Federal Oil and Gas Royalty
17 Management Act of 1982 (30 U.S.C. 1713), as
18 amended by this Act.

19 (2) Section 103(a) of the Federal Oil and Gas
20 Royalty Management Act of 1982 (30 U.S.C.
21 1713(a)) is amended to read:

22 “(a) A lessee, operator, or other person directly in-
23 volved in developing, producing, treating, transporting,
24 processing, purchasing, or selling oil or gas subject to this
25 chapter through the point of first arm’s-length sale, the

1 point of royalty determination, or the point that proc-
2 essing is complete, whichever is later, shall establish and
3 maintain any records, make any reports, and provide any
4 information that the Secretary may, by rule, reasonably
5 require for the purposes of implementing this chapter or
6 determining compliance with rules or orders under this
7 chapter. Upon the request of any officer or employee duly
8 designated by the Secretary or any State or Indian Tribe
9 conducting an audit or investigation pursuant to this
10 chapter, the appropriate records, reports, or information
11 which may be required by this section shall be made avail-
12 able for inspection and duplication by such officer or em-
13 ployee, State, or Indian Tribe.”.

14 (m) ENTITLEMENTS.—

15 (1) DIRECTED RULEMAKING.—Not later than
16 180 days after the date of enactment of this Act, the
17 Secretary of the Interior shall publish final regula-
18 tions prescribing when a Federal lessee or designee
19 must report and pay royalties on oil and gas produc-
20 tion for each month based on—

21 (A) the volume of oil and gas produced
22 from a lease or allocated to the lease in accord-
23 ance with the terms of a unit or
24 communitization agreement; or

1 (B) the actual volume of oil and gas sold
2 by or on behalf of the lessee.

3 (2) 100 PERCENT ENTITLEMENT REPORTING
4 AND PAYING.—The Secretary shall give consider-
5 ation to requiring all reporting and paying based on
6 the volume of oil and gas produced from a lease or
7 allocated to the lease in accordance with the terms
8 of a unit or communitization agreement without re-
9 gard to the actual volume of oil and gas sold by or
10 on behalf of a lessee.

11 (3) VOLUME ALLOCATION OF OIL AND GAS PRO-
12 DUCTION.—Section 111(i) of the Federal Oil and
13 Gas Royalty Management Act of 1982 (30 U.S.C.
14 1721(i)) is amended to read:

15 “(i) VOLUME ALLOCATION OF OIL AND GAS PRO-
16 DUCTION.—Except as otherwise provided by this sub-
17 section—

18 “(A) a lessee or its designee of a lease in any
19 unit or communitization agreement shall report and
20 pay royalties on oil and gas production for each pro-
21 duction month based on the volume of oil and gas
22 produced from such agreement and allocated to the
23 lease in accordance with the terms of the agreement;
24 and

1 “(B) a lessee or its designee of a lease that is
2 not contained in a unit or communitization agree-
3 ment shall report and pay royalties on oil and gas
4 production for each production month based on the
5 volume of oil and gas produced from the lease unless
6 the Secretary promulgates a final rule to allow or re-
7 quire that the lessee report and pay royalties on oil
8 and gas production for each production month based
9 on the actual volume of production sold by or on be-
10 half of that lessee.”.

11 **SEC. 70807. HARDROCK MINING.**

12 (a) ABANDONED MINE LAND CLEANUP.—In addition
13 to amounts otherwise available, there is appropriated to
14 the Bureau of Land Management for fiscal year 2022, out
15 of any money in the Treasury not otherwise appropriated
16 \$2,500,000,000, to remain available until September 30,
17 2031, except that no amounts may be expended after Sep-
18 tember 30, 2031, for all activities necessary to inventory,
19 assess, decommission, reclaim, respond to hazardous sub-
20 stance releases on, and remediate abandoned locatable
21 minerals mine land.

22 (b) ROYALTY.—

23 (1) IN GENERAL.—Except as provided in para-
24 graph (2) and subject to paragraph (3), production
25 of all locatable minerals from any mining claim lo-

1 cated under the general mining laws and maintained
2 in compliance with this Act, or mineral concentrates
3 or products derived from locatable minerals from
4 any such mining claim, as the case may be, shall be
5 subject to a royalty of 8 percent of the gross income
6 from mining. The claim holder or any operator to
7 whom the claim holder has assigned the obligation
8 to make royalty payments under the claim and any
9 person who controls such claim holder or operator
10 shall be liable for payment of such royalties.

11 (2) ROYALTY FOR FEDERAL LANDS SUBJECT
12 TO APPROVED PLAN OF OPERATIONS.—The royalty
13 under paragraph (2) shall be 4 percent in the case
14 of any Federal land that is subject to an approved
15 plan of operations on the date of the enactment of
16 this Act.

17 (3) FEDERAL LAND ADDED TO EXISTING PLANS
18 OF OPERATIONS.—Any Federal land added through
19 a plan modification to a mining plan of operations
20 that is submitted after the date of enactment of this
21 Act shall be subject to the royalty that applies to
22 Federal land under paragraph (1).

23 (4) LIMITATION ON APPLICATION.—

24 (A) IN GENERAL.—Any royalty under this
25 subsection shall not apply to small miners. In

1 this subparagraph, the term “small miner”
2 means a person (including all related parties
3 thereto) that certifies to the Secretary in writ-
4 ing that the person had annual gross income in
5 the preceding calendar year from mineral pro-
6 duction in an amount less than \$100,000.

7 (B) RELATED PARTIES DEFINED.—For the
8 purposes of this paragraph, the term “related
9 parties” means, with respect to a person—

10 (i) the spouse and all dependents (as
11 defined in section 152 of the Internal Rev-
12 enue Code of 1986 (26 U.S.C. 152)) of the
13 person; or

14 (ii) another person who is affiliated
15 with the person, including—

16 (I) another person who controls,
17 is controlled by, or is under common
18 control with the person; and

19 (II) a subsidiary or parent com-
20 pany or corporation of the person.

21 (C) CONTROL DEFINED.—For purposes of
22 this paragraph, the term “control” includes ac-
23 tual control, legal control, and the power to ex-
24 ercise control, through or by common directors,
25 officers, stockholders, a voting trust, or a hold-

1 ing company or investment company, or any
2 other means.

3 (5) DUTIES OF CLAIM HOLDERS, OPERATORS,
4 AND TRANSPORTERS.—

5 (A) REGULATION.—The Secretary shall
6 prescribe by rule the time and manner in
7 which—

8 (i) a person who is required to make
9 a royalty payment under this section shall
10 make such payment; and

11 (ii) shall notify the Secretary of any
12 assignment that such person may have
13 made of the obligation to make any royalty
14 or other payment under a mining claim
15 under this section.

16 (B) WRITTEN INSTRUMENT.—Any person
17 paying royalties under this section shall file a
18 written instrument, together with the first roy-
19 alty payment, affirming that such person is re-
20 sponsible for making proper payments for all
21 amounts due for all time periods for which such
22 person has a payment responsibility.

23 (C) ADDITIONAL AMOUNTS.—Such respon-
24 sibility for the periods referred to in subpara-
25 graph (B) shall include any and all additional

1 amounts billed by the Secretary and determined
2 to be due by final agency or judicial action.

3 (D) JOINT AND SEVERAL LIABILITY.—Any
4 person liable for royalty payments under this
5 section who assigns any payment obligation
6 shall remain jointly and severally liable for all
7 royalty payments due for the period.

8 (E) OBLIGATIONS.—A person conducting
9 mineral activities shall—

10 (i) develop and comply with the site
11 security provisions in the mining plan of
12 operations designed to protect from theft
13 the hardrock minerals, concentrates, or
14 products derived therefrom that are pro-
15 duced or stored on the area subject to a
16 mining claim or lease, and such provisions
17 shall conform with such minimum stand-
18 ards as the Secretary may prescribe by
19 rule, taking into account the variety of cir-
20 cumstances on areas subject to mining
21 claims and leases; and

22 (ii) not later than the 5th business
23 day after production begins anywhere on
24 an area subject to a mining claim, or pro-
25 duction resumes after more than 90 days

1 after production was suspended, notify the
2 Secretary, in the manner prescribed by the
3 Secretary, of the date on which such pro-
4 duction has begun or resumed.

5 (F) REQUIRED DOCUMENTATION.—The
6 Secretary may by rule require any person en-
7 gaged in transporting a hardrock mineral, con-
8 centrate, or product derived therefrom to carry
9 on his or her person, in his or her vehicle, or
10 in his or her immediate control, documentation
11 showing, at a minimum, the amount, origin,
12 and intended destination of the hardrock min-
13 eral, concentrate, or product derived therefrom
14 in such circumstances as the Secretary deter-
15 mines is appropriate.

16 (6) RECORDKEEPING AND REPORTING RE-
17 QUIREMENTS.—

18 (A) IN GENERAL.—A claim holder, oper-
19 ator, or other person directly involved in devel-
20 oping, producing, processing, transporting, pur-
21 chasing, or selling hardrock minerals, con-
22 centrates, or products derived therefrom, sub-
23 ject to this section, shall establish and maintain
24 any records, make any reports, and provide any
25 information that the Secretary may reasonably

1 require for the purposes of implementing this
2 section or determining compliance with rules or
3 orders under this section. Such records shall in-
4 clude periodic reports, records, documents, and
5 other data. Such reports may also include perti-
6 nent technical and financial data relating to the
7 quantity, quality, composition volume, weight,
8 and assay of all minerals extracted from the
9 mining claim or lease.

10 (B) FORFEITURE.—Failure by a claim
11 holder or operator to cooperate with such an
12 audit, provide data required by the Secretary,
13 or grant access to information may, at the dis-
14 cretion of the Secretary, be declared void.

15 (C) MAINTENANCE OF RECORDS.—Records
16 required by the Secretary under this section
17 shall be maintained for 7 years after release of
18 financial assurance unless the Secretary notifies
19 the operator that the Secretary has initiated an
20 audit or investigation involving such records
21 and that such records must be maintained for
22 a longer period. In any case when an audit or
23 investigation is underway, records shall be
24 maintained until the Secretary releases the op-

1 erator of the obligation to maintain such
2 records.

3 (7) AUDITS.—The Secretary is authorized to
4 conduct such audits of all operators, transporters,
5 purchasers, processors, or other persons directly or
6 indirectly involved in the production or sale of min-
7 erals covered by this section, as the Secretary deems
8 necessary for the purposes of ensuring compliance
9 with the requirements of this section. For purposes
10 of performing such audits, the Secretary shall, at
11 reasonable times and upon request, have access to,
12 and may copy, all books, papers and other docu-
13 ments that relate to compliance with any provision
14 of this section by any person.

15 (8) INTEREST AND SUBSTANTIAL UNDER-
16 REPORTING ASSESSMENTS.—

17 (A) PAYMENTS NOT RECEIVED.—In the
18 case of production where royalty payments are
19 not received by the Secretary on the date that
20 such payments are due, the Secretary shall
21 charge interest on such underpayments at the
22 same interest rate as the rate applicable under
23 section 6621(a)(2) of the Internal Revenue
24 Code of 1986. In the case of an underpayment,
25 interest shall be computed and charged only on

1 the amount of the deficiency and not on the
2 total amount.

3 (B) UNDERREPORTING.—If there is any
4 underreporting of royalty owed on production
5 for any production month by any person liable
6 for royalty payments under this section, the
7 Secretary shall assess a penalty of not greater
8 than 25 percent of the amount of that under-
9 reporting.

10 (C) SELF-REPORTING.—The Secretary
11 may waive or reduce the assessment provided in
12 subparagraph (B) if the person liable for roy-
13 alty payments under this section corrects the
14 underreporting before the date such person re-
15 ceives notice from the Secretary that an under-
16 reporting may have occurred, or before 90 days
17 after the date of the enactment of this section,
18 whichever is later.

19 (D) WAIVER.—The Secretary shall waive
20 any portion of an assessment under subpara-
21 graph (B) attributable to that portion of the
22 underreporting for which the person responsible
23 for paying the royalty demonstrates that—

24 (i) such person had written authoriza-
25 tion from the Secretary to report royalty

1 on the value of the production on basis on
2 which it was reported;

3 (ii) such person had substantial au-
4 thority for reporting royalty on the value
5 of the production on the basis on which it
6 was reported;

7 (iii) such person previously had noti-
8 fied the Secretary, in such manner as the
9 Secretary may by rule prescribe, of rel-
10 evant reasons or facts affecting the royalty
11 treatment of specific production which led
12 to the underreporting; or

13 (iv) such person meets any other ex-
14 ception which the Secretary may, by rule,
15 establish.

16 (E) DEFINITION.—For the purposes of
17 this subsection, the term “underreporting”
18 means the difference between the royalty on the
19 value of the production that should have been
20 reported and the royalty on the value of the
21 production which was reported, if the value that
22 should have been reported is greater than the
23 value that was reported.

24 (9) EXPANDED ROYALTY OBLIGATIONS.—Each
25 person liable for royalty payments under this section

1 shall be jointly and severally liable for royalty on all
2 hardrock minerals, concentrates, or products derived
3 therefrom lost or wasted from a mining claim when
4 such loss or waste is due to negligence on the part
5 of any person or due to the failure to comply with
6 any rule, regulation, or order issued under this sec-
7 tion.

8 (10) GROSS INCOME FROM MINING DEFINED.—
9 For the purposes of this section, for any hardrock
10 mineral, the term “gross income from mining” has
11 the same meaning as the term “gross income” in the
12 Internal Revenue Code of 1986 (26 C.F.R. 61).

13 (11) EFFECTIVE DATE.—Royalties under this
14 section shall take effect with respect to the produc-
15 tion of hardrock minerals after the enactment of this
16 Act, but any royalty payments attributable to pro-
17 duction during the first 12 calendar months after
18 the enactment of this Act shall be payable at the ex-
19 piration of such 12-month period.

20 (12) FAILURE TO COMPLY WITH ROYALTY RE-
21 QUIREMENTS.—Any person who fails to comply with
22 the requirements of this section or any regulation or
23 order issued to implement this section shall be liable
24 for a civil penalty under section 109 of the Federal
25 Oil and Gas Royalty Management Act (30 U.S.C.

1 1719) to the same extent as if the claim maintained
2 in compliance with this title were a lease under such
3 Act.

4 (c) RECLAMATION FEE.—

5 (1) IMPOSITION OF FEE.—Except as provided
6 in paragraph (7), each operator conducting hardrock
7 mineral activities shall pay to the Secretary of the
8 Interior a reclamation fee of 7 cents per ton of dis-
9 placed material.

10 (2) PAYMENT DEADLINE.—Such reclamation
11 fee shall be paid not later than 60 days after the
12 end of each calendar year beginning with the first
13 calendar year occurring after the date of enactment
14 of this Act.

15 (3) SUBMISSION OF STATEMENT.—All operators
16 conducting hardrock mineral activities shall submit
17 to the Secretary a statement of the amount of dis-
18 placed material produced during mineral activities
19 during the previous calendar year, the accuracy of
20 which shall be sworn to by the operator and nota-
21 rized.

22 (4) PENALTY.—Any corporate officer, agent, or
23 director of a person conducting hardrock mineral ac-
24 tivities, and any other person acting on behalf of
25 such a person, who knowingly makes any false state-

1 ment, representation, or certification, or knowingly
2 fails to make any statement, representation, or cer-
3 tification, required under this section with respect to
4 such operation shall, upon conviction, be punished
5 by a fine of not more than \$10,000.

6 (5) CIVIL ACTION TO RECOVER FEE.—Any por-
7 tion of such reclamation fee not properly or prompt-
8 ly paid pursuant to this section shall be recoverable,
9 with statutory interest, from the hardrock mineral
10 activities operator, in any court of competent juris-
11 diction in any action at law to compel payment of
12 debts.

13 (6) EFFECT.—Nothing in this section requires
14 a reduction in, or otherwise affects, any similar fee
15 required under any law (including regulations) of
16 any State.

17 (7) EXEMPTION.—The fee under this section
18 shall not apply for small miners.

19 (8) DEFINITIONS.—

20 (A) The term “displaced material” means
21 any unprocessed ore and waste dislodged from
22 its location at the time hardrock mineral activi-
23 ties begin at a surface, underground, or in-situ
24 mine.

25 (B) The term “hardrock mineral”—

1 (i) means any mineral that was sub-
2 ject to location under the general mining
3 laws as of the date of enactment of this
4 Act, and that is not subject to disposition
5 under—

6 (I) the Mineral Leasing Act (30
7 U.S.C. 181 et seq.);

8 (II) the Geothermal Steam Act of
9 1970 (30 U.S.C. 1001 et seq.);

10 (III) the Act of July 31, 1947,
11 commonly known as the Materials Act
12 of 1947 (30 U.S.C. 601 et seq.); or

13 (IV) the Mineral Leasing for Ac-
14 quired Lands Act (30 U.S.C. 351 et
15 seq.); and

16 (ii) does not include any mineral that
17 is subject to a restriction against alienation
18 imposed by the United States and is—

19 (I) held in trust by the United
20 States for any Indian or Indian Tribe,
21 as defined in section 2 of the Indian
22 Miner Development Act of 1982 (25
23 U.S.C. 2101); or

24 (II) owned by any Indian or In-
25 dian Tribe, as defined in that section.

1 (C) The term “mineral activities” means
2 any activity on a mining claim, mill site, or tun-
3 nel site, or a mining plan of operations, for, re-
4 lated to, or incidental to, mineral exploration,
5 mining, beneficiation, processing, or reclama-
6 tion activities for any hardrock mineral.

7 (D) The term “operator” means any per-
8 son authorized at the date of enactment of this
9 Act or proposing after the date of enactment of
10 this Act to conduct mineral activities under the
11 Mining Law of 1872 (30 U.S.C. 22) and any
12 agent of such person.

13 (E) The term “small miner” means a per-
14 son (including all related parties thereto) that
15 certifies to the Secretary in writing that the
16 person had annual gross income in the pre-
17 ceeding calendar year from mineral production
18 in an amount less than \$100,000.

19 (F) The term “displaced material” means
20 any crude ore and waste dislodged from its lo-
21 cation at the time hardrock mineral activities
22 begin at a surface, underground, or in-situ
23 mine.

24 (d) CLAIM MAINTENANCE FEE.—

1 (1) HARDROCK MINING CLAIM MAINTENANCE
2 FEE.—

3 (A) REQUIRED FEES.—

4 (i) For each unpatented mining claim,
5 mill, or tunnel site on federally owned
6 lands, whether located before, on, or after
7 the date of enactment of this Act, each
8 claimant shall pay to the Secretary, on or
9 before September 1 of each year, a claim
10 maintenance fee of \$200 per claim to hold
11 such unpatented mining claim, mill or tun-
12 nel site for the assessment year beginning
13 at noon on the next day, September 1.

14 (ii) For each unpatented placer min-
15 ing claim on federally owned lands, wheth-
16 er located before, on, or after the date of
17 enactment of this Act, each claimant shall
18 pay to the Secretary, on or before Sep-
19 tember 1 of each year, a claim mainte-
20 nance fee of \$200 for each 20 acres of the
21 placer claim or portion thereof.

22 (iii) Such claim maintenance fee de-
23 scribed in this section shall be in lieu of
24 the assessment work requirement con-
25 tained in the Mining Law of 1872 (30

1 U.S.C. 28 et seq.) and the related filing re-
2 quirements contained in section 314 (a)
3 and (c) of the Federal Land Policy and
4 Management Act of 1976 (43 U.S.C. 1744
5 (a) and (c)).

6 (iv) The claim maintenance fee in this
7 section shall be paid for the year in which
8 the location is made, at the time the loca-
9 tion notice is recorded with the Bureau of
10 Land Management.

11 (B) FEE ADJUSTMENTS.—

12 (i) The Secretary shall provide claim-
13 ants notice of any adjustment made under
14 this subsection not later than July 1 of
15 any year in which the adjustment is made.

16 (ii) A fee adjustment under this sub-
17 section shall begin to apply the first as-
18 sessment year which begins after adjust-
19 ment is made.

20 (C) EXCEPTION FOR SMALL MINERS.—The
21 claim maintenance fee required under this sec-
22 tion may be waived for a claimant who certifies
23 in writing to the Secretary that on the date the
24 payment was due, the claimant and all related
25 parties—

1 (i) held not more than 10 mining
2 claims, mill sites, or tunnel sites, or any
3 combination thereof, on public lands; and

4 (ii) have performed assessment work
5 required under the Mining Law of 1872
6 (30 U.S.C. 28–28e) to maintain the min-
7 ing claims held by the claimant and such
8 related parties for the assessment year
9 ending on noon of September 1 of the cal-
10 endar year in which payment of the claim
11 maintenance fee was due.

12 (2) CO-OWNERSHIP.—The co-ownership provi-
13 sions of the Mining Law of 1872 (30 U.S.C. 28 et
14 seq.) shall remain in effect except that the annual
15 claim maintenance fee, where applicable, shall re-
16 place applicable assessment requirements and ex-
17 penditures.

18 (3) FAILURE TO PAY.—Failure to timely pay
19 the claim maintenance fee as required by the Sec-
20 retary shall conclusively constitute a forfeiture of the
21 unpatented mining claim, mill or tunnel site by the
22 claimant and the claim shall be deemed null and
23 void by operation of law.

24 (e) FUNDING TO PREVENT ENVIRONMENTAL DAM-
25 AGE FROM MINING.—In addition to amounts otherwise

1 available, there is appropriated to the Bureau of Land
2 Management for fiscal year 2022, out of any money in
3 the Treasury not otherwise appropriated, \$3,000,000, to
4 remain available until September 30, 2031, except that no
5 amounts may be expended after September 30, 2031, to
6 revise rules and regulations to prevent undue degradation
7 of public lands due to hardrock mining activities as au-
8 thorized by the Federal Land Policy and Management Act
9 (43 U.S.C. 1701) and the Mining Law of 1872 (30 U.S.C.
10 22).

11 **SEC. 70808. LIMITATION.**

12 No funds made available under this subtitle may be
13 used to close the national office of the Bureau of Land
14 Management located in Grand Junction, Colorado.

15 **Subtitle I—Office of Native**
16 **Hawaiian Relations**

17 **SEC. 70901. NATIVE HAWAIIAN CONSULTATION.**

18 In addition to amounts otherwise available, there is
19 appropriated to the Office of Native Hawaiian Relations
20 for fiscal year 2022, out of any money in the Treasury
21 not otherwise appropriated, \$3,000,000, to remain avail-
22 able until September 30, 2031, except that no amounts
23 may be expended after September 30, 2031, for the pur-
24 poses of conducting consultations with the Native Hawai-
25 ian people.

1 **SEC. 70902. NATIVE HAWAIIAN CLIMATE RESILIENCE.**

2 In addition to amounts otherwise available, there is
3 appropriated to the Office of Native Hawaiian Relations
4 for fiscal year 2022, out of any money in the Treasury
5 not otherwise appropriated, \$30,000,000, to remain avail-
6 able until September 30, 2031, except that no amounts
7 may be expended after September 30, 2031, through di-
8 rect expenditure, contracts, grants, and cooperative agree-
9 ments to provide funding and technical assistance for cli-
10 mate resilience and adaptation programs that serve the
11 Native Hawaiian people.

12 **Subtitle J—Accountability for**
13 **Funds**

14 **SEC. 70901. OVERSIGHT.**

15 One half of one percent of the amounts made avail-
16 able under this title in each of fiscal years 2022 through
17 2031 shall be used for the oversight and accountability
18 of the expenditure of funds.

19 **SEC. 70902. LIMITATION.**

20 Of the funds provided under sections 70301, 70303,
21 70310, 70504, 70505, 70506, 70507, 70508, 70510,
22 70512, 70513, 70514, 70601, 70602, 70603, 70609, and
23 70610, no more than 2 percent shall be used for adminis-
24 trative costs to carry out such sections.

