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## Legislative Bulletin.....June 25, 2009

### Contents:

**Amendments to H.R. 2996**— The FY2010 Department of the Interior, Environment, and Related Agencies Appropriations Act

H.R. 2996, the FY 2010 Department of the Interior, Environment, and Related Agencies Appropriations Act (sponsored by *Rep. Norman Dicks, D-WA*), is scheduled to be considered on the House floor on Thursday, June 25, 2009 under a restrictive *structured rule* ([H.Res. 578](#)) that provides one hour of general debate, and waives all points of order against the bill's consideration, except for clauses 9 (the earmark rule) and 10 (PAYGO) of Rule XXI. The rule also waives points of order against the bill itself for failures to comply with various rules for appropriations bills (such as prohibitions on appropriating funds to unauthorized programs).

The rule prohibits re-votes on amendments and allows the Chair to reduce to two minutes the time for electronic voting. Only the Appropriations Committee Chairman or his designee could offer a motion that the Committee of the Whole rise (i.e. stop considering amendments). The Minority would get one motion to recommit the bill, with or without instructions.

The structured rule divides the amendments made in order as follows:

- PART A: One manager's amendment
- PART B: Seven perfecting amendments
- PART C: Three of ten Flake amendments on earmarks
- PART D: One of three Campbell amendments on earmarks
- PART E: One of four Hensarling amendments on earmarks

Each of the respective sponsors of earmark amendments could decide which amendments he wants to offer within the amount allowed.

Each amendment in each part is debatable for ten minutes equally divided.

Total amendments submitted to the Rules Committee: **105**

Total allowed under this restrictive rule: **13**

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## **PART A MANAGER'S AMENDMENT**

**1. Dicks (D-WA).** Manager's Amendment. Allows Abandoned Mine Reclamation funds to be used for the non-federal cost share of projects funded by the federal government for the purpose of environmental restoration related to the treatment or abatement of acid mine drainage from abandoned mines.

The amendment *increases* funding (compared to the base bill) for the following programs as follows:

- Land Acquisition and State Assistance program (National Park Service), \$10 million.
- Save America's Treasures, \$1 million.

The amendment *decreases* funding (compared to the base bill) for the following programs as follows:

- Working Capital Fund, \$10 million.
- Historic Preservation Fund Construction, \$1 million.

## **PART B PERFECTING AMENDMENTS MADE IN ORDER UNDER THE RULE**

**1. Chaffetz (R-UT).** Prohibits funding in the bill for recreation grants (from the Land and Water Conservation Fund) from being used to acquire land or make improvements in state or local parks.

**2. Garrett (R-NJ).** *Reduces* by \$2.0 million funding for the EPA, Buildings and Facilities; *increases* by \$2.0 million funding for the land conservation partnerships authorized by the Highlands Conservation Act.

**3. Heller (R-NV).** Prohibits funds made available in the bill from being spent to build a "Carson Interagency Fire Facility," located in Carson City, Nevada.

**4. Jordan (R-OH).** Provides a total funding level for the FY 2010 Interior-Environment Appropriations Act equivalent to the FY 2008 spending level (the pre-omnibus funding level in effect less than 9 months ago), saving taxpayers \$5.75 billion.

**5. Smith (R-TX).** Simultaneously reduces and increases by \$25 million the funding for the National Forest System. The amendment sponsor intends this amendment to reserve \$25 million "for the Forest Service's Law Enforcement and Investigations drug enforcement efforts, including removal of marijuana sites and clandestine

methamphetamine labs from the National Forest System and interdiction of drug traffickers on NFS lands that share a common border with Canada and Mexico.”

**6. Stearns (R-FL).** Reduces each amount appropriated or otherwise made available by this Act for the Environmental Protection Agency (EPA) that is not required to be appropriated or otherwise made available by a provision of law by 38%, which would reduce EPA spending to FY2009 levels.

**7. Walden (R-OR).** Increases by \$2.5 million funds for forest health and community wildfire protection activities executed under the Healthy Forest Restoration Act authority ([Public Law 107-148](#)); and reduces by \$2.5 million funds for Bureau of Land Management—Management of Lands and Resources.

**PART C**  
**FLAKE AMENDMENTS MADE IN ORDER UNDER THE RULE**  
**ONLY 3 IN ORDER**

**1. Flake (R-AZ).** Prohibits funds under “National Park Service—Construction” from being used for the Restore Good Fellow Lodge, Indiana Dunes National Lakeshore in Porter, IN, and reduces the relevant funding account by \$1 million.

**2. Flake (R-AZ).** Prohibits funds under “U.S. Fish and Wildlife Service—Resource Management” from being used for the Mass Marketing of Hatchery of Fish in Minnesota and reduces the relevant funding account by \$1 million.

**3. Flake (R-AZ).** Prohibits funds under “National Park Service—Historic Preservation Fund” from being used for the Tarrytown Music Hall Restoration project in Tarrytown, NY, and reduces the relevant funding account by \$150,000.

**4. Flake (R-AZ).** Prohibits funds under “National Park Service—Historic Preservation Fund” from being used for the Historic Fort Payne Coal and Iron Building Rehabilitation in Fort Payne, AL, and reduces the relevant funding account by \$150,000.

**5. Flake (R-AZ).** Prohibits funds under “National Park Service—Historic Preservation Fund” from being used for the Blount Mansion Historic Restoration in Knoxville, TN, and reduces the relevant funding account by \$200,000.

**6. Flake (R-AZ).** Prohibits funds under “National Park Service—Historic Preservation Fund” from being used for the Swayne Hall Historic Restoration and Renovation in Talladega, AL, and reduces the relevant funding account by \$100,000.

**7. Flake (R-AZ).** Prohibits funds under “National Park Service—Historic Preservation Fund” from being used for the Sterling Opera House Renovation project in Derby, CT, and reduces the relevant funding account by \$150,000.

**8. Flake (R-AZ).** Prohibits funds under “National Park Service—Historic Preservation Fund” from being used for the Restoration of Historic Coe Mansion in Minneapolis, MN, and reduces the relevant funding account by \$150,000.

**9. Flake (R-AZ).** Prohibits funds under “Environmental Protection Agency—Science and Technology” from being used for the Consortium for Plant Biotechnology Research in St. Simmons Island, GA, and reduces the relevant funding account by \$1 million.

**10. Flake (R-AZ).** Prohibits funds under “National Park Service—Land Acquisition” from being used for the Ice Age National Scenic Trail in Cross Plains, WI, and reduces the relevant funding account by \$2 million.

**PART D**  
**CAMPBELL AMENDMENTS MADE IN ORDER UNDER THE RULE**  
**ONLY 1 IN ORDER**

**1. Campbell (R-CA).** Prohibits funds under “National Park Service—National Recreation and Preservation” from being used for the Angel Island Immigration Station Foundation in San Francisco, CA, and reduces the relevant funding account by \$1 million.

**2. Campbell (R-CA).** Prohibits funds under “National Park Service—Historic Preservation Fund” from being used for the Tarrytown Music Hall Restoration project in Tarrytown, NY, and reduces the relevant funding account by \$150,000.

**3. Campbell (R-CA).** Prohibits funds under “National Park Service—Historic Preservation Fund” from being used for the Village Park Historic Preservation project of the Traditional Arts in Upstate New York in Canton, NY, and reduces the relevant funding account by \$150,000.

**PART E**  
**HENSARLING AMENDMENTS MADE IN ORDER UNDER THE RULE**  
**ONLY 1 IN ORDER**

**1. Hensarling (R-TX).** Prohibits funds under “National Park Service—Statutory or Contractual Aid” from being used for the Angel Island State Park Immigration Station Hospital Rehabilitation project in San Francisco, CA, and reduces the relevant funding account by \$1 million.

**2. Hensarling (R-TX).** Prohibits funds under “National Park Service—Save America’s Treasures” from being used for the Sterling Opera House Renovation project in Derby, CT, and reduces the relevant funding account by \$150,000.

**3. Hensarling (R-TX).** Prohibits funds under “National Park Service—Save America’s Treasures” from being used for the Cottrill’s Opera House restoration project in Thomas, WV, and reduces the relevant funding account by \$150,000.

**4. Hensarling (R-TX).** Prohibits funds under “National Park Service—Save America’s Treasures” from being used for the Tarrytown Music Hall Restoration project in Tarrytown, NY, and reduces the relevant funding account by \$150,000.

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