

Title I – General Provisions, Department of the Interior

Emergency Transfers. The House includes provisions that allow for the transfer of funds in cases of emergency and defined circumstances when authorized by the Secretary. Sec. 102 is amended to include language proposed in the President's budget to include emergencies related to hazardous materials spills. (§101-102)

Authorized Use of Funds - Administrative Provision. The House includes a provision which allows for the use of appropriations for certain services such as the purchase, hire, and replacement of motor vehicles. (§103)

Transfer of Funds (BIA & Office of the Special Trustee for American Indians). The House includes a provision that permits the transfer of unobligated balances between the Bureau of Indian Affairs and the Office of the Special Trustee for American Indians for Indian trust and reform activities. (§104)

Tribal Priority Allocation Funds. The House includes a provision that permits the redistribution of tribal priority allocation and tribal base funds to alleviate funding inequities. (§105)

Twin Cities. The House includes a provision that allows for conveyance of properties at the Twin Cities Research Center and retention of receipts related to the use of the properties for the benefit of the National Wildlife Refuge System within the State of Minnesota. (§106)

Payment of Attorney Fees. The House continues a provision that allows the Secretary to pay private attorney fees for employees and former employees incurred in connection with *Cobell v. Salazar*. (§107)

Everglades Ecosystem Restoration. The House includes a provision authorizing the implementation of modifications to the Tamiami Trail as provided in the preferred alternative of the final EIS published in the Federal Register on December 14, 2010. (§108)

Ellis, Governors, and Liberty Islands. The House includes a provision that authorizes the Secretary to acquire lands, waters, or interests therein to operate and maintain facilities in support of transportation and accommodation of visitors to Ellis, Governors, or Liberty Islands, by donation or with appropriated funds, including franchise fees, or by exchange. The provision also authorizes the Secretary to negotiate and enter into leases, subleases, concession contracts, or other agreements for the use of such facilities. (§109)

Indian Probate Judges. The House includes a provision to extend the authority that has been included in Appropriations Acts since FY 2000 for the Secretary to hire, retain and compensate Indian Probate Judges to handle probate cases. (§110)

Bureau of Ocean Energy Management, Regulation and Enforcement

Reorganization. The House includes a provision to allow for the reorganization of BOEMRE including the establishment of accounts and the transfer of funds between accounts. (§111)

Authorized Use of Indian Education Funds. The House includes authority that would allow the Bureau of Indian Education to utilize funds recovered from grants or 638 contracts to Tribes upon reassumption of school operations by the Bureau. Funds would remain available for five years. (§112)

Contracts and Agreements for Wild Horse and Burro Holding Facilities. The House includes a provision providing BLM the authority to enter into long-term cooperative agreements and contracts with nonprofit organizations or other appropriate entities for the long-term care and maintenance of excess wild horses and burros on private land. (§113)

Bureau of Indian Education Operated Schools. The House includes a provision that allows the head of Bureau-operated schools to enter into agreements with public and private persons and entities to rent or lease the land or facilities of the school in exchange for funds that benefit the school. (§114)

Mass Marking of Salmonid Stocks. The House includes a provision that requires that the FWS implement a system of mass marking of salmonid stocks, intended for harvest, that are released from federally financed hatcheries. (§115)

Yukon-Charley National Preserve. The House includes a provision that prohibits the use of funds to implement or enforce regulations concerning boating and other activities on or relating to waters within the Yukon-Charley National Preserve. (§116)

Direct Hire Authority. The House includes a provision that allows direct hiring authority for the Secretary for qualified candidates who have completed a rigorous undergraduate or graduate summer internship with a land management agency. The direct hires are limited to within 2-years of completing an undergraduate or graduate degree. (§117)

Review Process for Certain Bureau of Land Management Actions. The House includes a provision which allows persons to bring judicial action against BLM concerning grazing on public lands, but only after the person has challenged the action at the agency level and exhausted the administrative hearing and appeals procedures. (§118)

Gray Wolves. The House includes a provision providing that any published final rule that provides that the gray wolf in the State of Wyoming or any of the States within the range of the Western Great Lakes Distinct Population Segment is not an endangered or threatened species shall not be subject to judicial review if the State has entered into an agreement with the Secretary that authorizes the State to manage gray wolves in that State. (§119)

Trailing Livestock Over Public Land. The House includes a provision providing that the trailing of livestock across public land or the implementation of trailing practices is not subject to NEPA. (§120)

Title IV – General Provisions (Act-wide)

Limitation on Consulting Services. The House includes a provision limiting expenditures for consulting services to those that are a matter of public record and are available for public inspection. (§ 401)

Promoting Public Support. The House includes a provision that precludes the publication or distribution of literature that promotes public support or opposition to any legislative proposal on which congressional action is not complete other than to communicate to members of Congress. (§ 402)

Availability of Appropriations. The House includes a provision that restricts the availability of funds to one year unless otherwise specified in the Act. (§403)

Personal Services. The House includes a provision prohibiting the use of funds for certain personal services. (§404)

Assessments. The House includes a provision that requires overhead charges, deductions, reserves, or holdbacks be presented in annual justifications. (§405)

Giant Sequoia Timber Sales. The House includes a provision prohibiting the use of funds to plan, prepare, or offer for sale, in a manner different than such sales were conducted in fiscal year 2011, timber from trees classified as giant sequoia that are located on BLM lands. (§406)

Mine Patent Moratorium. The House includes a provision limiting funds for patents for mining or mill site claims. (§407)

Contract Support Costs. The House includes a provision that limits payments for BIA and IHS contract support costs in past years to the funds available for this purpose as specified in law. (§408)

National Monuments. The House includes a provision limiting certain mineral, oil, and gas leasing activities within the boundaries of certain national monuments. (§410)

Reciprocal Agreements for Firefighters. The House includes a provision providing liability coverage to foreign firefighters working for Interior as part of a reciprocal agreement. (§411)

Awarding of Federal Contracts. The House includes a provision pertaining to the awarding of Federal contracts by the Secretaries of Agriculture and the Interior in certain disadvantaged communities. (§412)

Declarations of Taking. The House includes a provision prohibiting the use of appropriated funds for the filing of declarations of taking or complaints in condemnation without approval of the Appropriations committees. (§413)

Grazing Permits. The House includes a provision to extend the authority for fiscal years 2012-2016 to renew grazing permits or leases that expire for the remainder of the year under the same terms and conditions of the existing law. (§415)

ACORN. The House includes a provision that prohibits the distribution of funds to ACORN or its subsidiaries. (§416)

No-Bid Contracts. The House includes a provision that prohibits no-bid contracts and grants except in certain circumstances such as: Federal law specifically authorizes a contract to be entered into without regard to the requirements of full and open competition; a contract is authorized by the Indian Self-Determination and Education and Assistance Act or other laws authorizing a contract with an Indian Tribe; or the contract was awarded prior to the date of the enactment of the Act. (§417)

Posting of Reports. The House includes a provision that requires posting of reports directed to be submitted to Congress in this and any other Act, upon determination by the head of the agency that it serves the national interest. Exemptions from this requirement are allowed in cases where the report compromises national security or contains proprietary information. (§418)

Use of Competitive Grant Funds. The House includes a provision which amends the Vietnam Memorial Visitor Center Authorization by changing Section 6(d) to state “No Federal funds, except funds awarded through competitive grants” for “No Federal funds.” (§421)

Service First. The House includes a provision to extend and make the Service First provision found in the 2001 Interior Appropriations Act permanent. This authority established a pilot program for certain agencies to share support services, space, other necessary costs, and authorities and thereby effectively deliver services to the public. The Administration is proposing to allow for joint permitting and leasing programs between certain agencies as well. (§423)

Federal, State, Cooperative Forest, Range-Land and Watershed Restoration in Utah. The House includes a proposed provision to extend for three years language found in the 2005 Interior Appropriations Act to allow for range-land and watershed restoration in Utah. (§424)

Status of Balances of Appropriations. The House includes a provision requiring quarterly reporting on the status of balances, including balances that are unobligated, committed, uncommitted, and obligated but unexpended. (§425)

Climate Change Report. The House includes a provision that requires a report be submitted to the Congress describing in detail all Federal agency obligations and expenditures, domestic and international, for climate change programs and activities for FY 2011 and FY 2012. It is due 120 days after the FY 2013 budget is submitted to the Congress. (§426)

Indian Employment, Training and Related Services. The House includes a provision providing any funding supplied by any Federal department or agency to carryout plans as provided in the Indian Employment, Training, and Related Services Demonstration Act (PL 102-477), shall be consolidated and made available to the Tribe or tribal organization through an existing contract, compact or funding agreement under Title I or Title IV of Public Law 93-638. The provision provides that the Tribe or tribal organization shall not be required to separately report on the use of consolidated funding. (§430)

Stream Buffer. The House includes a provision that prohibits the use of funds to develop, carryout, implement, or enforce the proposed regulations published on June 18, 2010 related to the Stream Buffer Rule. (§432)

Enhanced Coordination Restrictions. The House includes a provision that prohibits the use of funds for EPA, the Corps of Engineers, or OSM to carry out, implement, administer, or enforce any policy or procedures set forth in the memorandum on Enhanced Surface Coal Mining Pending Permit Coordination Procedures or the guidance issued by EPA entitled “Improving EPA Review of Appalachian Surface Coal Mining Operations under the Clean Water Act, NEPA, and Environmental Justice Executive Order. (§433)

Association Placer. The House includes a provision that clarifies claim maintenance fee charges allowed for placer claims used mainly for gold mining by panning or dredging in a stream. Provision amends existing law with respect to the payment of mining claim maintenance fees for placer claims. An individual cannot stake a claim of more than 20 acres. The fee for a claim is \$140. Up to eight claimants may form an association to mine a larger track and the fee remains \$140. The bill provides that when an association is formed the \$140 fee is still due for each claim in the association. (§440)

Domestic Livestock Grazing. The House includes a provision prohibits the use of funds through 2012 for managing bighorn sheep populations on Federal lands that will reduce the number of livestock permitted to graze on the land. (§442)

Arizona Mineral Withdrawal Prohibition. The House includes a provision that prohibits the withdrawal of lands around the Grand Canyon from location and entry under the General Mining Law of 1872. The provision would overturn Secretary Salazar’s recent emergency withdraw of approximately 1 million acres of Federal lands

near Grand Canyon National Park from hard rock mining claim location and entry under the 1872 Mining Law while the Department continues to evaluate whether to withdraw these lands from new mining claims for 20 years. Provision prohibits the withdrawal of land unless expressly authorized by a law enacted after the date of enactment of this Act. (§445)