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(Original Signature of Member)

110TH CONGRESS
1ST SESSION

H. R.

To establish in the Treasury of the United States a fund which shall be known as the National Park Centennial Fund, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. GRIJALVA (for himself and Mr. RAHALL) introduced the following bill; which was referred to the Committee on _____

A BILL

To establish in the Treasury of the United States a fund which shall be known as the National Park Centennial Fund, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “National Park Centen-
5 nial Fund Act”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

1 (1) FUND.—The term “Fund” means the Na-
2 tional Park Centennial Fund established under sec-
3 tion 3.

4 (2) PROJECT.—The term “Project” means a
5 National Park Centennial Project funded pursuant
6 to this Act.

7 (3) PROPOSAL.—The term “Proposal” means a
8 National Park Centennial Proposal submitted pursu-
9 ant to section 4.

10 (4) SECRETARY.—The term “Secretary” means
11 the Secretary of the Interior.

12 **SEC. 3. NATIONAL PARK CENTENNIAL FUND.**

13 (a) ESTABLISHMENT OF FUND.—There is estab-
14 lished in the Treasury of the United States a fund which
15 shall be known as the National Park Centennial Fund.
16 In each fiscal year from fiscal year 2008 through fiscal
17 year 2017, the Secretary of the Treasury shall deposit into
18 the Fund all amounts collected from fees described in sub-
19 section (b), totaling \$100,000,000 each fiscal year.

20 (b) COMMERCIAL ACTIVITIES FEE.—

21 (1) ESTABLISHMENT.—Not later than 90 days
22 after the date of the enactment of this Act, the Sec-
23 retary shall promulgate regulations to establish new
24 fees or fee increases for commercial activities, in-
25 cluding leases, on Federal lands administered by the

1 Secretary. Such fee or fee increases shall apply to
2 any commercial activity, including leases, in effect
3 on the date final regulations are promulgated under
4 this subsection or thereafter.

5 (2) AMOUNT.—The amount of fees shall, in ag-
6 gregate, result in the receipt by the United States of
7 a total of not less than \$100,000,000 annually for
8 fiscal years 2008 through 2017.

9 (3) OFFSETTING RECEIPTS.—New fees or the
10 portion of revenue generated from increased fees re-
11 ceived by the United States under this section shall
12 be treated as offsetting receipts for the purposes of
13 this Act.

14 (4) DEPOSIT OF AMOUNTS INTO FUND.—
15 Amounts received by the United States as fees under
16 this section shall be deposited into the Fund.

17 **SEC. 4. PROGRAM ALLOCATION.**

18 (a) IN GENERAL.—Each fiscal year, the Administra-
19 tion's annual budget submission for the Department of the
20 Interior shall include a list of proposals which shall be
21 known as National Park Centennial Proposals. The Sec-
22 retary shall establish a standard process for developing the
23 list that shall encourage input from both the public and
24 a broad cross-section of employees at every level of the
25 National Park Service. The list—

1 (1) shall include proposals having an aggregate
2 cost equal to the unobligated amount in the Fund;

3 (2) shall include only proposals consistent with
4 National Park Service policies and adopted park
5 planning documents;

6 (3) may include proposals which focus on indi-
7 vidual units of the National Park System, clusters of
8 units of the National Park System, a region or re-
9 gions of the National Park System, the National
10 Park System in its entirety, or any program admin-
11 istered by the National Park Service;

12 (4) shall cumulatively represent a nationwide
13 array of proposals that is diverse geographically, in
14 size, scope, magnitude, theme, and variety under the
15 initiatives described in subsection (b);

16 (5) shall include only proposals demonstrating
17 long-term viability beyond receipts from the Fund;
18 and

19 (6) shall include only proposals meeting the re-
20 quirements of one or more of the initiatives set forth
21 in subsection (b).

22 (b) NATIONAL PARK CENTENNIAL INITIATIVES.—
23 The requirements referred to in subsection (a)(6) are as
24 follows:

1 (1) EDUCATION IN PARKS CENTENNIAL INITIA-
2 TIVE.—Proposals for the “Education in Parks Cen-
3 tennial Initiative” shall meet the following require-
4 ments:

5 (A) Each proposal shall be designed to in-
6 crease National Park-based educational oppor-
7 tunities for persons under 18 years of age, par-
8 ticularly those from populations historically
9 underrepresented among visitors to units of the
10 National Park System.

11 (B) Priority shall be given to proposals de-
12 signed to bring persons under 18 years of age
13 into units of the National Park System in per-
14 son.

15 (C) Each proposal shall include strategies
16 for encouraging young people to become lifelong
17 advocates for National Parks.

18 (D) Proposals shall be developed in con-
19 sultation with the leadership of educational and
20 youth organizations expected to participate in
21 the proposed initiative.

22 (2) DIVERSITY IN PARKS CENTENNIAL INITIA-
23 TIVE.—

24 (A) STUDY.—Not later than 1 year after
25 the date of the enactment of this Act, the Sec-

1 retary shall submit to the Committee on Nat-
2 ural Resources of the House of Representatives
3 and the Committee on Energy and Natural Re-
4 sources of the Senate a report detailing a serv-
5 ice-wide strategy for increasing diversity among
6 both National Park Service employees and visi-
7 tors to units of the National Park System.

8 (B) PROPOSALS.—Proposals for the “Di-
9 versity in Parks Centennial Initiative” shall
10 meet the following requirements:

11 (i) Each proposal shall be based on
12 recommendations contained in the report
13 required in subparagraph (A).

14 (ii) Each proposal shall be designed to
15 make National Park Service employees, at
16 all levels, and visitors to units of the Na-
17 tional Park System reflect the diversity of
18 the population of the United States.

19 (3) SUPPORTING PARK PROFESSIONALS CEN-
20 TENNIAL INITIATIVE.—Proposals for the “Sup-
21 porting Park Professionals Centennial Initiative”
22 shall meet the following requirements:

23 (A) Each proposal shall provide specific
24 opportunities for National Park Service employ-

1 ees, at all levels, to participate in professional
2 career development.

3 (B) Proposals may include National Park
4 Service-designed, internal professional develop-
5 ment programs.

6 (C) Proposals may also be designed to fa-
7 cilitate participation in external professional de-
8 velopment programs or established courses of
9 study by National Park Service employees.

10 (4) ENVIRONMENTAL LEADERSHIP CENTEN-
11 NIAL INITIATIVE.—Proposals for the “Environ-
12 mental Leadership Centennial Initiative” shall meet
13 the following requirements:

14 (A) Each proposal shall be designed to re-
15 duce harmful emissions, conserve energy and
16 water resources and reduce solid waste produc-
17 tion within units of the National Park System.

18 (B) Each proposal shall include strategies
19 for educating the public regarding Environ-
20 mental Leadership projects and their results.

21 (C) Priority shall be given to proposals
22 with the potential to spread technological ad-
23 vances to other Federal agencies or to the pri-
24 vate sector.

1 (5) NATURAL RESOURCE PROTECTION CENTEN-
2 NIAL INITIATIVE.—Proposals for the “Natural Re-
3 source Protection Centennial Initiative” shall meet
4 the following requirements:

5 (A) Each proposal shall be designed to re-
6 store or conserve native ecosystems within units
7 of the National Park System.

8 (B) Priority shall be given to proposals de-
9 signed to control invasive species.

10 (6) LINE ITEM CONSTRUCTION.—The President
11 may submit proposals for projects prioritized in the
12 existing National Park Service Line Item Construc-
13 tion Program for funding from the Fund. These pro-
14 posals shall have all environmental compliance and
15 administrative approvals in place before or during
16 the fiscal year for which funds are sought.

17 (c) FUNDING.—In each of fiscal years 2009 through
18 2018, unobligated amounts in the Fund shall be available
19 without further appropriation only for Projects approved
20 in Acts of appropriation for the Department of the Inte-
21 rior.

22 (d) DISTRIBUTION OF FUNDS.—In each of fiscal
23 years 2009 through 2018, unobligated amounts in the
24 Fund shall be appropriated among the 6 initiatives in sub-
25 section (b) as follows:

1 (1) 10 percent for projects under the Diversity
2 in Parks Centennial Initiative.

3 (2) 10 percent for projects under the Support
4 for Park Professionals Centennial Initiative.

5 (3) 10 percent for projects under the Environ-
6 mental Leadership Centennial Initiative.

7 (4) 10 percent for projects under the Natural
8 Resource Protection Centennial Initiative.

9 (5) 30 percent for projects under the Education
10 in Parks Centennial Initiative.

11 (6) 30 percent for Centennial projects under
12 the Line Item Construction Program.

13 **SEC. 5. PARTNERSHIPS.**

14 (a) DONATIONS.—The Secretary may accept funds
15 for any Project pursuant to section 1 of the Act of June
16 5, 1920 (16 U.S.C. 6).

17 (b) NO CONTINGENCY.—Receipt or expenditure of
18 Federal funding for Projects shall not be contingent on
19 receipt of non-Federal funds.

20 (c) TERMS AND CONDITIONS.—To the extent that
21 private organizations or individuals are to participate in
22 or contribute to any Project, the terms and conditions of
23 that participation or contribution shall be governed by Na-
24 tional Park Service Directors Order #21, “Donations and

1 Fundraising”, as in force on the date of the enactment
2 of this Act.

3 **SEC. 6. EMPLOYEE PARTICIPATION.**

4 The actions of all employees of the National Park
5 Service with regard to any Project shall be governed by
6 National Park Service Director’s Order #21, “Donations
7 and Fundraising”, as in force on the date of the enact-
8 ment of this Act.

9 **SEC. 7. MAINTENANCE OF EFFORT.**

10 Amounts made available from the Fund shall supple-
11 ment rather than replace annual expenditures by the Na-
12 tional Park Service, including authorized expenditures
13 from the Land and Water Conservation Fund and the Na-
14 tional Park Service Line Item Construction Program. The
15 National Park Service shall maintain adequate, permanent
16 staffing levels and permanent staff shall not be replaced
17 with nonpermanent employees hired to carry out this Act
18 or Projects carried out with funds provided under this Act.

19 **SEC. 8. REPORTS.**

20 For each fiscal year beginning in fiscal year 2009,
21 the Secretary shall submit to Congress a report that in-
22 cludes the following:

- 23 (1) A detailed accounting of all expenditures
24 from the Fund, including a detailed accounting of

1 any private contributions, either in cash or in kind,
2 to any Project.

3 (2) A statement of whether the National Park
4 Service has maintained adequate, permanent staffing
5 levels and what nonpermanent and permanent staff
6 have been hired to carry out this Act or Projects
7 carried out with funds provided under this Act.