

119TH CONGRESS
2D SESSION

H. R. 9250

[Report No. 119-]

To modernize and maintain the National Park Service, the United States Fish and Wildlife Service, the Bureau of Land Management, the Forest Service, and the Bureau of Indian Education in celebration of America's 250th anniversary.

IN THE HOUSE OF REPRESENTATIVES

JUNE 10, 2026

Mr. WESTERMAN (for himself, Mr. HUFFMAN, Mr. EZELL, Mr. NEGUSE, Mr. HUNT, Ms. HOYLE of Oregon, Mrs. FEDORCHAK, Ms. ELFRETH, Mrs. RADEWAGEN, Ms. BROWNLEY, Mr. ZINKE, Ms. SIMON, Mrs. MILLER of West Virginia, Mr. PANETTA, Mr. CAREY, Mr. GRAY, Mr. BACON, Mr. MIN, Mrs. MILLER-MEEKS, Mrs. GRIJALVA, Mr. KENNEDY of Utah, Mr. GOLDEN of Maine, Mr. DOWNING, Mr. MULLIN, Mr. LAWLER, Mr. MRVAN, Mr. WEBSTER of Florida, Mr. CASE, Mr. MCGUIRE, Ms. DEGETTE, Mr. VALADAO, Mr. PETERS, Mr. WITTMAN, Ms. RANDALL, Mrs. KIGGANS of Virginia, Mrs. DINGELL, Mr. VAN DREW, Mr. SOTO, Mr. OWENS, Ms. BARRAGÁN, Mr. GIMENEZ, Mr. CARBAJAL, Mr. ELLZEY, Mr. GOTTHEIMER, Mr. GUTHRIE, Mr. KRISHNAMOORTHY, Mr. MOORE of Utah, Ms. ANSARI, Mr. TAYLOR, Mr. VARGAS, Mr. STAUBER, Ms. BYNUM, Ms. STEFANIK, Mr. HERNÁNDEZ, Mr. SIMPSON, Mr. THOMPSON of California, Mr. FITZPATRICK, Ms. SEWELL, Mr. WALBERG, Mr. CORREA, Mr. CRANK, Ms. STANSBURY, Mrs. KIM, Mr. MAGAZINER, Mr. HILL of Arkansas, Mr. VASQUEZ, Mr. AMODEI of Nevada, Ms. WASSERMAN SCHULTZ, Mr. BENTZ, Mr. SUOZZI, Mr. HURD of Colorado, Ms. PINGREE, Mr. CRANE, Mr. AMO, Mr. EVANS of Colorado, Ms. CRAIG, Ms. LEE of Florida, Mr. TORRES of New York, Mr. YAKYM, Ms. JACOBS, Mr. VAN ORDEN, Ms. PETERSEN, Mr. TIFFANY, Ms. LEGER FERNANDEZ, Mr. MAST, Mr. BELL, Mr. BERGMAN, Mr. GARAMENDI, Ms. MALOY, Mr. KEATING, Mr. MCDOWELL, Mr. DESAULNIER, Mr. COLLINS, and Mr. CUELLAR) introduced the following bill; which was referred to the Committee on Natural Resources, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

2

JUNE --, 2026

Additional Sponsors:

Reported from the Committee on Natural Resources with amendments

[Strike out all after the enacting clause and insert the part printed in *italic*]

[For text of introduced bill, see copy of bill as introduced on June 10, 2026]

A BILL

To modernize and maintain the National Park Service, the United States Fish and Wildlife Service, the Bureau of Land Management, the Forest Service, and the Bureau of Indian Education in celebration of America's 250th anniversary.

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 “America the Beautiful*
5 *Act”.*

6 **SEC. 2. NATIONAL PARKS AND PUBLIC LAND LEGACY RES-**
7 **TORATION FUND.**

8 *(a) DEFINITION OF DEFERRED MAINTENANCE.—Sec-*
9 *tion 200401 of title 54, United States Code, is amended—*

10 *(1) by redesignating paragraphs (3) and (4) as*
11 *paragraphs (4) and (5), respectively; and*

12 *(2) by inserting after paragraph (2) the fol-*
13 *lowing:*

14 *“(3) DEFERRED MAINTENANCE.—*

15 *“(A) IN GENERAL.—The term ‘deferred*
16 *maintenance’ means maintenance or a repair of*
17 *an asset that—*

18 *“(i) was not performed when the main-*
19 *tenance or repair should have been, or was*
20 *scheduled to be, performed; and*

21 *“(ii) is put off or delayed for a future*
22 *period.*

23 *“(B) INCLUSION.—The term ‘deferred main-*
24 *tenance’ includes the reconstruction of an asset*
25 *that was demolished or removed during the 10-*

1 *year period ending on the date of enactment of*
2 *the America the Beautiful Act and during the*
3 *term of the authorization of the deposits into the*
4 *Fund, if—*

5 “(i) *the asset was demolished or re-*
6 *moved because its deterioration posed a*
7 *risk—*

8 “(I) *to human health or safety; or*

9 “(II) *to natural or cultural re-*
10 *sources;*

11 “(ii) *the asset was not intended to be*
12 *temporary at the time of its construction;*

13 “(iii) *the reconstructed asset is com-*
14 *parable in function and capacity to the*
15 *original asset; and*

16 “(iv) *the total cost of the reconstruction*
17 *is less than \$5,000,000.”.*

18 (b) *DEPOSITS.—Section 200402(b)(1) of title 54,*
19 *United States Code, is amended—*

20 (1) *by striking “2021 through 2025” and insert-*
21 *ing “2027 through 2031”; and*

22 (2) *by striking “Federal land and water cred-*
23 *ited, covered, or deposited as miscellaneous receipts*
24 *under Federal law” and inserting “Federal onshore*
25 *land”.*

1 (c) *MAXIMUM AMOUNT.*—Section 200402(b)(2) of title
2 54, United States Code, is amended—

3 (1) by inserting “total” before “amount”; and

4 (2) by inserting “, paragraph (3)(J) of section
5 803(e) of the Federal Lands Recreation Enhancement
6 Act (16 U.S.C. 6802(e)), and section 4(e)(1)(B) of the
7 America the Beautiful Act” after “paragraph (1)”.

8 (d) *ORDER OF DEPOSITS.*—Section 200402(b) of title
9 54, United States Code, is amended—

10 (1) by redesignating paragraph (3) as para-
11 graph (4); and

12 (2) by inserting after paragraph (2) the fol-
13 lowing:

14 “(3) *ORDER OF DEPOSITS.*—Amounts required to
15 be deposited in the Fund shall be deposited in the fol-
16 lowing order of priority:

17 “(A) Amounts required to be deposited in
18 the Fund under paragraph (3)(J) of section
19 803(e) of the Federal Lands Recreation Enhance-
20 ment Act (16 U.S.C. 6802(e)).

21 “(B) Amounts required to be deposited in
22 the Fund under section 4(e)(1)(B) of the America
23 the Beautiful Act.

24 “(C) Amounts required to be deposited in
25 the Fund under paragraph (1).”.

1 (e) *USE OF FUNDS.*—Section 200402(e) of title 54,
2 *United States Code*, is amended—

3 (1) in paragraph (1), in the matter preceding
4 subparagraph (A), by striking “in the National Wild-
5 life Refuge System” and inserting “on land adminis-
6 tered by the United States Fish and Wildlife Service”;
7 and

8 (2) by striking paragraph (2) and inserting the
9 following:

10 “(2) *LIMITATIONS.*—

11 “(A) *NONTRANSPORTATION PROJECTS.*—
12 *Over the term of the Fund—*

13 “(i) within the Service, not less than
14 65 percent of amounts from the Fund shall
15 be allocated for deferred maintenance non-
16 transportation projects;

17 “(ii) within the United States Fish
18 and Wildlife Service, not less than 80 per-
19 cent of amounts from the Fund shall be al-
20 located for deferred maintenance nontrans-
21 portation projects;

22 “(iii) within the Forest Service, not
23 less than 32 percent of amounts from the
24 Fund shall be allocated for deferred mainte-
25 nance nontransportation projects; and

1 “(iv) *within the Bureau of Land Man-*
2 *agement, not less than 15 percent of*
3 *amounts from the Fund shall be allocated*
4 *for deferred maintenance nontransportation*
5 *projects.*

6 “(B) *TRANSPORTATION PROJECTS.—The*
7 *amounts remaining in the Fund after the alloca-*
8 *tions required under subparagraph (A) may be*
9 *allocated for deferred maintenance transpor-*
10 *tation projects of the covered agencies, including*
11 *paved and unpaved roads, bridges, tunnels, and*
12 *paved parking areas.*

13 “(C) *REFUGE SYSTEM PROJECTS.—Of the*
14 *amounts allocated to the United States Fish and*
15 *Wildlife Service, not less than 82 percent shall be*
16 *allocated to deferred maintenance projects at*
17 *units of the National Wildlife Refuge System.*

18 “(D) *PLAN.—A deferred maintenance*
19 *project funded under this section shall be con-*
20 *sistent with an applicable transportation, de-*
21 *ferred maintenance, or capital improvement*
22 *plan developed by the applicable covered agen-*
23 *cy.”.*

1 (f) *PROHIBITIONS ON USE.*—Section 200402 of title
2 54, United States Code, is amended by striking subsection
3 (f) and inserting the following:

4 “(f) *PROHIBITIONS ON USE.*—No amounts in the Fund
5 shall be used—

6 “(1) for the acquisition of land or any interest
7 in land;

8 “(2) to supplant discretionary funding made
9 available for annually recurring facility operations,
10 maintenance, or construction needs;

11 “(3) for a bonus for an employee of the Federal
12 Government; or

13 “(4) to decommission a road on National Forest
14 System land or public land administered by the Bu-
15 reau of Land Management.”.

16 (g) *PROJECT SELECTION.*—Section 200402 of title 54,
17 United States Code, is amended by striking subsection (h)
18 and inserting the following:

19 “(h) *SUBMISSION OF ANNUAL LIST OF PROJECTS TO*
20 *CONGRESS.*—

21 “(1) *DEFINITIONS.*—In this subsection and sub-
22 section (i):

23 “(A) *APPLICABLE FISCAL YEAR.*—The term
24 ‘applicable fiscal year’, with respect to a session
25 of Congress, means the fiscal year of the United

1 *States Government that starts on October 1 of*
2 *the calendar year in which that session begins.*

3 “(B) *SUBSEQUENT FISCAL YEAR.*—*The term*
4 *‘subsequent fiscal year’ means a fiscal year 1*
5 *year after the applicable fiscal year.*

6 “(2) *ANNUAL LIST.*—

7 “(A) *IN GENERAL.*—*Until the date on which*
8 *all amounts in the Fund are allocated, the Presi-*
9 *dent shall annually submit to Congress, together*
10 *with the annual budget of the United States, a*
11 *list of projects for each covered agency to be*
12 *funded from the Fund for the applicable fiscal*
13 *year and the subsequent fiscal year that includes*
14 *a detailed description of each such project, in-*
15 *cluding the estimated expenditures from the*
16 *Fund for the project.*

17 “(B) *PROJECT DATA SHEETS.*—

18 “(i) *IN GENERAL.*—*The list of projects*
19 *for each covered agency transmitted with*
20 *the annual budget of the United States*
21 *under subparagraph (A) shall be accom-*
22 *panied by a project data sheet for each such*
23 *project in the same format and containing*
24 *the same level of detailed information as on*

1 *previous project data sheets submitted to*
2 *Congress.*

3 “(ii) *INCLUSIONS.—Each project data*
4 *sheet under clause (i) shall include—*

5 “(I) *a list of each asset addressed;*

6 “(II) *a description of the scope of*
7 *benefits; and*

8 “(III) *a description of the con-*
9 *sequences of failure to act.*

10 “(3) *NO LIST, NO ALLOCATION.—*

11 “(A) *IN GENERAL.—Notwithstanding sub-*
12 *section (i)(2)(A) and subject to subparagraph*
13 *(B), if the list of projects under paragraph*
14 *(2)(A) and the accompanying project data sheets*
15 *under paragraph (2)(B) for an applicable fiscal*
16 *year for a covered agency have not been sub-*
17 *mitted to Congress by April 30 of the preceding*
18 *fiscal year, no allocation from amounts made*
19 *available under subsection (c) for that applicable*
20 *fiscal year may be made for that covered agency*
21 *until the date on which the Act making full-year*
22 *appropriations for the Department of the Inte-*
23 *rior, Environment, and Related Agencies for the*
24 *subsequent fiscal year is enacted into law.*

1 “(B) *APPLICABILITY.*—Subparagraph (A)
2 *shall only apply to the enactment of full-year ap-*
3 *propriations for fiscal year 2028 or any fiscal*
4 *year thereafter.*

5 “(4) *SUBMISSION OF LIST OF PROJECTS AND*
6 *PROJECT DATA SHEETS TO CONGRESS FOR FISCAL*
7 *YEAR 2027 AND FISCAL YEAR 2028.*—

8 “(A) *DEADLINES.*—*The Secretary and the*
9 *Secretary of Agriculture shall submit to the*
10 *Committees on Energy and Natural Resources*
11 *and Appropriations of the Senate and the Com-*
12 *mittees on Natural Resources and Appropria-*
13 *tions of the House of Representatives—*

14 “(i) *by not later than November 15,*
15 *2026, a list of projects under paragraph*
16 *(2)(A) to be funded for fiscal year 2027 and*
17 *fiscal year 2028 under that paragraph for*
18 *each covered agency; and*

19 “(ii) *by not later than November 30,*
20 *2026, the accompanying project data sheets*
21 *under paragraph (2)(B).*

22 “(B) *FAILURE TO SUBMIT.*—*Notwith-*
23 *standing subsection (i)(2)(A), if the list of*
24 *projects for fiscal year 2027 under subparagraph*
25 *(2)(A) and accompanying project data sheets*

1 *under paragraph (2)(B) for a covered agency*
2 *have not been submitted to Congress pursuant to*
3 *subparagraph (A), no allocation from amounts*
4 *made available under subsection (c) for fiscal*
5 *year 2027 may be made for that covered agency*
6 *until the date on which the Act making full-year*
7 *appropriations for the Department of the Inte-*
8 *rior, Environment, and Related Agencies for fis-*
9 *cal year 2028 is enacted into law.*

10 “(5) *RECOMMENDATIONS.*—*The Secretary and*
11 *the Secretary of Agriculture shall annually solicit*
12 *from the Governors of all States, the governors of all*
13 *territories of the United States, and Indian Tribes (as*
14 *defined in section 4 of the Indian Self-Determination*
15 *and Education Assistance Act (25 U.S.C. 5304)) rec-*
16 *ommendations for projects to be funded from the*
17 *Fund under paragraph (2).*

18 “(6) *PRIORITY.*—*In selecting projects for the list*
19 *(other than projects for the Bureau of Indian Edu-*
20 *cation) to be funded from the Fund under paragraph*
21 *(2), the Secretary and the Secretary of Agriculture*
22 *shall ensure that—*

23 “(A) *for each covered agency, funds are*
24 *prioritized for projects that—*

1 “(i) address deferred maintenance of
2 assets the failure of which would result in—

3 “(I) an imminent threat to public
4 health or safety; or

5 “(II) the closure or material im-
6 pairment of public access or core oper-
7 ational functions;

8 “(ii) are necessary to prevent the fur-
9 ther deterioration of an asset that would re-
10 sult in a substantially higher future repair
11 or replacement cost;

12 “(iii) maximize the reduction of the de-
13 ferred maintenance backlog relative to the
14 amount of funds expended;

15 “(iv) address mission-critical assets,
16 including water, wastewater, employee
17 housing, and public use facilities;

18 “(v) restore access to mission-critical
19 recreation infrastructure, including camp-
20 grounds, trails and trailheads, boating and
21 water-based recreation infrastructure, and
22 other visitor-facing constructed recreation
23 assets;

1 “(vi) can be completed in a timely
2 manner and in accordance with applicable
3 cost and schedule estimates; or

4 “(vii) positively impact a visitor-fac-
5 ing recreation asset;

6 “(B) for each covered agency, a reasonable
7 balance is achieved between projects at higher-
8 and lower-visitation units or areas administered
9 by the covered agency; and

10 “(C) for the United States Fish and Wild-
11 life Service, funds are prioritized for deferred
12 maintenance projects that measurably increase
13 access for hunting and fishing opportunities at
14 units of the National Wildlife Refuge System.”.

15 (h) *ALTERNATE ALLOCATION*.—Section 200402 of title
16 54, United States Code, is amended by striking subsection
17 (i) and inserting the following:

18 “(i) *ALTERNATE ALLOCATION*.—

19 “(1) *IN GENERAL*.—Appropriations Acts may
20 provide for alternate allocation of amounts made
21 available under this section for the applicable fiscal
22 year and the subsequent fiscal year, consistent with
23 the allocations to covered agencies under subsection
24 (e)(1).

25 “(2) *ALLOCATION BY PRESIDENT*.—

1 “(A) *NO ALTERNATE ALLOCATIONS.—If*
2 *Congress has not enacted legislation establishing*
3 *alternate allocations by the date on which the*
4 *Act making full-year appropriations for the De-*
5 *partment of the Interior, Environment, and Re-*
6 *lated Agencies for the applicable fiscal year is*
7 *enacted into law, amounts made available under*
8 *subsection (c) shall be allocated by the President.*

9 “(B) *INSUFFICIENT ALTERNATE ALLOCA-*
10 *TION.—If Congress enacts legislation establishing*
11 *alternate allocations for amounts made available*
12 *under subsection (c) that are less than the full*
13 *amount appropriated under that subsection, the*
14 *difference between the amount appropriated and*
15 *the alternate allocation shall be allocated by the*
16 *President.*

17 “(C) *NO FULL-YEAR APPROPRIATIONS EN-*
18 *ACTED BY END OF PREVIOUS FISCAL YEAR.—*

19 “(i) *IN GENERAL.—Subject to clause*
20 *(ii), if an allocation has been made by Con-*
21 *gress for a subsequent fiscal year under*
22 *paragraph (1) and Congress has not enacted*
23 *full-year appropriations for the Department*
24 *of the Interior, Environment, and Related*
25 *Agencies by October 1 of the year in which*

1 that subsequent fiscal year becomes the ap-
2 plicable fiscal year, amounts made available
3 under subsection (c) may be implemented
4 by the President on October 1 of such appli-
5 cable fiscal year, in accordance with the
6 congressional allocation.

7 “(i) *APPLICABILITY*.—Clause (i) shall
8 only apply to the enactment of full-year ap-
9 propriations for fiscal year 2028 or any fis-
10 cal year thereafter.”.

11 (i) *PUBLIC DONATIONS*.—Section 200402(j) of title 54,
12 United States Code, is amended—

13 (1) in the subsection heading, by striking “*PUB-*
14 *LIC*”;

15 (2) in paragraph (1), in the matter preceding
16 subparagraph (A), by striking “public”;

17 (3) by redesignating paragraph (3) as para-
18 graph (4);

19 (4) by striking paragraph (2) and inserting the
20 following:

21 “(2) *SOLICITATION OF DONATIONS*.—The Sec-
22 retary and the Secretary of Agriculture shall provide
23 to the public information on the ability of the Sec-
24 retary and the Secretary of Agriculture to accept do-
25 nations under paragraph (1), including through—

1 “(A) *public awareness campaigns;*

2 “(B) *physical or digital donation locations*
3 *at project sites; and*

4 “(C) *during the checkout process for the*
5 *purchase of a physical or digital pass to access*
6 *a Federal recreational site or an interagency*
7 *pass.*

8 “(3) *CREDITS TO FUND.—*

9 “(A) *IN GENERAL.—100 percent of any cash*
10 *donations accepted under paragraph (1) shall be*
11 *credited to, and form a part of, the Fund.*

12 “(B) *ALLOCATION.—Amounts credited to*
13 *the Fund under subparagraph (A) shall be allo-*
14 *cated to the covered agency for which the dona-*
15 *tion was made.*

16 “(C) *EXCLUSION FROM MAXIMUM*
17 *AMOUNT.—Amounts credited to the Fund under*
18 *subparagraph (A) shall not be considered for*
19 *purposes of the limitation on amounts deposited*
20 *under subsection (b)(2).”; and*

21 (5) *in paragraph (4) (as so redesignated), by*
22 *striking “paragraph (2)(B)” and inserting “para-*
23 *graph (3)(B)”.*

1 (j) *ADDITIONAL PROVISIONS.*—Section 200402 of title
2 54, United States Code, is amended by adding at the end
3 the following:

4 “(l) *STREAMLINING.*—

5 “(1) *CATEGORICAL EXCLUSIONS.*—

6 “(A) *IN GENERAL.*—In carrying out a
7 project using funds authorized by this section,
8 the Secretary and the Secretary of Agriculture
9 shall, in accordance with the National Environ-
10 mental Policy Act of 1969 (42 U.S.C. 4321 et
11 seq.)—

12 “(i) adopt any applicable categorical
13 exclusion (as defined in section 111 of that
14 Act (42 U.S.C. 4336e)) established by an-
15 other Federal agency under section 109 of
16 that Act (42 U.S.C. 4336c);

17 “(ii) use all other available procedures
18 to expedite environmental review of the
19 project, including—

20 “(I) determinations of NEPA ade-
21 quacy; and

22 “(II) reliance on previously com-
23 pleted environmental reviews; and

24 “(iii) establish additional categorical
25 exclusions (as so defined) as determined

1 *necessary to expedite the completion of de-*
2 *ferred maintenance projects using funds au-*
3 *thorized by this section.*

4 “(B) *ADMINISTRATION.*—*In adopting, devel-*
5 *oping, and administering a categorical exclusion*
6 *described in clause (i) or (iii) of subparagraph*
7 *(A), the Secretary and the Secretary of Agri-*
8 *culture shall apply the extraordinary cir-*
9 *cumstances procedures under section 46.215 of*
10 *title 43, Code of Federal Regulations (or a suc-*
11 *cessor regulation).*

12 “(2) *PROGRAM COMMENT AND EXEMPTED CAT-*
13 *EGORIES.*—*Not later than 180 days after the date of*
14 *enactment of this subsection, the Advisory Council on*
15 *Historic Preservation, in consultation with the Sec-*
16 *retary and the Secretary of Agriculture, shall develop*
17 *and issue a consolidated program comment (as de-*
18 *scribed in subsection (e) of section 800.14 of title 36,*
19 *Code of Federal Regulations (as in effect on the date*
20 *of enactment of this subsection)) and develop an ap-*
21 *proved applicable exempted categories of undertakings*
22 *(as described in subsection (c) of that section (as in*
23 *effect on the date of enactment of this subsection)) for*
24 *projects using funds authorized by this section to*
25 *eliminate or reduce deferred maintenance on land*

1 *under the jurisdiction of the Secretary or the Sec-*
2 *retary of Agriculture.*

3 “(m) *TIMELINE.*—*Not later than 180 days after the*
4 *date on which the final design of a project funded under*
5 *this section has been approved for which 1 or more respon-*
6 *sive bids from a responsible bidder have been received, the*
7 *Secretary or the Secretary of Agriculture, as applicable,*
8 *shall award a construction contract for the project unless*
9 *the Secretary or Secretary of Agriculture determines, in*
10 *writing, that there is a compelling reason to reject all bids*
11 *received.*

12 “(n) *MICRO-PURCHASE THRESHOLD.*—

13 “(1) *IN GENERAL.*—*Section 1902(a)(1) of title*
14 *41, United States Code, is amended by striking*
15 *‘\$10,000’ and inserting ‘\$25,000’.*

16 “(2) *ADJUSTMENT.*—*Section 1908(c)(2) of title*
17 *41, United States Code, is amended by striking ‘of*
18 *each year evenly divisible by 5’ and inserting ‘, 2028,*
19 *and every 3 years thereafter’.*

20 “(o) *DISPOSAL OF CONSTRUCTED ASSETS.*—*The Sec-*
21 *retary and the Secretary of Agriculture shall provide for*
22 *the disposal of constructed assets included on a deferred*
23 *maintenance list submitted under subsection (h) that no*
24 *longer—*

25 “(1) *serve the public interest; or*

1 “(2) advance the mission of the applicable unit
2 to which the asset belongs.

3 “(p) *REPORT TO CONGRESS.*—Not later than 1 year
4 after the date of enactment of this subsection, the Secretary
5 and the Secretary of Agriculture shall submit to the Com-
6 mittee on Appropriations of the Senate, the Committee on
7 Energy and Natural Resources of the Senate, the Committee
8 on Appropriations of the House of Representatives, and the
9 Committee on Natural Resources of the House of Represent-
10 atives a report that—

11 “(1)(A) lists the deferred maintenance backlog
12 for each covered agency; and

13 “(B) describes the amount by which deferred
14 maintenance was reduced in the prior year for each
15 covered agency;

16 “(2) describes actions taken by the covered agen-
17 cies without using amounts from the Fund to reduce
18 deferred maintenance in the System, on land admin-
19 istered by the United States Fish and Wildlife Serv-
20 ice, on public land administered by the Bureau of
21 Land Management, for Bureau of Indian Education
22 schools, and in the National Forest System; and

23 “(3) includes a plan from the covered agencies to
24 increase preventative annual and cyclic maintenance
25 activities by covered agencies to a level that properly

1 *maintains the assets of the covered agencies and pre-*
2 *vents the addition of assets to a deferred maintenance*
3 *list under subsection (h).*

4 “(q) *ADMINISTRATIVE EXPENSES.*—*Not more than 3*
5 *percent of the amounts deposited in the Fund under sub-*
6 *section (b) for a fiscal year, and none of the amounts cred-*
7 *ited to the Fund under subsection (d)(3) for a fiscal year,*
8 *may be used for administrative expenses to carry out this*
9 *section.*

10 “(r) *TRANSPARENCY AND ACCOUNTABILITY.*—*Not later*
11 *than 2 years after the date of enactment of this subsection,*
12 *the Secretary and the Secretary of Agriculture shall estab-*
13 *lish clear, quantifiable, and standardized metrics across*
14 *each covered agency for—*

15 “(1) *calculating and determining deferred main-*
16 *tenance, ensuring that the metrics—*

17 “(A) *adhere to established standards for*
18 *transportation assets and nontransportation as-*
19 *sets; and*

20 “(B) *rely on standardized condition assess-*
21 *ment methodologies;*

22 “(2) *delineating between cyclic maintenance and*
23 *deferred maintenance; and*

1 “(3) *providing for the timely addition or re-*
2 *moval of an asset from the deferred maintenance*
3 *list.*”.

4 **SEC. 3. SURCHARGE FOR FOREIGN TOURISTS TO UNITS OF**
5 **NATIONAL PARK SYSTEM.**

6 *Section 803(e) of the Federal Lands Recreation En-*
7 *hancement Act (16 U.S.C. 6802(e)) is amended by adding*
8 *at the end the following:*

9 “(3) *ENTRANCE FEE SURCHARGE FOR FOREIGN*
10 *TOURISTS.—*

11 “(A) *DEFINITION OF FOREIGN TOURIST.—*
12 *In this paragraph, the term ‘foreign tourist’*
13 *means an individual aged 16 or older admitted*
14 *into the United States for the purposes of tour-*
15 *ism under—*

16 “(i) *section 101(a)(15)(B) of the Immig-*
17 *ration and Nationality Act (8 U.S.C.*
18 *1101(a)(15)(B)); or*

19 “(ii) *section 217 of the Immigration*
20 *and Nationality Act (8 U.S.C. 1187).*

21 “(B) *ESTABLISHMENT.—For any unit of*
22 *the National Park System for which an entrance*
23 *fee is charged, the Secretary shall establish a sur-*
24 *charge for foreign tourists.*

1 “(C) *DETERMINATION OF SURCHARGE*
2 *AMOUNT; PUBLIC PARTICIPATION.*—*In estab-*
3 *lishing the amount of a surcharge under sub-*
4 *paragraph (B), the Secretary shall—*

5 “(i) *ensure that the amount maximizes*
6 *revenue for the applicable unit of the Na-*
7 *tional Park System while retaining foreign*
8 *tourist visitation at the applicable unit of*
9 *the National Park System; and*

10 “(ii) *provide opportunities for public*
11 *participation for gateway communities and*
12 *local stakeholders in accordance with sub-*
13 *sections (a) through (c) of section 804.*

14 “(D) *PER-VEHICLE FEE.*—*In a case in*
15 *which an entrance fee to a unit of the National*
16 *Park System subject to a surcharge under sub-*
17 *paragraph (B) is a per-vehicle charge, the Sec-*
18 *retary shall establish a process for the super-*
19 *intendent of the applicable unit of the National*
20 *Park System to proportionately levy and collect*
21 *the surcharge from foreign tourists under that*
22 *subparagraph.*

23 “(E) *METHODS OF COLLECTION.*—*A sur-*
24 *charge established under subparagraph (B) shall*
25 *be collected—*

1 “(i) by the Secretary, using the stand-
2 ard methods by which entrance fees may be
3 collected for a unit of the National Park
4 System under this section; and

5 “(ii) if the Secretary enters into an
6 agreement with a third-party travel vendor
7 to provide for the collection of the surcharge,
8 by the applicable third-party travel vendor,
9 in accordance with the agreement.

10 “(F) *SUSPENSION OR MODIFICATION; IN-*
11 *CREASE.—*

12 “(i) *SUSPENSION OR MODIFICATION.—*
13 *The Secretary may suspend the collection of,*
14 *or otherwise modify, the surcharge for the*
15 *applicable unit of the National Park Sys-*
16 *tem, including providing for tiered pricing*
17 *of the surcharge based on visitation levels at*
18 *the unit of the National Park System, as*
19 *determined appropriate by the Secretary.*

20 “(ii) *INCREASE.—The Secretary may*
21 *establish a minimum percentage increase*
22 *that shall apply to a surcharge within an*
23 *applicable timeframe established by the Sec-*
24 *retary.*

1 “(iii) *PUBLIC PARTICIPATION.*—*In de-*
2 *termining any modifications to the sur-*
3 *charge under clauses (i) and (ii), the Sec-*
4 *retary shall provide opportunities for public*
5 *participation for gateway communities and*
6 *local stakeholders in accordance with sub-*
7 *sections (a) through (c) of section 804.*

8 “(G) *VISA FEES; ADMINISTRATION.*—*A sur-*
9 *charge established under subparagraph (B)—*

10 “(i) *shall be in addition to, and sepa-*
11 *rate from, any statutory immigrant visa fee*
12 *charged to a nonresident visitor; and*

13 “(ii) *shall not be subject to administra-*
14 *tion by the Secretary of State or the Sec-*
15 *retary of Homeland Security.*

16 “(H) *IMPLEMENTATION.*—*The implementa-*
17 *tion of the surcharge established under subpara-*
18 *graph (B) shall be based on a verbal declaration.*

19 “(I) *EXEMPTION FOR INTERNATIONAL*
20 *PEACE PARKS.*—*In the case of a unit of the Na-*
21 *tional Park System that has been designated as*
22 *an international peace park by an Act of Con-*
23 *gress and is subject to a memorandum of under-*
24 *standing with the government of a foreign coun-*
25 *try relating to management or stewardship of the*

1 *unit of the National Park System, no surcharge*
2 *may be applied to the entrance fee of a national*
3 *of that foreign country for entry to that unit of*
4 *the National Park System from an entry point*
5 *within the United States.*

6 “(J) *DISPOSITION OF PROCEEDS.*—

7 “(i) *IN GENERAL.*—*Subject to clause*
8 *(ii), any proceeds from a surcharge on for-*
9 *foreign tourists collected under this paragraph*
10 *for each fiscal year shall be deposited in the*
11 *National Parks and Public Land Legacy*
12 *Restoration Fund established by section*
13 *200402(a) of title 54, United States Code.*

14 “(ii) *LIMITATION.*—*If the Secretary de-*
15 *termines that the maximum amount de-*
16 *scribed in section 200402(b)(2) of that title*
17 *has been deposited in the National Parks*
18 *and Public Land Legacy Restoration Fund*
19 *for the applicable fiscal year, any proceeds*
20 *from a surcharge on nonresident visitors*
21 *collected under this paragraph for the re-*
22 *mainder of the fiscal year shall be retained*
23 *by the unit of the National Park System at*
24 *which the surcharge was collected.*

1 “(K) *ADMINISTRATIVE COSTS.*—Amounts
2 *collected as recreation fees under other provisions*
3 *of this title may be used to pay the administra-*
4 *tive costs of carrying out this paragraph.*

5 “(L) *EFFECT.*—

6 “(i) *IN GENERAL.*—A surcharge estab-
7 *lished under subparagraph (B) shall be in*
8 *addition to the applicable entrance fee*
9 *charged at the unit of the National Park*
10 *System.*

11 “(ii) *REQUIREMENT.*—Any foreign
12 *tourist charged a surcharge under subpara-*
13 *graph (B) shall also be charged the applica-*
14 *ble entrance fee charged at the unit of the*
15 *National Park System.”.*

16 **SEC. 4. LICENSING INTELLECTUAL PROPERTY.**

17 (a) *DEFINITIONS.*—In this section:

18 (1) *DEPARTMENT.*—The term “Department”
19 *means the Department of the Interior, including any*
20 *bureau, office, and agency of the Department of the*
21 *Interior.*

22 (2) *QUALIFYING ENTITY.*—The term “qualifying
23 *entity” means any Federal agency, State, local gov-*
24 *ernment, or Indian Tribe (as defined in section 4 of*
25 *the Indian Self-Determination and Education Assist-*

1 *ance Act (25 U.S.C. 5304)), public or private agency,*
2 *organization, institution, corporation, individual, or*
3 *other entity that is determined by the Secretary to be*
4 *qualified in accordance with criteria developed by the*
5 *Secretary.*

6 (3) *SECRETARY.—The term “Secretary” means*
7 *the Secretary of the Interior.*

8 (4) *TRADEMARK ACT OF 1946 DEFINITIONS.—The*
9 *terms “certification mark”, “collective mark”, “serv-*
10 *ice mark”, and “trademark” have the meanings given*
11 *those terms in section 45 of the Act entitled “An Act*
12 *to provide for the registration and protection of trade-*
13 *marks used in commerce, to carry out the provisions*
14 *of certain international conventions, and for other*
15 *purposes”, approved July 5, 1946 (commonly known*
16 *as the “Trademark Act of 1946”) (15 U.S.C. 1127).*

17 (b) *AUTHORITY.—Under regulations issued by the Sec-*
18 *retary, the Secretary may—*

19 (1) *license trademarks, service marks, certifi-*
20 *cation marks, and collective marks owned or con-*
21 *trolled by the Secretary to any qualifying entity; and*

22 (2) *retain and expend fees received from licens-*
23 *ing under paragraph (1) in accordance with this sec-*
24 *tion.*

1 (c) *DESIGNATED MARKS.*—*The Secretary shall des-*
2 *ignate any trademarks, service marks, certification marks,*
3 *or collective marks regarding which the Secretary shall exer-*
4 *cise the authority under this section.*

5 (d) *LICENSES FOR QUALIFYING ENTITIES.*—

6 (1) *FEEES.*—*The fee for a license subject to an*
7 *agreement entered into under this section, as deter-*
8 *mined by the Secretary, shall be not less than the*
9 *amount needed to recover all costs incurred by the*
10 *Secretary in processing and issuing the license.*

11 (2) *LIMITATION.*—*A license subject to an agree-*
12 *ment with a qualifying entity entered into under this*
13 *section shall provide that the license may not be*
14 *transferred, sold, or relicensed by the qualifying enti-*
15 *ty, unless otherwise authorized by the Secretary.*

16 (e) *USE OF FEES.*—

17 (1) *IN GENERAL.*—*The Secretary shall use fees*
18 *retained under this section for the following purposes:*

19 (A) *For payment of the following costs in-*
20 *curring by the Secretary:*

21 (i) *Costs of securing trademark reg-*
22 *istrations.*

23 (ii) *Costs of operating the licensing*
24 *program under this section.*

1 *(B) To the extent (if any) that the total*
2 *amount of the licensing fees available under this*
3 *section for a fiscal year exceed the total amount*
4 *needed for such fiscal year under paragraph (1),*
5 *such amount shall be deposited in the National*
6 *Parks and Public Land Legacy Restoration*
7 *Fund established by section 200402(a) of title 54,*
8 *United States Code.*

9 *(2) AVAILABILITY.—Notwithstanding any other*
10 *provision of law, the Secretary shall use fees retained*
11 *through an agreement under this section without fur-*
12 *ther appropriation for a fiscal year.*

Amend the title so as to read: “A bill to amend title 54, United States Code, to reauthorize the National Parks and Public Land Legacy Restoration Fund, and for other purposes.”.