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(Original Signature of Member)

119TH CONGRESS
2D SESSION

H. R. _____

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

Mr. WESTERMAN introduced the following bill; which was referred to the Committee on _____

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 “Great American Out-
5 doors Act 250”.

1 **SEC. 2. NATIONAL PARKS AND PUBLIC LANDS MAINTEN-**
2 **NANCE AND MODERNIZATION.**

3 (a) IN GENERAL.—Subtitle II of title 54, United
4 States Code, is amended by striking chapter 2004 and in-
5 serting the following:

6 **“CHAPTER 2004—AMERICA’S LEGACY**
7 **RESTORATION FUND**

“200401. Definitions.
“200402. America’s Legacy Restoration Fund.

8 **“§ 200401. Definitions**

9 “In this chapter:

10 “(1) ASSET.—The term ‘asset’ means any real
11 property, including any physical structure or group-
12 ing of structures, landscape, trail, or other tangible
13 property, that—

14 “(A) is tracked and managed as a distinct,
15 identifiable entity by a covered agency; and

16 “(B) has a specific service or function.

17 “(2) COVERED AGENCY.—The term ‘covered
18 agency’ means—

19 “(A) the Service;

20 “(B) the United States Fish and Wildlife
21 Service;

22 “(C) the Forest Service;

23 “(D) the Bureau of Land Management;

24 and

1 “(E) the Bureau of Indian Education.

2 “(3) DEFERRED MAINTENANCE.—The term ‘de-
3 ferred maintenance’ means maintenance—

4 “(A) that was not carried out on an asset
5 when it should have been; or

6 “(B) was scheduled to be carried out and
7 was put off or delayed for a future period.

8 “(4) FUND.—The term ‘Fund’ means the
9 America’s Legacy Restoration Fund established by
10 section 200402(a).

11 “(5) PRIORITY DEFERRED MAINTENANCE
12 PROJECT.—The term ‘priority deferred maintenance
13 project’ means any activity to reduce or eliminate
14 deferred maintenance of an asset, which may in-
15 clude—

16 “(A) resolving directly related infrastruc-
17 ture deficiencies of the asset that would not by
18 itself be classified as deferred maintenance;

19 “(B) conducting cyclical maintenance on
20 an asset if, with respect to the asset, a deferred
21 maintenance classification would be imminent
22 without intervention;

23 “(C) modernizing the specific components
24 or systems of the asset requiring repair to con-
25 temporary operational standards, in accordance

1 with the laws and policies applicable to a cov-
2 ered agency; and

3 “(D) an activity that supports any com-
4 bination of purposes described in subpara-
5 graphs (A) and (C).

6 “(6) RELEVANT CONGRESSIONAL COMMIT-
7 TEES.—The term ‘relevant Congressional Commit-
8 tees’ means—

9 “(A) the Committees on Natural Re-
10 sources, Agriculture, and Appropriations of the
11 House of Representatives; and

12 “(B) the Committees on Energy and Nat-
13 ural Resources, Agriculture, Nutrition and For-
14 estry, Indian Affairs, and Appropriations of the
15 Senate.

16 “(7) SECRETARIES.—The term ‘Secretaries’
17 means the Secretary and the Secretary of Agri-
18 culture.

19 **“§ 200402. America’s Legacy Restoration Fund**

20 “(a) ESTABLISHMENT.—The fund established in the
21 Treasury of the United States known as the National
22 Parks and Public Land Legacy Restoration Fund is here-
23 by redesignated as the “America’s Legacy Restoration
24 Fund”.

25 “(b) DEPOSITS.—

1 “(1) IN GENERAL.—Except as provided in para-
2 graph (2), there shall be deposited in the Fund an
3 amount equal to—

4 “(A) 100 percent of all revenue collected
5 under section 3 of the Great American Out-
6 doors Act 250;

7 “(B) 100 percent of all donations collected
8 under the Great American Outdoors Act 250;
9 and

10 “(C) 50 percent of all energy development
11 revenues due and payable to the United States
12 from oil, gas, coal, or alternative or renewable
13 energy development on Federal land credited,
14 covered, or deposited as miscellaneous receipts
15 under Federal law in the preceding fiscal year.

16 “(2) MAXIMUM AMOUNT.—Any amounts depos-
17 ited in the Fund for each of fiscal years 2026
18 through 2030 under subparagraphs (A) and (C) of
19 paragraph (1) in excess of \$1,900,000,000 in any
20 fiscal year shall be transferred to the General Fund
21 of the Treasury.

22 “(3) EFFECT ON OTHER REVENUES.—Section
23 200402(b)(3) of title 54, United States Code, as in
24 effect on the date immediately before the date of the
25 enactment of the Great American Outdoors Act 250,

1 shall apply to this chapter and any disposition of
2 revenues made under this chapter.

3 “(c) AVAILABILITY OF FUNDS.—Amounts deposited
4 in the Fund for each of fiscal years 2021 through 2030
5 shall be available to the Secretaries, as provided in sub-
6 section (e), without further appropriation or fiscal year
7 limitation.

8 “(d) INVESTMENT OF AMOUNTS.—

9 “(1) IN GENERAL.—The Secretary may request
10 the Secretary of the Treasury to invest any portion
11 of the Fund that is not, as determined by the Sec-
12 retary, in consultation with the Secretary of Agri-
13 culture, required to meet the current needs of the
14 Fund.

15 “(2) REQUIREMENT.—An investment requested
16 under paragraph (1) shall be made by the Secretary
17 of the Treasury in a public debt security—

18 “(A) with a maturity suitable to the needs
19 of the Fund, as determined by the Secretary;
20 and

21 “(B) bearing interest at a rate determined
22 by the Secretary of the Treasury, taking into
23 consideration current market yields on out-
24 standing marketable obligations of the United
25 States of comparable maturity.

1 “(3) CREDITS TO FUND.—The income on in-
2 vestments of the Fund under this subsection shall be
3 credited to, and form a part of, the Fund.

4 “(e) USE OF FUNDS.—

5 “(1) IN GENERAL.—Amounts deposited in the
6 Fund for each fiscal year shall be used for priority
7 deferred maintenance projects or to carry out the
8 pilot program in subsection (k), as applicable, in the
9 System, in the National Wildlife Refuge System, on
10 public land administered by the Bureau of Land
11 Management, for the Bureau of Indian Education
12 schools, and in the National Forest System, as fol-
13 lows:

14 “(A) 70 percent of the amounts deposited
15 in the Fund for each fiscal year shall be allo-
16 cated to the Service.

17 “(B) 15 percent of the amounts deposited
18 in the Fund for each fiscal year shall be allo-
19 cated to the Forest Service.

20 “(C) 5 percent of the amounts deposited in
21 the Fund for each fiscal year shall be allocated
22 to the United States Fish and Wildlife Service.

23 “(D) 5 percent of the amounts deposited in
24 the Fund for each fiscal year shall be allocated
25 to the Bureau of Land Management.

1 “(E) 5 percent of the amounts deposited in
2 the Fund for each fiscal year shall be allocated
3 to the Bureau of Indian Education.

4 “(2) TRANSPORTATION AND NONTRANSPORTA-
5 TION PROJECTS.—

6 “(A) NONTRANSPORTATION PROJECTS.—

7 Over the term of the Fund—

8 “(i) for the United States Fish and
9 Wildlife Service, not less than 80 percent
10 of amounts from the Fund shall be allo-
11 cated for nontransportation projects per
12 year;

13 “(ii) for the Service, not less than 70
14 percent of amounts from the Fund shall be
15 allocated for nontransportation projects
16 per year;

17 “(iii) for the Bureau of Land Manage-
18 ment, not less than 65 percent of amounts
19 from the Fund shall be allocated for non-
20 transportation projects per year; and

21 “(iv) for the Forest Service, not less
22 than 55 percent of amounts from the Fund
23 shall be allocated for nontransportation
24 projects per year.

1 “(B) TRANSPORTATION PROJECTS.—The
2 amounts remaining in the Fund after the allo-
3 cations required under subparagraph (A) may
4 be allocated for transportation projects of the
5 covered agencies, including paved and unpaved
6 roads, bridges, tunnels, and paved parking
7 areas.

8 “(C) PLAN.—Any project funded under
9 this section shall be consistent with an applica-
10 ble transportation, deferred maintenance, or
11 capital improvement plan developed by the ap-
12 plicable covered agency.

13 “(D) TRANSFER OF FUNDS.—Funds made
14 available or allocated under this section to the
15 covered agencies may be further allocated or re-
16 allocated to the Federal Highway Administra-
17 tion for transportation projects, in accordance
18 with the allocations and limitations in this sub-
19 section and the prohibitions and limitations in
20 subsection (f).

21 “(3) SPECIAL RULE FOR CERTAIN FUNDS.—In
22 accordance with the limitations set forth in para-
23 graph (1), the Secretary shall allocate not less than
24 80 percent of the revenues collected under section
25 3(b) of the Great American Outdoors Act 250 and

1 deposited into the America's Legacy Restoration
2 Fund toward priority deferred maintenance projects
3 in the unit in which the revenues were collected.

4 “(f) PROHIBITIONS AND LIMITATIONS.—

5 “(1) PROHIBITIONS.—No amounts in the Fund
6 shall be used—

7 “(A) for the acquisition of land or any in-
8 terests in land;

9 “(B) to supplant discretionary funding
10 made available for annually recurring facility
11 operations, maintenance, and construction
12 needs;

13 “(C) for bonuses for employees of the Fed-
14 eral Government; and

15 “(D) to decommission a road.

16 “(2) LIMITATIONS.—Of the amounts made
17 available under this section to a covered agency, not
18 more than—

19 “(A) 3 percent of the amounts deposited
20 under subsection (b) and 0 percent of amounts
21 made credited under subsection (d) may be
22 used for administrative expenses;

23 “(B) except as provided in paragraph (3),
24 15 percent may be used for a contingency fund;
25 and

1 “(C) 8 percent may be used for priority de-
2 ferred maintenance project planning and com-
3 pliance.

4 “(3) CONTINGENCY FUND.—The head of a cov-
5 ered agency shall provide written notification to the
6 relevant Congressional Committees not less than 30
7 days before taking any action authorized by this sec-
8 tion for a specific priority deferred maintenance
9 project if the amount to be reallocated from the con-
10 tingency fund for such priority deferred maintenance
11 project is projected to be 10 percent or greater than
12 the initial amount allocated to such priority deferred
13 maintenance project.

14 “(g) PRIORITY DEFERRED MAINTENANCE PROJECT
15 SELECTION.—

16 “(1) IN GENERAL.—As part of the selection of
17 priority deferred maintenance projects to be sub-
18 mitted under subsection (h), the Secretaries shall—

19 “(A) ensure for each covered agency that
20 funds are prioritized primarily for priority de-
21 ferred maintenance projects that—

22 “(i) address mission critical assets
23 that promote public access, enhance the
24 visitor experience, or improve outdoor
25 recreation opportunities;

1 “(ii) address deferred maintenance on
2 assets for which failure 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
7 operational functions;

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

12 “(iv) address any combination of pur-
13 poses described in clauses (i) through (iii);

14 “(B) publish, on a publicly available
15 website maintained by the Secretaries, a clear
16 set of criteria for priority deferred maintenance
17 project selection that takes into account—

18 “(i) the criteria listed in subpara-
19 graph (A);

20 “(ii) appropriate distribution of pri-
21 ority deferred maintenance projects geo-
22 graphically;

23 “(iii) appropriate distribution of pri-
24 ority deferred maintenance projects be-
25 tween large units and small units; and

1 “(iv) whether a unit or State has not
2 received funding in a previous priority de-
3 ferred maintenance project list for a cov-
4 ered agency; and

5 “(C) annually solicit recommendations for
6 priority deferred maintenance projects from
7 each Governor of a State that contains lands
8 managed by the Secretaries; and

9 “(D) require that any transportation
10 project to improve infrastructure account for a
11 not less than 10 percent growth in visitation
12 over existing levels for such infrastructure.

13 “(2) ACCESSIBILITY.—

14 “(A) REQUIRED CONSIDERATION FOR AC-
15 CESSIBILITY.—In expending amounts from the
16 Fund, the Secretaries shall incorporate meas-
17 ures to improve the accessibility of assets and
18 accommodate visitors and employees with dis-
19 abilities in accordance with applicable law.

20 “(B) ACCESS AMERICA.—In submitting a
21 list of priority deferred maintenance projects
22 under subsection (h), the Secretaries shall in-
23 clude not fewer than 2 priority deferred mainte-
24 nance projects annually that are authorized

1 under subtitle A of title II of the EXPLORE
2 Act (16 U.S.C. 8481–8487).

3 “(h) SUBMISSION OF LIST OF PRIORITY DEFERRED
4 MAINTENANCE PROJECTS TO CONGRESS.—

5 “(1) INITIAL SUBMISSION.—Not later than 90
6 days after the date of enactment of this section, the
7 Secretaries shall each submit to the relevant Con-
8 gressional Committees a list of proposed projects to
9 be funded for fiscal year 2026 and the subsequent
10 fiscal year that as of the date of the submission of
11 the list, are ready to be implemented.

12 “(2) SUBMISSION OF ANNUAL LIST OF PRI-
13 ORITY DEFERRED MAINTENANCE PROJECTS TO CON-
14 GRESS.—Until the date on which all of the amounts
15 in the Fund are expended, the Secretaries shall an-
16 nually submit to Congress, together with the annual
17 budget of the United States, a list of priority de-
18 ferred maintenance projects to be funded from the
19 Fund for the applicable fiscal year and the subse-
20 quent fiscal year that includes a detailed description
21 of each priority deferred maintenance project, in-
22 cluding the estimated expenditures from the Fund
23 for the priority deferred maintenance project.

24 “(3) SUBMISSION OF LIST FOR PRIORITY
25 MATCHING PROJECTS.—

1 “(A) MATCHING REQUIREMENTS.—As part
2 of the priority deferred maintenance project
3 lists submitted under this paragraph, the Secre-
4 taries shall submit for each covered agency a
5 list of priority deferred maintenance projects
6 for which full funding may be accomplished
7 through a combination of funding from the cov-
8 ered agency and private cash or in-kind dona-
9 tions (including through matched funding cam-
10 paigns), including the—

11 “(i) amount the covered agency has
12 allocated to such priority deferred mainte-
13 nance project; and

14 “(ii) remaining amount the covered
15 agency is soliciting to fully fund the pri-
16 ority deferred maintenance project.

17 “(B) LIMITATION.—The contribution of
18 each covered agency to priority deferred mainte-
19 nance projects included on the list submitted
20 under subparagraph (A) shall collectively total
21 not less than 5 percent of the funding allocated
22 to each covered agency.

23 “(C) TIMELINE FOR COMPLETION.—If a
24 priority deferred maintenance project has not
25 received sufficient matching private donations

1 on the date which is 5 years after such priority
2 deferred maintenance project was initially in-
3 cluded on the list submitted by the Secretaries,
4 the Secretaries shall, with respect to their re-
5 spective departments, re-allocate any—

6 “(i) Federal funds initially allocated
7 for such priority deferred maintenance
8 project to a new priority deferred mainte-
9 nance project for the same covered agency,
10 to be submitted in accordance with sub-
11 paragraph (A); and

12 “(ii) non-Federal funds initially allo-
13 cated for such priority deferred mainte-
14 nance project to fulfill the matching re-
15 quirements of any other priority deferred
16 maintenance project submitted under sub-
17 paragraph (A) for the same covered agen-
18 cy, prioritizing any other priority deferred
19 maintenance projects proposed within the
20 same unit at which the initial project was
21 proposed.

22 “(4) MAINTENANCE ACTION TEAMS.—In car-
23 rying out this section, the Secretary shall provide a
24 list of each individual priority deferred maintenance

1 project carried out by a maintenance action team
2 during the preceding fiscal year.

3 “(i) ALTERNATE ALLOCATION.—

4 “(1) IN GENERAL.—Appropriations Acts may
5 provide for alternate allocation of amounts made
6 available under this section, consistent with the allo-
7 cations to covered agencies under subsection (e)(1).

8 “(2) ALLOCATION BY PRESIDENT.—

9 “(A) NO ALTERNATE ALLOCATIONS.—If
10 Congress has not enacted legislation estab-
11 lishing alternate allocations by the date on
12 which the Act making full-year appropriations
13 for the Department of the Interior, Environ-
14 ment, and Related Agencies for the applicable
15 fiscal year is enacted into law, amounts made
16 available under subsection (c) shall be allocated
17 by the President.

18 “(B) INSUFFICIENT ALTERNATE ALLOCA-
19 TION.—If Congress enacts legislation estab-
20 lishing alternate allocations for amounts made
21 available under subsection (c) that are less than
22 the full amount appropriated under that sub-
23 section, the difference between the amount ap-
24 propriated and the alternate allocation shall be
25 allocated by the President.

1 “(C) NO FULL-YEAR APPROPRIATIONS EN-
2 ACTED.—If Congress has not enacted full-year
3 appropriations for the Department of the Inte-
4 rior, Environment, and Related Agencies for
5 the applicable fiscal year by the end of the pre-
6 vious fiscal year, amounts made available under
7 subsection (c) shall be allocated by the Presi-
8 dent, if that allocation had previously been ap-
9 proved under paragraph (1) as an allocation for
10 the subsequent fiscal year.

11 “(j) PUBLIC-PRIVATE PARTNERSHIPS AND PHILAN-
12 THROPIC DONATIONS.—

13 “(1) IN GENERAL.—In carrying out this sec-
14 tion, the Secretaries may accept cash or in-kind do-
15 nations that advance efforts of the Great American
16 Outdoors Act 250, including encouraging relevant
17 public-private partnerships.

18 “(2) SOLICITATION OF DONATIONS.—

19 “(A) IN GENERAL.—The Secretaries shall
20 make publicly available information on ways the
21 public can donate to support the efforts of the
22 Great American Outdoors Act 250, including
23 through—

24 “(i) public awareness campaigns;

1 “(ii) physical or digital donation loca-
2 tions at specific project sites or within
3 units managed by a covered agency;

4 “(iii) the solicitation of donations dur-
5 ing the checkout process for the purchase
6 of a physical or digital pass to access a
7 Federal recreational site or an interagency
8 pass, such as the America the Beautiful—
9 the National Parks and Federal Rec-
10 reational Lands Pass; and

11 “(iv) partnerships with the National
12 Park Foundation (54 U.S.C. 101111), the
13 National Forest Foundation (16 U.S.C.
14 583j), the Foundation for America’s Public
15 Lands (43 U.S.C. 1748c), and the Na-
16 tional Fish and Wildlife Foundation (16
17 U.S.C. 3701).

18 “(B) CREDITS TO FUND.—Any cash dona-
19 tions accepted under paragraph (1)—

20 “(i) shall be—

21 “(I) credited to, and form a part
22 of, the Fund; and

23 “(II) immediately available for
24 allocation to the covered agency for
25 which the donation was made; and

1 “(ii) may be immediately allocated to
2 specific priority deferred maintenance
3 projects submitted under subsection (h)(1)
4 or (h)(2) or to fulfill the match require-
5 ments under subsection (h)(3)(A)(ii).

6 “(3) PARTNERSHIPS.—

7 “(A) COOPERATIVE AGREEMENTS.—In
8 carrying out this section, a covered agency may
9 transfer all or a portion of funds for a specific
10 priority deferred maintenance project on Fed-
11 eral lands to carry out the planning, design,
12 construction, maintenance, or any other activi-
13 ties to carry out such priority deferred mainte-
14 nance project through a cooperative agreement
15 with the following:

16 “(i) A congressionally chartered non-
17 profit organization.

18 “(ii) A nonprofit organization affili-
19 ated with a specific unit of a covered agen-
20 cy with experience carrying out priority de-
21 ferred maintenance projects in such unit.

22 “(B) REGULATIONS.—Any cooperative
23 agreement entered into under this section shall
24 be considered a financial assistance instrument

1 and shall not be treated as a procurement con-
2 tract.

3 “(C) REPORTING.—The Secretaries shall
4 ensure that all cooperative agreements entered
5 into under this section include appropriate re-
6 porting, financial management, and oversight
7 requirements consistent with part 200 of title 2,
8 Code of Federal Regulations, to ensure trans-
9 parency and accountability of Federal funds.

10 “(D) RETENTION OF NEPA RESPONSIBIL-
11 ITIES.—Any decision required to be made under
12 the National Environmental Policy Act of 1969
13 (42 U.S.C. 4321 et seq.) with respect to any
14 priority deferred maintenance project to be car-
15 ried out under this paragraph on Federal lands
16 shall not be delegated to any non-Federal entity
17 listed under subparagraph (A).

18 “(4) GOOD NEIGHBOR AUTHORITY.—To the
19 maximum extent practicable, the Secretaries shall
20 carry out priority deferred maintenance projects
21 under this section using good neighbor agreements
22 entered into under section 351 of the EXPLORE
23 Act (16 U.S.C. 8571).

24 “(5) CROSS-BOUNDARY PARTNERSHIPS.—To
25 the maximum extent practicable, the Secretaries

1 shall seek to enter into public-private partnerships
2 with any governmental, nonprofit, or private entity
3 to carry out joint priority deferred maintenance
4 projects under this Act that improve access points
5 between developed recreation sites on non-Federal
6 lands adjacent to lands under the jurisdiction of the
7 respective Secretary.

8 “(6) CENTENNIAL CHALLENGE AMEND-
9 MENTS.—Section 103501(c)(3) of title 54, United
10 States Code, is amended by striking ‘including funds
11 and fairly valued durable goods and materials’ and
12 inserting ‘including any combination of cash, fairly
13 valued services, durable goods, and materials’.

14 “(k) OUTDOOR RECREATION AND SPORTSMEN’S AC-
15 CESS PILOT PROGRAM.—

16 “(1) IN GENERAL.—In expending amounts from
17 the Fund, not more than 15 percent of funds made
18 available to the—

19 “(A) Service shall be allocated to outdoor
20 recreation projects;

21 “(B) Forest Service or Bureau of Land
22 Management shall be allocated to outdoor recre-
23 ation projects or sportsmen’s access projects;
24 and

1 “(C) United States Fish and Wildlife Serv-
2 ice shall be allocated to sportsmen’s access
3 projects.

4 “(2) LOCATION.—In carrying out this sub-
5 section, the Service, and Forest Service, Bureau of
6 Land Management, and United States Fish and
7 Wildlife Service shall each carry out not less than
8 two outdoor recreation or sportsmen’s access
9 projects, as applicable, per year in each region of
10 each respective agency.

11 “(3) PARTNERSHIPS FOR SPORTSMEN’S ACCESS
12 PROJECTS.—To the maximum extent practicable, the
13 Directors of the United States Fish and Wildlife
14 Service and Bureau of Land Management and the
15 Chief of the Forest Service shall use the authorities
16 provided under this section in combination with
17 other authorities to carry out sportsmen’s access
18 projects, including—

19 “(A) good neighbor agreements entered
20 into under section 8206 of the Agricultural Act
21 of 2014 (16 U.S.C. 2113a) or section 351 of
22 the EXPLORE Act (16 U.S.C. 8571);

23 “(B) stewardship contracting projects en-
24 tered into under section 604 of the Healthy

1 Forests Restoration Act of 2003 (16 U.S.C.
2 6591e);

3 “(C) self-determination contracts and self-
4 governance compact agreements entered into
5 under the Indian Self-Determination and Edu-
6 cation Assistance Act (25 U.S.C. 5301 et seq.);
7 and

8 “(D) agreements entered into under the
9 Tribal Forest Protection Act of 2004 (25
10 U.S.C. 3115a et seq.).

11 “(4) RECEIPTS FOR SPORTSMEN’S ACCESS
12 PROJECTS.—

13 “(A) ALLOCATION.—Except as provided in
14 subparagraph (B), revenue received from a
15 sportsmen’s access project under this section
16 shall be retained by the Federal Government
17 and distributed to non-Federal recipients in ac-
18 cordance with Federal law.

19 “(B) RETENTION BY UNIT.—The amounts
20 described in subparagraph (A) retained by the
21 Federal Government shall be retained by the
22 unit at which such sportsmen’s access project
23 occurred, and may be used without further ap-
24 propriation to carry out—

1 “(i) additional sportsmen’s access
2 projects; and

3 “(ii) if there are amounts remaining
4 after funding subparagraph (A), to address
5 deferred maintenance.

6 “(5) DEFINITIONS.—In this subsection:

7 “(A) OUTDOOR RECREATION PROJECT.—
8 The term ‘outdoor recreation project’ means
9 any activities that improve outdoor recreation
10 infrastructure, including recreation enhance-
11 ment or improvement services (as such term is
12 defined in section 351(a) of the EXPLORE Act
13 (16 U.S.C. 8571(a)), that are carried out in ac-
14 cordance with the laws and policies applicable
15 to a covered agency.

16 “(B) SPORTSMEN’S ACCESS PROJECT.—
17 The term ‘sportsmen’s access project’ means
18 any activities that improve recreational opportu-
19 nities for sportsmen, including improving wild-
20 life habitat for hunting and fishing.

21 “(1) TRANSPARENCY AND ACCOUNTABILITY.—

22 “(1) STANDARDIZED METHODOLOGY.—Not
23 later than 2 years after the date of enactment of the
24 Great American Outdoors Act 250, the Secretaries

1 shall establish clear, quantifiable, and standardized
2 metrics across each covered agency for—

3 “(A) calculating and determining deferred
4 maintenance, ensuring that such metrics—

5 “(i) adhere to established standards
6 for both transportation and nontransporta-
7 tion assets; and

8 “(ii) rely on standardized condition
9 assessments methodologies;

10 “(B) delineate between cyclic maintenance
11 and deferred maintenance; and

12 “(C) provide for the timely addition or re-
13 moval of an asset from the deferred mainte-
14 nance list.

15 “(2) PRIORITY DEFERRED MAINTENANCE
16 PROJECT DASHBOARD.—

17 “(A) REQUIREMENT TO MAINTAIN.—Not
18 later than 1 year after the date enactment of
19 the Great American Outdoors Act 250, the Sec-
20 retaries shall each maintain a searchable
21 geospatial database on a publicly available
22 website to track, for each priority deferred
23 maintenance project that receives money from
24 the Fund, the—

1 “(i) location of such priority deferred
2 maintenance project;

3 “(ii) purposes of such priority de-
4 ferred maintenance project, as outlined by
5 the criteria in subsection (g);

6 “(iii) projected cost of such priority
7 deferred maintenance project, and whether
8 such priority deferred maintenance project
9 is exceeding projected costs or below pro-
10 jected costs;

11 “(iv) projected timeline for completing
12 such priority deferred maintenance project,
13 including whether such priority deferred
14 maintenance project is ahead of schedule
15 or behind schedule;

16 “(v) status of Federal environmental
17 reviews, permits, and authorizations for
18 such priority deferred maintenance project,
19 including—

20 “(I) a comprehensive permitting
21 timetable;

22 “(II) the status of the compliance
23 of each lead agency, cooperating agen-
24 cy, and participating agency with the
25 permitting timetable with respect to

1 such priority deferred maintenance
2 projects; and

3 “(III) any modifications of the
4 permitting timetable required under
5 clause (I), including an explanation as
6 to why the permitting timetable was
7 modified;

8 “(vi) information about whether such
9 priority deferred maintenance project has
10 received non-Federal funds and a link for
11 members of the public to donate to such
12 priority deferred maintenance project; and

13 “(vii) in the case of completed priority
14 deferred maintenance projects, the effec-
15 tiveness of such priority deferred mainte-
16 nance project in reducing the deferred
17 maintenance backlog.

18 “(B) EXPLORE AMERICA 250 REPORT.—As
19 part of the dashboard established under sub-
20 paragraph (A), the Secretaries shall include a
21 list of not less than 250 projects funded under
22 this Act that improve outdoor recreation or vis-
23 itor experiences (including projects that support
24 the implementation of the EXPLORE Act (16

1 U.S.C. 8401–8574)), as determined by the Sec-
2 retaries.

3 “(3) REPORT.—Not later than 1 year after the
4 date of enactment of the Great American Outdoors
5 Act 250, and annually thereafter, the Secretaries
6 shall each submit to the relevant Congressional
7 Committees a report that—

8 “(A) lists the current cyclic maintenance
9 needs and the deferred maintenance backlog for
10 each covered agency, including information for
11 each State and unit of a covered agency;

12 “(B) describes how much deferred mainte-
13 nance was reduced in the prior year for each
14 covered agency and how much deferred mainte-
15 nance each covered agency plans to address to
16 reduce the backlog in the upcoming year;

17 “(C) describes actions taken by the covered
18 agencies without using amounts from the Fund
19 to reduce deferred maintenance;

20 “(D) includes a plan from the covered
21 agencies to increase preventative annual and cy-
22 clic maintenance activities by covered agencies
23 to a level that properly maintains the assets of
24 the covered agencies and prevents the addition

1 of assets to a deferred maintenance list under
2 subparagraph (A);

3 “(E) lists assets on the deferred mainte-
4 nance list that each covered agency disposed of
5 the prior year under subsection (o) of the Great
6 American Outdoors Act 250 and assets on de-
7 ferred maintenance list that each covered agen-
8 cy plans to dispose of under subsection (o) in
9 the upcoming year;

10 “(F) outlines any full-time employees hired
11 or maintained to enact the provisions of this
12 section; and

13 “(G) provides a clear explanation of the
14 full status of all funds, including the average
15 number of days for a priority deferred mainte-
16 nance project to reach completion from the date
17 of award and the date on which funds are obli-
18 gated.

19 “(m) IMPLEMENTATION.—

20 “(1) STREAMLINING.—

21 “(A) IN GENERAL.—Not later than 1 year
22 after the date of enactment of the Great Amer-
23 ican Outdoors Act 250, the Secretaries shall de-
24 velop a consolidated categorical exclusion (as
25 defined in section 111 of the National Environ-

1 mental Policy Act of 1969 (42 U.S.C. 4336e))
2 for projects using funds authorized by this Act
3 to eliminate or reduce deferred maintenance on
4 land under the jurisdiction of the Secretary or
5 the Secretary of Agriculture.

6 “(B) ADMINISTRATION.—In developing
7 and administering the categorical exclusion
8 under subparagraph (A)—

9 “(i) the Secretaries shall comply with
10 the National Environmental Policy Act of
11 1969 (42 U.S.C. 4321 et seq.);

12 “(ii) the Secretaries shall apply the
13 extraordinary circumstances procedures
14 under section 46.215 of title 43, Code of
15 Federal Regulations; and

16 “(iii) such categorical exclusion shall
17 have the force and effect of law.

18 “(2) TIMELINES.—The Secretaries shall award
19 a construction contract for a priority deferred main-
20 tenance project not later than 180 days after the ap-
21 proval for the final design of such priority deferred
22 maintenance project.

23 “(3) MICRO-PURCHASE THRESHOLD.—For any
24 priority deferred maintenance project funded under
25 this section, the micro-purchase threshold for goods,

1 services, and construction described in section 2.101
2 of title 48, Code of Federal Regulations, shall be
3 \$25,000.

4 “(4) ARCHITECT-ENGINEER SERVICE FEE AL-
5 LOWANCES.—Notwithstanding any other provision of
6 law, fees for architects and engineers for priority de-
7 ferred maintenance projects shall be capped at 8
8 percent.

9 “(5) ACQUISITION FLEXIBILITIES.—Notwith-
10 standing any requirement for a Presidential emer-
11 gency or disaster declaration, the Secretaries are au-
12 thorized to use the emergency acquisition flexibilities
13 under part 18 of title 48, Code of Federal Regula-
14 tions (and any successor regulations), including the
15 increased micro-purchase thresholds, simplified ac-
16 quisition thresholds, and other higher-level emer-
17 gency flexibilities, in contracting for priority deferred
18 maintenance projects.

19 “(n) DISPOSAL OF ASSETS.—The Secretaries shall
20 provide for the disposal of constructed assets included on
21 a deferred maintenance list submitted under subsection
22 (m)(3) that no longer serve the public interest or advance
23 the mission of the applicable unit to which the asset be-
24 longs.”.

1 (b) GAO STUDY.—Not later than 2 years after the
2 date of enactment of this Act and annually thereafter, the
3 Comptroller General of the United States shall—

4 (1) conduct a study on the implementation of
5 this Act and the amendments made by this Act, in-
6 cluding whether the implementation has effectively
7 reduced the deferred maintenance backlog of the
8 covered agencies (as that term is defined in section
9 200401 of title 54, United States Code); and

10 (2) submit to Congress a report that describes
11 the results of the study under paragraph (1).

12 (c) RULE OF CONSTRUCTION.—

13 (1) IN GENERAL.—The amendments made by
14 this Act shall not be construed to—

15 (A) except with respect to the designated
16 name of the fund, replace the National Parks
17 and Public Land Legacy Restoration Fund as
18 in effect on the date immediately before the
19 date of the enactment of this Act;

20 (B) affect or modify any amounts within
21 the National Parks and Public Land Legacy
22 Restoration Fund as in effect on the date im-
23 mediately before the date of the enactment of
24 this Act; or

25 (C) establish a new fund.

1 (2) REFERENCES.—Any reference to the Na-
2 tional Parks and Public Land Legacy Restoration
3 Fund in any law, regulation, map, document, record,
4 or other paper of the United States shall be deemed
5 to be a reference to the America’s Legacy Restora-
6 tion Fund.

7 **SEC. 3. CODIFICATION OF FOREIGN VISITOR FEES.**

8 (a) VISITOR NONIMMIGRANT.—Section 802 of the
9 Federal Lands Recreation Enhancement Act (16 U.S.C.
10 6801) is amended by adding at the end the following:

11 “(17) VISITOR NONIMMIGRANT.—The term ‘vis-
12 itor nonimmigrant’ means a nonimmigrant indi-
13 vidual admitted into the United States under—

14 “(A) section 101(a)(15)(B) of the Immi-
15 gration and Nationality Act (8 U.S.C.
16 1101(a)(15)(B)); or

17 “(B) section 217 of the Immigration and
18 Nationality Act (8 U.S.C. 1187).”.

19 (b) ENTRY FEE FOR FOREIGN VISITORS.—Section
20 803(e) of the Federal Lands Recreation Enhancement Act
21 (16 U.S.C. 6802(e)) is amended by adding at the end the
22 following:

23 “(3) FOREIGN VISITORS.—For all Federal rec-
24 reational lands and waters for which an entrance fee
25 or standard amenity recreation fee is charged, the

1 entrance fee or standard amenity recreation fee for
2 a visitor nonimmigrant shall be not less than \$100
3 per visitor nonimmigrant, in addition to any other
4 fee charged with respect to such Federal recreational
5 lands and waters.”.

6 (c) ANNUAL PASS FOR FOREIGN VISITORS.—Section
7 805(a) of the Federal Lands Recreation Enhancement Act
8 (16 U.S.C. 6804(a)) is amended by adding at the end the
9 following:

10 “(11) RULE FOR VISITOR NONIMMIGRANTS.—
11 The Secretaries shall make the National Parks and
12 Federal Recreational Lands Pass available for sale
13 to any visitor nonimmigrant for a fee of not less
14 than \$250.”.

15 (d) RECEIPTS.—Any monies derived from this section
16 and amendments made by this section shall be deposited
17 in the America’s Legacy Restoration Fund.

18 (e) DEFINITIONS.—In this Act:

19 (1) AMERICA’S LEGACY RESTORATION FUND.—
20 The term “America’s Legacy Restoration Fund”
21 means the America’s Legacy Restoration Fund es-
22 tablished under section 200402 of title 54, United
23 States Code, as amended by this Act.

24 (2) SECRETARY.—The term “Secretary” means
25 the Secretary of the Interior.