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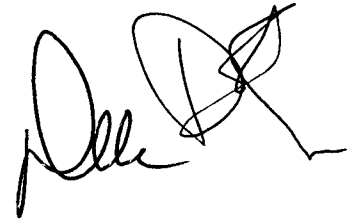
NOVEMBER 20, 2009

MEMORANDUM

**TO: JOINT MLA/AAHSL LEGISLATIVE TASK FORCE
GOVERNMENTAL RELATIONS COMMITTEE**

FR: DALE DIRKS AND TERRELL BAPTISTE

**RE: FISCAL YEAR 2010 DEPARTMENT OF THE INTERIOR, ENVIRONMENT AND
RELATED AGENCIES CONFERENCE APPROPRIATIONS BILL**



On Thursday, October 30, 2009, the President signed the Department of the Interior, Environment and Related Agencies appropriations bill for fiscal year (FY) 2010.

OF INTEREST TO MLA/AAHSL THE BILL PROVIDES:

- \$104.32 million for IT/Data Management/Security, which is \$5 million below the budget request and \$5.3 million more than the FY 2009 level.
 - The bill's conference agreement exempts the EPA library system from the reduction in funding below the budget proposal. (p. 113, FY 2010 Interior Conference Report)

Please see attachments.



FY 2010

EPA Budget in Brief



United States Environmental Protection Agency
www.epa.gov

Resources by Program Area

(Dollars in Thousands)

	FY 2008 Actuals	FY 2009 Enacted Budget	FY 2010 President's Budget	Change FY09 Enacted to FY10 PresBud
International Programs	\$19,221.9	\$19,664.0	\$20,349.0	\$685.0
<i>(US Mexico Border)</i>	(\$6,110.1)	(\$5,561.0)	(\$5,047.0)	(-\$514.0)
* IT / Data Management / Security	\$98,085.8	\$99,025.0	\$109,320.0	\$10,295.0
Legal / Science / Regulatory / Economic Review	\$120,168.9	\$118,123.0	\$128,231.0	\$10,108.0
Operations and Administration	\$459,248.0	\$479,197.0	\$511,895.0	\$32,698.0
<i>(Rent)</i>	(\$157,406.5)	(\$160,366.0)	(\$162,040.0)	(\$1,674.0)
<i>(Utilities)</i>	(\$7,019.4)	(\$10,973.0)	(\$13,514.0)	(\$2,541.0)
<i>(Security)</i>	(\$24,194.9)	(\$25,676.0)	(\$27,997.0)	(\$2,321.0)
Pesticides Licensing	\$121,715.5	\$116,061.0	\$119,187.0	\$3,126.0
Resource Conservation and Recovery Act (RCRA)	\$121,125.3	\$116,891.0	\$122,131.0	\$5,240.0
Toxics Risk Review and Prevention	\$89,642.3	\$93,259.0	\$102,903.0	\$9,644.0
<i>(Endocrine Disruptors)</i>	(\$7,102.4)	(\$8,498.0)	(\$8,659.0)	(\$161.0)
Underground Storage Tanks (LUST / UST)	\$11,157.9	\$11,946.0	\$12,451.0	\$505.0
Water: Ecosystems	\$75,330.9	\$86,096.0	\$50,303.0	-\$35,793.0
Great Lakes Legacy Act	\$27,416.2	\$37,000.0	\$0.0	-\$37,000.0
National Estuary Program / Coastal Waterways	\$26,046.7	\$26,557.0	\$26,967.0	\$410.0
Wetlands	\$21,868.0	\$22,539.0	\$23,336.0	\$797.0
Water: Human Health Protection	\$109,762.3	\$101,585.0	\$105,726.0	\$4,141.0
Water Quality Protection	\$211,210.4	\$210,817.0	\$223,836.0	\$13,019.0
Total, Environmental Program & Management	\$2,362,491.2	\$2,392,079.0	\$2,940,564.0	\$548,485.0
<u>Inspector General</u>				
Audits, Evaluations, and Investigations	\$41,896.5	\$44,791.0	\$44,791.0	\$0.0
Total, Inspector General	\$41,896.5	\$44,791.0	\$44,791.0	\$0.0
<u>Building and Facilities</u>				
Homeland Security	\$8,225.9	\$8,070.0	\$8,070.0	\$0.0
Operations and Administration	\$28,081.5	\$26,931.0	\$28,931.0	\$2,000.0
Total, Building and Facilities	\$36,307.4	\$35,001.0	\$37,001.0	\$2,000.0

NOTE: Items in parentheses are a subset of the program and will not add up to totals shown for the program.

DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND
RELATED AGENCIES APPROPRIATION BILL, 2010

JUNE 23, 2009.—Committed to the Committee of the Whole House on the State of
the Union and ordered to be printed

Mr. DICKS of Washington, from the Committee on Appropriations,
submitted the following

R E P O R T

together with

MINORITY VIEWS

[To accompany H.R. 2996]

The Committee on Appropriations submits the following report in explanation of the accompanying bill making appropriations for the Department of the Interior, the Environmental Protection Agency, and Related Agencies for the fiscal year ending September 30, 2010. The bill provides regular annual appropriations for the Department of the Interior (except the Bureau of Reclamation and the Central Utah Project), the Environmental Protection Agency, and for other related agencies, including the Forest Service, the Indian Health Service, the Smithsonian Institution, and the National Foundation on the Arts and the Humanities.

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Long Island Sound.—\$15,000,000 for implementation of the Long Island Sound Restoration Act and the Long Island Sound Stewardship Act. The Agency is directed to report to the Committee the methodology it uses to distribute the funds between the two Acts.

San Francisco Bay program.—\$15,000,000 to continue competitive grants to State and local governments and partner organizations to implement projects that improve water quality and restore Bay watersheds.

Gulf of Mexico program.—\$10,000,000.

Lake Champlain program.—\$5,000,000.

Lake Pontchartrain restoration program.—\$3,000,000.

Information Exchange/Outreach.—The Committee recommends \$131,472,000, which is \$5,129,000 above the fiscal year 2009 enacted level and \$353,000 below the request. From within this amount, the Committee directs:

\$10,038,000 for the Environmental Education Program. The Agency is directed to apply the funding formula authorized in the National Environmental Education Act.

\$16,860,000 for the Exchange Network.

\$50,480,000 for Congressional, Intergovernmental and External Activities.

\$7,015,000 for Children and Other Sensitive Populations.

The Committee has provided an increase of \$500,000 above the request for the Agency to begin to create and disseminate guidelines mandated in the Healthy High Performance Schools Act of 2007 (Title V of the Energy Independence and Security Act). These guidelines for siting school facilities and environmental health programs for schools will help to ensure that our children are protected from environmental hazards.

IT/Data Management/Security.—The Committee recommends \$104,320,000, \$5,295,000 above the fiscal year 2009 enacted level and \$5,000,000 below the budget request. The Committee directs that none of the reduction be taken from the amount requested to restore and maintain the Agency's library system.

Legal/Science/Regulatory/Economic Review.—The Committee recommends \$123,788,000 for these programs, \$5,665,000 above the fiscal year 2009 enacted level and \$4,443,000 below the budget request. The Committee has not provided funds to continue the Performance Track Program and awaits the Agency's review of this and other programs that rely on voluntary compliance. The Committee commends the Administrator for her decision to pause the Performance Track Program to look for opportunities to improve it. The Committee firmly believes programs which promote voluntary compliance with the law are valuable, but should augment and not replace the regulatory framework. The Committee has provided the requested level of \$3,900,000 for the portion of the Smart Growth Program funded under this program area. In addition, the Committee has provided \$19,215,000 for the Regulatory/Economic Management and Analysis Program, a reduction of \$3,188,000 from the request and \$2,486,000 above the fiscal year 2009 enacted level.

Operations and Administration.—The Committee recommends \$501,895,000 for Operations and Administration, \$22,698,000 above the fiscal year 2009 enacted level and \$10,000,000 below the budget request. The Committee directs the reduction to be allocated as follows:

Calendar No. 98

111TH CONGRESS }
1st Session }

SENATE

{ REPORT
111-38

**DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND
RELATED AGENCIES APPROPRIATIONS BILL, 2010**

JULY 7, 2009.—Ordered to be printed

Mrs. FEINSTEIN, from the Committee on Appropriations,
submitted the following

REPORT

[To accompany H.R. 2996]

The Committee on Appropriations to which was referred the bill (H.R. 2996) making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2010, and for other purposes, reports the same to the Senate with an amendment and recommends that the bill as amended do pass.

Total obligational authority, fiscal year 2010

Total of bill as reported to the Senate	\$32,154,084,000
Amount of 2009 appropriations (including emergency appropriations)	38,540,958,000
Amount of 2010 budget estimate	32,382,043,000
Amount of 2010 House allowance	32,353,850,000
Bill as recommended to Senate compared to—	
2009 appropriations (including emergency appropriations)	–6,386,874,000
2010 budget estimate	–227,959,000
2010 House allowance	–199,216,000

COMPARATIVE STATEMENT OF NEW BUDGET (OBLIGATIONAL) AUTHORITY FOR FISCAL YEAR 2009 AND BUDGET ESTIMATES AND AMOUNTS RECOMMENDED IN THE BILL FOR FISCAL YEAR 2010—Continued

(In thousands of dollars)

Item	2009 appropriation	Budget estimate	House allowance	Committee recommendation	Senate Committee recommendation compared with		
					2009 appropriation	Budget estimate (+ or -)	House allowance
(Mexico Border)	(5,561)	(5,047)	(5,047)	(5,047)	(- 514)	.....	.....
IT/Data management/Security	99,025	109,320	104,320	109,320	+ 10,295	.....	+ 5,000
Legal/Science/Regulatory/Economic review	118,123	128,231	123,788	126,231	+ 8,108	- 2,000	+ 2,443
Operations and administration	479,197	511,895	501,895	509,895	+ 30,698	- 2,000	+ 8,000
(Rent)	(160,366)	(162,040)	(157,040)	(162,040)	(+ 1,674)	.....	(+ 5,000)
(Utilities)	(10,973)	(13,514)	(13,514)	(13,514)	(+ 2,541)	.....	.....
(Security)	(25,676)	(27,997)	(27,997)	(27,997)	(+ 2,321)	.....	.....
Pesticide licensing	116,061	119,187	119,187	119,187	+ 3,126	.....	.....
Resource Conservation and Recovery Act (RCRA)	116,891	122,131	122,131	122,131	+ 5,240	.....	.....
Toxics risk review and prevention	93,259	102,903	102,903	102,903	+ 9,644	.....	.....
(HPV/VCEP)	(12,531)	(20,555)	(20,555)	(20,555)	(+ 8,024)	.....	(+ 20,555)
(Endocrine disruptors)	(8,498)	(8,659)	(8,659)	(8,659)	(+ 161)	.....	.....
Underground storage tanks (LUST/UST)	11,946	12,451	12,451	12,451	+ 505	.....	.....
Water: Ecosystems .....	.....	.....	.....	.....	.....	.....	.....
Great Lakes Legacy Act ²	37,000	.....	.....	.....	- 37,000	.....	.....
National estuary program/Coastal waterways	26,557	26,967	38,167	26,967	+ 410	.....	- 11,200
Wetlands	22,539	23,336	23,336	23,336	+ 797	.....	.....
Subtotal	86,096	50,303	61,503	50,303	- 35,793	.....	- 11,200
Water: Human health protection	101,585	105,726	105,726	105,726	+ 4,141	.....	.....
Water quality protection	210,817	223,836	221,836	223,836	+ 13,019	.....	+ 2,000
Subtotal, Environmental Programs and Management	2,392,079	2,940,564	3,022,054	2,878,780	+ 486,701	- 61,784	- 143,274
Total, Environmental Programs and Management	2,392,079	2,940,564	3,022,054	2,878,780	+ 486,701	- 61,784	- 143,274
Office of Inspector General .....	.....	.....	.....	.....	.....	.....	.....
Audits, evaluations, and investigations	44,791	44,791	44,791	44,791	.....	.....	.....
Emergency appropriations (Public Law 111-5)	20,000	.....	.....	.....	- 20,000	.....	.....
(Transfer from Superfund)	(9,975)	(9,975)	(9,975)	(9,975)	.....	.....	.....

DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND
RELATED AGENCIES APPROPRIATIONS ACT, 2010

OCTOBER 28, 2009.—Ordered to be printed

Mr. DICKS, from the committee of conference,
submitted the following

CONFERENCE REPORT

[To accompany H.R. 2996]

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2996), making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2010, and for other purposes, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows;

That the House recede from its disagreement to the amendment of the Senate and agree to the same with an amendment as follows:

In lieu of the matter proposed to be inserted by the Senate amendment, insert the following:

REFERENCES

SECTION 1. Except as expressly provided otherwise, any reference to "this Act" contained in any division of this Act shall be treated as referring only to the provisions of that division.

DIVISION A—DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2010

The following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2010, and for other purposes, namely:

Other Geographic Activities.—The conference agreement includes \$2,000,000 for a competitive grant program to protect the Potomac Highlands. The conferees recognize the Agency's commitment to protecting the Potomac Highlands through conservation and ecological restoration initiatives. The Agency shall use no more than 10 percent of the funds for intramural costs, with the remaining funds awarded on a competitive basis for projects identified in the Highlands Action Plan.

Information Exchange/Outreach.—The conference agreement provides \$129,972,000 for this program area. Within this amount, the conferees direct the following levels: \$6,515,000 for children and other sensitive populations; \$50,480,000 for Congressional, intergovernmental, external relations; \$9,038,000 for environmental education; and, \$16,860,000 for the exchange network. The conference agreement does not include additional funding for the Office of Children's Health Protection as proposed by the House.

IT/Data Management/Security.—The conference agreement provides \$104,320,000 for this program. The conferees direct that funding for the Agency's library system be exempted from this reduction.

Legal/Science/Regulatory/Economic Review.—The conference agreement provides \$123,788,000 for this program. The conferees have not provided funds for the Performance Track program. The conferees direct the Agency to provide, at a minimum, the requested level for the Smart Growth Program. The conference agreement reflects the reduction to the Regulatory/Economic-Management and Analysis program as proposed by the House.

Operations and Administration.—The conference agreement provides \$501,895,000 for this program, which includes a \$5,000,000 reduction to the request for the Financial System Modernization Project. The Agency may take the remaining \$5,000,000 reduction from rent, utilities and/or security savings.

Water: Ecosystems.—From within the amount provided, the conference agreement includes \$22,400,000 for the National Estuary Grant Program instead of \$28,000,000 proposed by the House and \$16,800,000 proposed by the Senate. This increase will provide \$800,000 to each National Estuary Program funded under section 320 of the Clean Water Act.

Water Quality Protection.—From within the amount provided, the conference agreement includes \$208,437,000 for the Surface Water Protection program.

Bill Language.—Language is included which mandates the amount allocated to the Geographic Programs.

National Vehicle Mercury Switch Recovery Program.—The conferees are aware that the National Vehicle Mercury Switch Recovery Program is an effective way to reduce mercury emissions from end-of-life vehicles. The conferees have not included bill language as proposed by the Senate; however, the conferees remain concerned that the program's operating fund and bounty fund have both been depleted since August, 2009. The conferees urge the Agency to assist program stakeholders in exploring all options to ensure the program's continued operation.

OCS Air Permits.—The conferees are concerned about the ability of the Agency to effectively carry out its responsibilities to proc-