



Re\_Disposable Plastic Bottles in Parks.pdf

**From:** [Rausch, Kurt](#)  
**To:** [Ripps, Alma](#)  
**Subject:** Re: Disposable Plastic Bottles in Parks  
**Date:** Tuesday, August 08, 2017 3:30:40 AM

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Got. Thanks. We have a plan that we will proceed with in the mean time. Congress said implement no new programs. The NPS will not implement any new programs at parks where no program existed before. We will continue existing programs including adding the requirement to a contract that is a continuation of the services if the program existed in last contract (e.g., North Rim lodging contract is about to go out for bid and they had the requirement in the last contract).

Kurt

Kurt M. Rausch  
Chief, Contract Management  
Commercial Services Program  
Washington Support Office  
National Park Service

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On Mon, Aug 7, 2017 at 12:13 PM, Ripps, Alma <[alma\\_ripss@nps.gov](mailto:alma_ripss@nps.gov)> wrote:

I checked with Lena on this and we are awaiting guidance from the Dept on how to implement. I don't know the timing. I know this is frustrating given the urgency since negotiating concessions contracts, but this is the best info I could find, sorry.

Alma

---

**Alma Ripps**  
**Chief, Office of Policy**  
**National Park Service**  
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On Thu, Aug 3, 2017 at 1:57 PM, Rausch, Kurt <[kurt\\_rausch@nps.gov](mailto:kurt_rausch@nps.gov)> wrote:  
Park Facility Management Division (Bob Wilbur's shop).

Kurt

Kurt M. Rausch  
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On Thu, Aug 3, 2017 at 1:50 PM, Ripps, Alma <[alma\\_ripps@nps.gov](mailto:alma_ripps@nps.gov)> wrote:

Who is PFMD?

---

**Alma Ripps**  
**Chief, Office of Policy**  
**National Park Service**  
**1849 C Street, NW, Room 2660**  
**Washington, DC 20240**  
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On Thu, Aug 3, 2017 at 12:07 PM, Rausch, Kurt <[kurt\\_rausch@nps.gov](mailto:kurt_rausch@nps.gov)> wrote:

Ho Alma:

Thanks for the heads up. Interesting that it would come to Lena (which probably means it will come to me). This program started with PFMD and water refill stations and they have been the lead in responding to Congress on data requests, etc. over the last yr or so - our role is just implementation within concession community. I will stay tuned.

Kurt

Kurt M. Rausch  
Chief, Contract Management  
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On Thu, Aug 3, 2017 at 11:36 AM, Ripps, Alma <[alma\\_rippls@nps.gov](mailto:alma_rippls@nps.gov)> wrote:

This was discussed in the senior staff meeting this week. I think Lena has the lead on working with her folks on next steps on how to implement at the park level and any changes to the current policy. Stay tuned.

Alma

---

**Alma Ripps**  
**Chief, Office of Policy**  
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On Thu, Aug 3, 2017 at 9:22 AM, Shelton, Michael <[michael\\_shelton@nps.gov](mailto:michael_shelton@nps.gov)> wrote:

Morning, Kurt

As for how direction from Congress gets communicated to the field, I suggest you contact OLCA. Melissa Kuckro is the acting AD for that office (you'll see I've copied her on this message).

Best,

/s/ Mike

**Michael M. Shelton**  
**Program Analyst**  
**Office of Policy**  
**National Park Service**  
**Deputy Member, U.S. Board on**

**Geographic Names**  
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"Let us read, and let us dance; these two amusements will never do any harm to the world."  
Voltaire, *Dictionnaire philosophique*

On Thu, Aug 3, 2017 at 7:51 AM, Rausch, Kurt <[kurt\\_rausch@nps.gov](mailto:kurt_rausch@nps.gov)> wrote:  
Hi Michael:

We and PFMD are all fully aware of the statement by Congress. The issue at hand is how does this statement gets implemented and how is that information transmitted to the field which unless told otherwise, have only the current implementing policy memo to go on.

A policy memorandum was crafted by POFMD to address these purposes but it was pulled. So currently, as far as we know, things continue status quo in the field.

At this point, in the absence of any other guidance to the field, for the purpose of concessioners, we are advising our regional Concesison Chiefs and park concession staff: 3) Existing programs can stay; 2) no programs at parks that never had one; 2) no new programs at a park where they might have a program in another part of of the park but want to do it at a new area (i.e., with another concessioner); 4) program can continue where the old contract had a water bottle elimination program requirement and that requirement can be carried into the next contract (i.e., status quo); and 5) An offer by a concessioner to start a program on their own as a sustainability effort as an element of a better offer, should be rejected form consideration.

If you have further insight into where the policy memo is and what is the plan to administratively notify and implement any policy change, Commercial Services would appreciate it as well as probably PFMD. It directly affects us because our concessioenrs are the ones told to stop selling bottled water.

Kurt

Kurt M. Rausch  
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Commercial Services Program  
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----- Forwarded message -----

From: **McNamee, Julie** <[julie\\_thomas\\_mcnamee@nps.gov](mailto:julie_thomas_mcnamee@nps.gov)>  
Date: Wed, Aug 2, 2017 at 2:46 PM  
Subject: Fwd: Disposable Plastic Bottles in Parks  
To: Kurt Rausch <[Kurt\\_Rausch@nps.gov](mailto:Kurt_Rausch@nps.gov)>, Shawn Norton <[Shawn\\_Norton@nps.gov](mailto:Shawn_Norton@nps.gov)>, Joseph Salvatore <[joseph\\_salvatore@nps.gov](mailto:joseph_salvatore@nps.gov)>, Robert Wilbur <[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)>

FYI from Policy Office

----- Forwarded message -----

From: **Shelton, Michael** <[michael\\_shelton@nps.gov](mailto:michael_shelton@nps.gov)>  
Date: Wed, Aug 2, 2017 at 2:34 PM  
Subject: Disposable Plastic Bottles in Parks  
To: Julie McNamee <[julie\\_thomas\\_mcnamee@nps.gov](mailto:julie_thomas_mcnamee@nps.gov)>  
Cc: Janice Brooks <[janice\\_brooks@nps.gov](mailto:janice_brooks@nps.gov)>, Alma Ripps <[Alma\\_Ripps@nps.gov](mailto:Alma_Ripps@nps.gov)>

Hi, Julie

My colleague Janice Brooks tells me you were looking for the guidance on reduction of disposable plastic bottles in parks, [Policy Memorandum 11-03](#). However, be advised that the Congress has put the program on hold, in the following wording

Bottled Water.-The Committees note continued expressions of concern relating to a bottled water ban implemented under Policy Memorandum 11-03. The report provided to the Committees in April 2016, in response to a directive in the explanatory statement accompanying Division G of the Consolidated Appropriations Act, 2016, did not provide sufficient data to justify the Service's actions. The Committees understand that the Service plans to reconsider this policy and therefore directs the incoming National Park Service Director to review Policy Memorandum 11-03 and to report to the Committees on the results of this evaluation. Accordingly, the Committees direct the Service to suspend further implementation of Policy Memorandum 11-03 and urge the Service to examine opportunities to partner with non-governmental entities in developing a comprehensive program that uniformly addresses plastic waste recycling system-wide.

Sorry not to get back to you sooner, but we wanted to make sure we had the latest congressional direction.

/s/ Mike

**Michael M. Shelton**  
**Program Analyst**  
**Office of Policy**  
**National Park Service**  
**Deputy Member, U.S. Board on**  
**Geographic Names**  
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Voltaire, *Dictionnaire philosophique*

--

**Julie Thomas McNamee**  
**Environmental Protection Specialist**  
**Sustainable Operations Branch**  
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Re\_ Committee report language.pdf

**From:** [Ripps, Alma](#)  
**To:** [Kuckro, Melissa](#)  
**Subject:** Re: Committee report language  
**Date:** Thursday, August 10, 2017 10:58:34 AM

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Ah, interesting. Thanks for tracking that down.

(Acting Chief of Staff - August 7-11, 2017)

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**Alma Ripps**  
**Chief, Office of Policy**  
**National Park Service**  
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**Washington, DC 20240**  
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On Thu, Aug 10, 2017 at 12:53 PM, Kuckro, Melissa <[melissa\\_kuckro@nps.gov](mailto:melissa_kuckro@nps.gov)> wrote:

Alma - here's why there is no report number: the conference committee language (explanatory statement) was inserted into the Congressional Record rather than published as a separate report.

I would just describe the water bottle directive as "report language accompanying the bill that was signed into law as P.L. 115-31" or "report language accompanying H.R. 244 when it was considered by the House in May, 2017" .

SEC. 4. Explanatory Statement.

The explanatory statement regarding this Act, printed in the House section of the Congressional Record on or about May 2, 2017, and submitted by the Chairman of the Committee on Appropriations of the House, shall have the same effect with respect to the allocation of funds and implementation of divisions A through L of this Act as if it were a joint explanatory statement of a committee of conference.

Melissa Kuckro  
Acting Assistant Director,  
Legislative and Congressional Affairs  
National Park Service  
1849 C Street, NW - Room 3123  
Washington, DC 20240  
202-513-7298 (desk) - *please note this is a new phone number*  
202-431-7269 (mobile)

FIND YOUR  
**PARK**



Re\_Report language.pdf

**From:** [Colvin, Chris](#)  
**To:** [Earnest, Gifford](#)  
**Cc:** [Farinelli, Susan](#); [Ripps, Alma](#); [Sean Reilly](#); [Jennifer Werner](#); [John Spernoga](#)  
**Subject:** Re: Report language  
**Date:** Thursday, August 10, 2017 1:05:57 PM

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I think it was the FY2017 Omnibus Approps ([H.R. 244](#)).

[https://appropriations.house.gov/uploadedfiles/05.01.17\\_fy\\_2017\\_omnibus\\_-\\_interior\\_-\\_summary.pdf](https://appropriations.house.gov/uploadedfiles/05.01.17_fy_2017_omnibus_-_interior_-_summary.pdf)

<https://rules.house.gov/sites/republicans.rules.house.gov/files/115/OMNI/DIVISION%20G%20-%20INT%20SOM%20FY17%20OCR.pdf> (this is the section of the report that includes the section Alma quoted, page 17).

On Thu, Aug 10, 2017 at 2:53 PM, Earnest, Gifford <[kyle\\_earnest@nps.gov](mailto:kyle_earnest@nps.gov)> wrote:  
Looping in Budget. They may be able to answer this question.

G. Kyle Earnest, Legislative Affairs Specialist  
Office of Legislative and Congressional Affairs  
National Park Service  
Office: (202) 513-7258

On Thu, Aug 10, 2017 at 2:01 PM, Farinelli, Susan <[susan\\_farinelli@nps.gov](mailto:susan_farinelli@nps.gov)> wrote:  
Hi Alma,

It looks like this came from report language for an early apporps bill. I found the specific reference here:

<http://docs.house.gov/billsthisweek/20170501/DIVISION%20G%20-%20INT%20SOM%20FY17%20OCR.pdf>

It appears to be in the reports for both H.R. 5538 and S. 3068 in the 114th Congress but neither bill passed. Maybe it was included in CR language? I'm adding in Kyle as he may know.

Susan

On Thu, Aug 10, 2017 at 12:11 PM, Ripps, Alma <[alma\\_rippe@nps.gov](mailto:alma_rippe@nps.gov)> wrote:  
Susan,

Do you know what report number and associated bill number contained the following language related to the sale of disposable water bottles?

**DIVISION G- DEPARTMENT OF THE INTERIOR, ENVIRONMENT,  
AND RELATED AGENCIES APPROPRIATIONS ACT, 2017**

\* \* \* \* \*

**TITLE I- DEPARTMENT OF THE INTERIOR**

\* \* \* \* \*

**NATIONAL PARK SERVICE**

**OPERATION OF THE NATIONAL PARK SYSTEM**

\* \* \* \* \*

*Bottled Water.*-The Committees note continued expressions of concern relating to a bottled water ban implemented under Policy Memorandum 11-03. The report provided to the Committees in April 2016, in response to a directive in the explanatory statement accompanying Division G of the Consolidated Appropriations Act, 2016, did not provide sufficient data to justify the Service's actions. The Committees understand that the Service plans to reconsider this policy and therefore directs the incoming National Park Service Director to review Policy Memorandum 11-03 and to report to the Committees on the results of this evaluation. Accordingly, the Committees direct the Service to suspend further implementation of Policy Memorandum 11-03 and urge the Service to examine opportunities to partner with non-governmental entities in developing a comprehensive program that uniformly addresses plastic waste recycling system-wide.

Alma

(Acting Chief of Staff - August 7-11, 2017)

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**Chief, Office of Policy**  
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--  
Susan Farinelli  
Office of Legislative and Congressional Affairs  
National Park Service  
202-513-7254

--

Chris Colvin  
Legislative Affairs Specialist  
National Park Service  
Office of Legislative & Congressional Affairs  
1849 C Street, NW - Room 3321  
Washington, DC 20240  
\*\*\*NEW\*\*\* Office (202) 513-7257  
Mobile (202) 263-9012  
[christopher\\_colvin@nps.gov](mailto:christopher_colvin@nps.gov)

Re\_Report language(1).pdf

**From:** [Reilly, Sean](#)  
**To:** [Earnest, Gifford](#)  
**Cc:** [Farinelli, Susan](#); [Ripps, Alma](#); [Chris Colvin](#); [Jennifer Werner](#); [John Spernoga](#)  
**Subject:** Re: Report language  
**Date:** Thursday, August 10, 2017 1:08:37 PM  
**Attachments:** [DIVISION G - INT SOM FY17 OCR.pdf](#)  
[House floor HR 5538 Engrossed Bill.pdf](#)

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That report language is from the report accompanying the 2017 Omnibus - Public Law No: 115-31. See attached (although I'm not finding a report number).

Additionally, there's other language that was included in the House-passed approps bill HR 5538 (sec 121), also attached.

On Thu, Aug 10, 2017 at 2:53 PM, Earnest, Gifford <[kyle\\_earnest@nps.gov](mailto:kyle_earnest@nps.gov)> wrote:  
Looping in Budget. They may be able to answer this question.

G. Kyle Earnest, Legislative Affairs Specialist  
Office of Legislative and Congressional Affairs  
National Park Service  
Office: (202) 513-7258

On Thu, Aug 10, 2017 at 2:01 PM, Farinelli, Susan <[susan\\_farinelli@nps.gov](mailto:susan_farinelli@nps.gov)> wrote:  
Hi Alma,

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Susan,

Do you know what report number and associated bill number contained the following language related to the sale of disposable water bottles?

**DIVISION G- DEPARTMENT OF THE INTERIOR, ENVIRONMENT,  
AND RELATED AGENCIES APPROPRIATIONS ACT, 2017**

\* \* \* \* \*

# TITLE I- DEPARTMENT OF THE INTERIOR

\* \* \* \* \*

## NATIONAL PARK SERVICE

### OPERATION OF THE NATIONAL PARK SYSTEM

\* \* \* \* \*

*Bottled Water.*-The Committees note continued expressions of concern relating to a bottled water ban implemented under Policy Memorandum 11-03. The report provided to the Committees in April 2016, in response to a directive in the explanatory statement accompanying Division G of the Consolidated Appropriations Act, 2016, did not provide sufficient data to justify the Service's actions. The Committees understand that the Service plans to reconsider this policy and therefore directs the incoming National Park Service Director to review Policy Memorandum 11-03 and to report to the Committees on the results of this evaluation. Accordingly, the Committees direct the Service to suspend further implementation of Policy Memorandum 11-03 and urge the Service to examine opportunities to partner with non-governmental entities in developing a comprehensive program that uniformly addresses plastic waste recycling system-wide.

Alma

(Acting Chief of Staff - August 7-11, 2017)

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Susan Farinelli  
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Sean Reilly  
Chief, Budget Formulation and Strategic Planning  
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desk: 202.208.6315  
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DIVISION G - INT SOM FY17 OCR.pdf

DIVISION G – DEPARTMENT OF THE INTERIOR, ENVIRONMENT,  
AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

The following statement is an explanation of the effects of Division G, which makes appropriations for the Department of the Interior, the Environmental Protection Agency (EPA), the Forest Service, the Indian Health Service, and related agencies for fiscal year 2017. Report language contained in House Report 114-632 and Senate Report 114-281 providing specific guidance to agencies regarding the administration of appropriated funds and any corresponding reporting requirements carries the same emphasis as the language included in this explanatory statement and should be complied with unless specifically addressed to the contrary herein. This explanatory statement, while repeating some language for emphasis, is not intended to negate the language referred to above unless expressly provided herein.

In cases where the House report, Senate report, or this explanatory statement directs the submission of a report, such report is to be submitted to both the House and Senate Committees on Appropriations. Where this explanatory statement refers to the Committees or the Committees on Appropriations, unless otherwise noted, this reference is to the House Subcommittee on Interior, Environment, and Related Agencies and the Senate Subcommittee on Interior, Environment, and Related Agencies.

The Committees direct each department and agency funded in this Act to follow the directions set forth in this Act and the accompanying statement, and not reallocate resources or reorganize activities except as provided herein or otherwise approved by the Committees through the reprogramming process as described in this explanatory statement. This explanatory statement addresses only those agencies and accounts for which there is a need for greater explanation than provided in the Act itself. Funding levels for appropriations by account, program, and activity, with comparisons to the fiscal year 2016 enacted level and the fiscal year 2017 budget request, can be found in the table at the end of this division.

Unless expressly stated otherwise, any reference to “this Act” or “at the end of this statement” shall be treated as referring only to the provisions of this division.

*Recreation Fee Authority.*—The one-year extension of recreation fee authority for the Department of the Interior and U.S. Forest Service contained in the budget request and included in both fiscal year 2017 House and Senate Interior, Environment, and Related Agencies Appropriations bills was included in the Continuing Appropriations and Military Construction, Veterans Affairs, and Related Agencies Appropriations Act, 2017 and Zika Response and Preparedness Act (Public Law 114-223).

*Making Litigation Costs Transparent.*—The Department of the Interior, EPA, and the Forest Service are directed to provide to the House and Senate Committees on Appropriations, and to make publicly available no later than 60 days after enactment of this Act, detailed Equal Access to Justice Act

(EAJA) fee information as specified in the explanatory statement accompanying Division G of the Consolidated Appropriations Act, 2016 (Public Law 114-113).

*State Wildlife Data.*—The Department of the Interior and U.S. Forest Service are expected to prioritize continued coordination with other Federal agencies and State fish and wildlife agencies to recognize and fully utilize State fish and wildlife data and analyses as a primary source to inform land use, planning, and related natural resource decisions. Federal agencies should not unnecessarily duplicate raw data, but when appropriate, evaluate existing analysis of data prepared by the States, and reciprocally share data with State wildlife managers, to ensure that the most complete data set is available for decision support systems.

*Paper Reduction Efforts.*—The Committees urge each agency funded by this Act to work with the Office of Management and Budget (OMB) to reduce printing and reproduction costs and direct each agency to report to the Committees as part of its fiscal year 2018 budget request on specific management actions taken to achieve this goal and estimated cost savings created by these actions.

*Land Grants, Acequias and Community Ditches.*—The Secretaries of the Interior and Agriculture are urged to recognize the traditional use of State-recognized community land grants, acequias, and community ditches in the American Southwest during the land use planning process.

*Executive Order #13783.*—On March 28, 2017, Executive Order #13783 established policies for domestic energy production. The Order directs executive branch departments and agencies to immediately review all actions with respect to domestic energy resources. The Committees note that several specific directives apply to entities under the jurisdiction of the Subcommittee on Interior, Environment, and Related Agencies, including a review of the Clean Power Plan and related rules, and a review of methane and other regulations related to oil and gas development. The Committees also note that the Secretary of the Interior signed two secretarial orders on March 29, 2017, to overturn the moratorium on all new coal leases on Federal land, and to take additional steps to immediately comply with the Executive Order. The Committees expect the Department of the Interior and the Environmental Protection Agency to keep the Committees fully apprised of any actions taken to comply with the directives specified in the Executive Order or related secretarial orders.

*Transparency of Information.*—The Committees expect that Federal agencies funded under this Act shall, to the extent practicable, clearly state within materials used for advertising or educational purposes that the communication is funded by taxpayer dollars.

*Fleet Management Practices.*—Agencies shall provide supporting documentation on their methods for determining their optimal fleet inventories and justification for any deviation from the General Services Administration's Federal Property Management Regulations upon request of the

Committees on Appropriation. Agency inspectors general shall provide results from audits of fleet management practices and make them publicly available.

*Land and Water Conservation Fund.*—The agreement includes \$400,000,000 derived from the Land and Water Conservation Fund (LWCF) for programs consistent with chapter 2003 of title 54 of the United States Code, as identified in the table below.

	FY 2016 Enacted	Budget Request (Discretionary)	This Bill
<b>Land and Water Conservation Fund</b>	<b>\$450,000,000</b>	<b>\$475,000,000</b>	<b>\$400,000,000</b>
<b>State and Local Programs</b>	<b>160,800,000</b>	<b>173,501,000</b>	<b>160,806,000</b>
National Park Service State Assistance	110,000,000	110,006,000	110,006,000
Coop. Endangered Species Conservation Fund	30,800,000	53,495,000	30,800,000
American Battlefield Protection Act	10,000,000	10,000,000	10,000,000
Highlands Conservation Act	10,000,000	0	10,000,000
<b>Forest Legacy Program</b>	<b>62,347,000</b>	<b>62,347,000</b>	<b>62,347,000</b>
Rescission			-12,002,000
<b>Federal Land Acquisition</b>	<b>226,853,000</b>	<b>239,152,000</b>	<b>188,849,000</b>
Forest Service	63,435,000	65,653,000	54,415,000
Fish and Wildlife Service	58,500,000	58,655,000	49,995,000
National Park Service	53,670,000	58,242,000	42,023,000
Bureau of Land Management	38,630,000	43,959,000	31,416,000
Department of the Interior Valuation Services	12,618,000	12,643,000	11,000,000

The Committees urge each of the agencies to comply with any Congressional requests for full and accurate accounting of cost, acreage, and location data of lands acquired with LWCF funds. In future budget justifications, the agencies are directed to include a detailed explanation on the use of prior year funds for recreational access projects and inholdings.

The Committees direct the agencies to continue to consider and rank Federal land acquisition projects consistent with the process used in prior years, and upon request, to provide a prioritized project list for any funding levels above the budget request being considered by the House or Senate Committees.

The Committees believe increasing access to our public lands for hunting, fishing, and other recreational activities is important and again include funding for these projects. The Committees expect the same factors used to determine suitability of listed projects will apply to recreational access projects and the agencies should work through their respective regions, State offices, and/or management units to consider projects that may not rise to the level of listed projects. The agencies are directed to include an explanation of the process and criteria used for allocating funds for recreational access in future budget

justifications. Further, the Committees are to be informed about the selection process and how the agencies are meeting the outlined objectives prior to proceeding with projects.

*Public Access.*—The Department of the Interior and the Forest Service are directed to notify the House and Senate Committees on Appropriations in advance of any proposed project specifically intending to close an area to recreational shooting, hunting, or fishing on a non-emergency basis of more than 30 days.

*National Ocean Policy.*—The President's budget submission for fiscal year 2018 shall identify by agency and account all funding and associated actions proposed for the implementation of the coastal and marine spatial planning and ecosystem-based management components of the National Ocean Policy developed under Executive Order 13547.

*Harassment-Free Workplace.*—The Committees believe all Federal employees have the right to a harassment-free workplace and continue to be deeply concerned about reports of harassment and hostile work environments at some of the agencies funded through this Act, especially the long-term pattern of unacceptable behavior at several national park system units. The Committees direct the Department of the Interior to report to the Committees regarding: 1) what specific corrective actions the National Park Service is taking to preclude additional incidents from occurring in the future, and 2) what steps the Department is taking to ensure that all of its bureaus and offices have strong and consistent anti-harassment policies in place. The Forest Service is also directed to provide a report that describes in detail the policy and process changes it has made to address past incidents. Finally, the EPA Office of Inspector General is directed to provide a report describing existing EPA policy, procedure and training regarding harassment at the Agency and any policy and process changes it has made. The reports shall be provided to the Committees within 120 days of enactment of this Act.

*Access for Inspectors General.*—Consistent with the Inspector General Act of 1978, the Committees expect departments and agencies funded by this Act to provide their respective Inspectors General access to all appropriate records, documents, and other materials in a timely manner. Accordingly, agencies and departments shall not prevent or impede access to records, documents or materials unless otherwise provided by law.

*Restrictions on lobbying with appropriated funds.*—The Committees remind the entities and employees funded under the jurisdiction of this bill that no part of the money appropriated by any enactment of Congress shall, in the absence of express authorization by Congress, be used in a manner inconsistent with 18 U.S.C 1913.

## REPROGRAMMING GUIDELINES

The agreement retains the reprogramming guidelines contained in the joint explanatory statement of Division G of the Consolidated Appropriations Act, 2016 (Public Law 114-113).

### TITLE I – DEPARTMENT OF THE INTERIOR BUREAU OF LAND MANAGEMENT MANAGEMENT OF LANDS AND RESOURCES

*Bureau of Land Management Directives.*—The Bureau is reminded of the importance of the directives included in House Report 114-632 and Senate Report 114-281 not addressed herein, as well as the new directives in this statement, including the front matter.

The agreement provides \$1,095,375,000 for Management of Lands and Resources. In addition to the funding allocation table at the end of this explanatory statement, the agreement includes the following instructions:

*Rangeland Management.*—The Bureau is directed, to the greatest extent practicable, to make vacant grazing allotments available to a holder of a grazing permit or lease when lands covered by the holder of the permit or lease are unusable because of drought or wildfire.

*Wild Horses and Burros.*—The Committees are aware of proposals to overhaul the program to ensure the humane treatment of animals in holding and on the range, improve the use of annual appropriations, and continue implementing the reforms recommended by the 2013 National Academy of Sciences' report. The Bureau is expected to review all serious proposals from non-governmental organizations, to keep the Committees informed throughout its decision-making process, and to transmit to Congress within 180 days of enactment of this Act a plan to achieve long-term sustainable populations on the range in a humane manner.

*Greater Sage-grouse Conservation.*—The agreement provides a total of \$68,900,000 for greater sage-grouse conservation activities, including the implementation of the National Seed Strategy, which is an increase of \$8,900,000 above the fiscal year 2016 enacted level. The Committees direct that the funds provided for greater sage-grouse be used for on-the-ground conservation measures as indicated in the fiscal year 2017 budget justification and House and Senate reports.

The Committees believe conservation is most successful when all partners trust and work cooperatively together. The Committees expect the Secretary and the Bureau to work collaboratively with States, communities, industry, and partners to address concerns with the Resource Management Plans and related Land Use Planning Amendments. The Committees remind the Bureau of the concerns

noted in the House and Senate reports and direct the Bureau to report within 60 days of enactment of this Act how it has addressed each issue.

*Internet Oil and Gas Leasing.*—The Bureau is directed to provide the House and Senate Appropriations Committees with a plan to achieve cost-savings and efficiencies by transitioning to Internet-based oil and gas leasing within 180 days of enactment of this Act.

*BLM and ONRR Coordination.*—The Bureau and Office of Natural Resources Revenue are encouraged to better coordinate their respective leasing and revenue collection databases to increase efficiency and improve customer service.

*Abandoned Mine Lands.*—The agreement provides that funds may be used for projects included on the Bureau's high-priority mine reclamation list, such as the Red Devil Mine.

*Pipeline Safety.*—The Bureau is encouraged to continue to share standardized pipeline safety data, when appropriate, to enhance pipeline safety.

*Law Enforcement.*—The Bureau is encouraged to focus on visitor safety and archaeological resource protection, and work with the Department of Justice and the Department of Homeland Security on other matters of Federal law not unique to Bureau lands or property.

*Cooperative Efforts in Alaska.*—The Bureau, as the largest Federal landowner in the State of Alaska's Arctic region, is directed to work cooperatively with local stakeholders to enhance economic opportunities for the people who live and work in the region. The Bureau also is reminded of the directions contained in the Senate report regarding Legacy Wells, and Alaska Native lands in need of remediation. The Bureau is instructed to review recently executed land management plans to determine whether decisions to retain certain mineral closures are consistent with Federal law, including the Alaska National Interest Lands Conservation Act and the Federal Land Policy Management Act, including a determination whether sufficient notice was provided prior to the creation of Areas of Critical Environmental Concern. Further, the Bureau is encouraged to work cooperatively with the State of Alaska to lift Public Land Orders that no longer serve their original purpose.

*Bureau of Land Management Foundation.*—The agreement provides for the creation of a Bureau of Land Management Foundation, the purpose of which is to undertake, conduct, and encourage programs and activities that support the mission of the Bureau. This should include educational, technical, scientific, and other assistance or activities to assist the Bureau with wild free-roaming horses and burros; recreation, cultural, and historic resources; protection of Native American archaeological and cultural sites; and activities that support the reclamation and remediation of abandoned mine lands, contaminated Native lands, legacy and orphaned oil and gas well sites, and public lands affected by development connected to mineral exploration and development activities. Reclamation activities should include, but not be limited to, the remediation of soil and water contamination, the restoration of wildlife habitat in

order to restore the natural, scenic, historic, cultural, and ecological values of such areas, or the promotion of the economic potential of such areas.

#### LAND ACQUISITION

The bill provides \$31,416,000 for Land Acquisition. The amounts recommended by this bill compared with the budget estimates by activity and project are shown in the table below, listed in priority order pursuant to the budget request for fiscal year 2017. Further instructions are contained under the Land and Water Conservation Fund heading in the front of this explanatory statement.

State	Project – Unit	Budget Request	This Bill
MT	High Divide – Madison River SRMA	\$4,000,000	\$4,000,000
ID	High Divide – Henry's Lake ACEC	50,000	50,000
ID	High Divide – Salmon River SRMA	700,000	700,000
ID	High Divide – Thousand Springs ACEC	300,000	300,000
ID	High Divide – Craters of the Moon NM and Preserve / Oregon NHT	1,200,000	1,200,000
ID	High Divide – Sands Desert Habitat Mgmt Area / Teton River	2,750,000	2,750,000
NM	Rio Grande del Norte NM	1,250,000	1,250,000
CO	Dominguez-Escalante NCA	350,000	350,000
CO	Upper Colorado River SRMA	1,500,000	1,500,000
VA	Rivers of the Chesapeake – Meadowood SRMA	1,400,000	1,400,000
MD	Rivers of the Chesapeake – Nanjemoy NRMA	1,600,000	1,600,000
AZ	Agua Fria NM	3,300,000	3,300,000
CA	Dos Palmas ACEC	650,000	650,000
NM	Kasha-Katuwe Tent Rocks NM	750,000	750,000
	Additional Project Requests and Updated Appraisals	12,501,000	0
	Subtotal, Line Item Projects	32,301,000	19,800,000
	Recreational Access	8,000,000	8,000,000
	Emergencies, Hardships, and Inholdings	1,616,000	1,616,000
	Acquisition Management	2,042,000	2,000,000
	Total, BLM Land Acquisition	43,959,000	31,416,000

## OREGON AND CALIFORNIA GRANT LANDS

The agreement provides \$106,985,000 for Oregon and California Grant Lands, to be distributed as displayed in the funding allocation table at the end of this explanatory statement.

## RANGE IMPROVEMENTS

The agreement provides \$10,000,000 to be derived from public lands receipts and Bankhead-Jones Farm Tenant Act lands grazing receipts.

## SERVICE CHARGES, DEPOSITS, AND FORFEITURES

The agreement provides an indefinite appropriation estimated to be \$31,050,000 for Service Charges, Deposits, and Forfeitures.

## MISCELLANEOUS TRUST FUNDS

The agreement provides an indefinite appropriation estimated to be \$24,000,000 for Miscellaneous Trust Funds.

## UNITED STATES FISH AND WILDLIFE SERVICE RESOURCE MANAGEMENT

The bill provides \$1,258,761,000 for Resource Management. In addition to the funding allocation table at the end of this explanatory statement, the agreement includes the following details and instructions. The Service is also reminded of the guidance and reporting requirements contained in House Report 114-632 and Senate Report 114-281 that should be complied with unless specifically addressed to the contrary herein, as explained in the front matter of this explanatory statement.

*Listing.*—The agreement does not include the critical habitat directive contained in the House report. The Service is urged to follow the guidance contained in House Report 114-170 regarding the yellow-billed cuckoo.

*Planning and Consultation.*—The agreement includes: \$2,859,000 as requested for activities in the Bay Delta; \$4,000,000 as requested to handle the Service's increased permitting workload in the Gulf of Mexico as a result of the 2010 Deepwater Horizon oil spill; and a \$1,000,000 general program increase to be distributed in accordance with the backlog of requests from outside the Service for technical

assistance and consultations, including habitat conservation planning and hatchery genetic management planning. The House directive regarding the Gulf of Mexico is not included.

*Conservation and Restoration.*—The agreement includes: \$1,390,000 as requested to implement the Coastal Barrier Resources Act; \$3,471,000 for the national wetlands inventory; and \$3,250,000 as requested for the sagebrush steppe ecosystem.

*Recovery.*—The agreement includes: \$1,659,000 as requested for activities in the Bay Delta; \$2,500,000 for the annual State of the Birds assessment; \$3,000,000 to reduce the delisting and downlisting backlog, a \$1,016,000 general program increase; \$1,000,000 to implement the wolf-livestock demonstration program as authorized by Public Law 111-11; \$2,000,000 to recover native bat species exposed to white-nose syndrome; and \$500,000 for multi-partner recovery actions. The Service is directed to prioritize the recovery of the California condor and northern aplomado falcon and provide the necessary funding to enable the longstanding public-private partnerships to continue to support the wild populations through captive propagation, releases, and management, as the Service and the States work to address the continued environmental threats to these species.

The Committees urge the Service to focus on only those ESA mandates which are inherently Federal, and not to engage in other activities such as implementing recovery actions unless the costs are at least matched by partners outside the Service. The Service is urged to complete all status reviews within the five-year period required by law, and, for any determination on the basis of such review whether a species should be delisted, downlisted, or uplisted, promulgate an associated regulation prior to initiating the next status review for such species. So that trends in the endangered species recovery program may be observed, the Service is encouraged to include in its next such report to Congress “species status” and all categories from the report entitled, “Report to Congress on the Recovery of Threatened and Endangered Species, Fiscal Years 2009–2010”.

The agreement contains the directive in Senate Report 114-281 that, should a status review of the American Burying Beetle make a finding that delisting or downlisting is warranted, the Service is directed to prioritize this rulemaking and move forward with a delisting or downlisting proposal as soon as is practicable.

The Service is urged to address consultations and permitting of public and private projects related to the Preble’s meadow jumping mouse and the New Mexico meadow jumping mouse as one of the highest priorities.

Regarding exotic wildlife, the Committees acknowledge the important role private landowners play in conserving some exotic wildlife species. The Committees recognize current permitting practices by the Service regarding the following exotic U.S. bred wildlife: Red Lechwe, Barasingha, Arabian Oryx,

Eld's Deer. Prior to changing current permitting practices, the Committees encourage the Service to engage stakeholders and brief the Committees about the outcome of such engagement.

On April 26, 2017, the Service announced its intention to take the final administrative step necessary to delist recovered gray wolves in the State of Wyoming. This action occurred as the result of a unanimous ruling in the Court of Appeals upholding the Service's 2012 rule delisting wolves in Wyoming. The Committees note that the Service's 2012 final rule delisting gray wolves in the western Great Lakes region remains in litigation. The Service has determined that the wolf population in the western Great Lakes region exceeds recovery goals in that region, and the Committees remain supportive of science-based decisions. If the court upholds the Service's 2012 rule, the Service is urged to reissue the rule.

*Partners for Fish and Wildlife.*—The agreement includes \$1,285,000 as requested for regional fisheries enhancement.

*National Wildlife Refuge System.*—The agreement includes: \$2,835,000 as requested to manage subsistence fishing and hunting; \$9,726,000 as requested for invasive species; \$1,500,000 for the Pacific Remote Islands Marine National Monument; a \$500,000 increase for maintenance support; and a \$500,000 increase to reduce the maintenance backlog. The agreement also continues funding for volunteers and for urban wildlife refuge partnerships at not less than the fiscal year 2016 enacted levels. Budget justifications are the vehicles for the Administration to clearly explain how they propose to expend the funds they are requesting. This information should not be difficult to discern and future justifications should note base funding that will be used to enhance any program increases requested.

The Committees support the directive in the House report instituting signage on any individual refuge where trapping occurs and establishing guidance to be included in the refuge manual. The Committees understand that different authorities creating Waterfowl Production Areas, easements, and Coordination Areas will influence the signage at these locations.

The agreement includes the directive in Senate Report 114-281 for the Service to prepare a formal compatibility determination to determine whether nutrient enrichment in Karluk Lake for fish rehabilitation is compatible with the Kodiak National Wildlife Refuge's Comprehensive Conservation Plan. In addition, if the Service determines the enrichment is compatible with the refuge's Comprehensive Conservation Plan, the Service is directed to engage with interested stakeholders and publish a list of approved tools to accomplish such rehabilitation.

The Service is reminded that solutions to recreational-use conflicts in national wildlife refuges should begin with refuge managers engaging their local communities and collaborating with local officials and other representatives of recreational users to find mutually-agreeable solutions to conflicts.

Failure to do so can result in significant public backlash, as happened with boating restrictions at Havasu National Wildlife Refuge.

The Committees urge the U.S. Fish and Wildlife Service not to place stricter environmental or financial standards on oil and gas operators on national wildlife refuges than oil and gas operators on other Federal lands set aside for conservation purposes.

*Migratory Bird Management.*—The agreement includes: \$1,738,000 as requested for aviation management; \$350,000 to minimize predation on livestock; and \$3,371,000 to issue permits.

The Service is directed to expedite the review process to authorize take of double-crested cormorants, ensuring they have satisfied the NEPA requirements and addressed the court's concerns, and should include an analysis of the economic impacts of cormorant control activities on several stakeholder groups, including aquaculture producers. While advancing this review, the Service should explore any and all viable alternatives to assist impacted aquaculture producers, including through the issuance of individual predation permits.

*Law Enforcement.*—The agreement includes \$75,053,000 as requested for law enforcement, including \$7,500,000 to fight wildlife trafficking.

*International Affairs.*—The agreement includes \$15,816,000 as requested for international affairs, including \$550,000 to support the Arctic Council and \$1,920,000 to fight wildlife trafficking.

*Fish and Aquatic Conservation.*—Within National Fish Hatchery System Operations, the agreement includes: a \$2,000,000 general program increase; \$1,475,000 for the mass marking program; \$800,000 for the Aquatic Animal Drug Approval Partnership; and \$1,430,000 for the national wild fish health survey program. None of the funds may be used to terminate operations or to close any facility of the National Fish Hatchery System. None of the production programs listed in the March, 2013, National Fish Hatchery System Strategic Hatchery and Workforce Planning Report may be reduced or terminated without advance, informal consultation with affected States and Tribes. The Service is commended for recommitting to the National Fishery Artifacts and Records Center and the Collection Management Facility in South Dakota, and for sharing the costs nationwide.

The agreement includes the directive in the Senate report related to the continued operation of mitigation hatcheries. The agreement requires that future budget requests ensure Federal partners have committed to sufficiently reimbursing the Service for mitigation hatcheries before the Service proposes to eliminate funding for mitigation hatcheries.

Within Maintenance and Equipment, the agreement includes a \$3,000,000 increase as requested to reduce the maintenance backlog.

Within Aquatic Habitat and Species Conservation, the agreement includes: \$13,998,000 for the National Fish Passage Program; \$3,000,000 to continue implementing the Klamath Basin Restoration

Agreement; \$9,554,000 as requested to manage subsistence fishing; and \$16,660,000 to manage aquatic invasive species, of which \$8,400,000 is for Asian carp, \$2,000,000 is for quagga and zebra mussels, \$711,000 is for sea lamprey, \$2,038,000 is for other prevention efforts nationwide, and \$2,566,000 is for State plans, National Invasive Species Act implementation, and coordination.

*Cooperative Landscape Conservation.*—The agreement includes \$12,988,000, of which \$700,000 is for Gulf Coast ecosystem restoration as requested.

*Science Support.*—The agreement includes \$931,000 as requested to restore the Gulf Coast ecosystem and \$2,500,000 as requested to continue to search for a cure for white-nose syndrome in bats.

*General Operations.*—The agreement includes the requested \$153,000 transfer from External Affairs to Recovery and the requested \$2,600,000 increase for maintenance of the National Conservation Training Center.

### CONSTRUCTION

The bill provides \$18,615,000 for Construction. The detailed allocation of funding by activity is included in the table at the end of this explanatory statement. The Service is expected to follow the project priority list in the table below. When a construction project is completed or terminated and appropriated funds remain, the Service may use those balances to respond to unforeseen reconstruction, replacement, or repair of facilities or equipment damaged or destroyed by storms, floods, fires and similar unanticipated events.

State	Refuge, Hatchery, or Other Unit	Budget Request	This Bill
National Wildlife Refuge System			
IL	Crab Orchard NWR	\$400,000	\$400,000
NM	Valle de Oro NWR	3,063,000	3,063,000
National Fish Hatchery System			
VA	Harrison Lake NFH	1,839,000	1,839,000
CO	Hotchkiss NFH	500,000	500,000
Other			
OR	Clark R. Bavin National Fish and Wildlife Forensics Lab	2,500,000	2,500,000
N/A	Service Wide Seismic Safety	465,000	465,000
N/A	Unanticipated damages	0	715,000
N/A	Other projects	5,787,000	0
Total, Line Item Construction		14,554,000	9,482,000

## LAND ACQUISITION

The bill provides \$59,995,000 for Land Acquisition. The amounts recommended by this bill compared with the budget estimates by activity and project are shown in the table below, listed in priority order pursuant to the budget request for fiscal year 2017. Further instructions are contained under the Land and Water Conservation Fund heading in the front of this explanatory statement.

In a time when budgetary constraints allow for only a limited number of new land acquisition projects, the Committees are encouraged by programs that leverage public/private partnerships for land conservation like the Highlands Conservation Act, which has a record of more than a 2 to 1 ratio in non-Federal matching funds. Therefore, the Committees include \$10,000,000 for the Highlands Conservation Act Grants and direct the Fish and Wildlife Service to work with the Highlands States regarding priority projects for fiscal year 2017.

State	Project – Unit	Budget Request	This Bill
HI	Island Forests at Risk – Hakalau Forest NWR	\$6,200,000	\$6,200,000
ND/SD	Dakota Grassland Conservation Area	8,000,000	8,000,000
MT	High Divide – Red Rock Lakes NWR	2,000,000	2,000,000
ND/SD	Dakota Tallgrass Prairie WMA	3,000,000	3,000,000
MD	Rivers of the Chesapeake – Blackwater NWR	1,200,000	1,200,000
VA	Rivers of the Chesapeake – James River NWR	900,000	900,000
FL	Everglades Headwaters NWR and Conservation Area	2,500,000	2,500,000
PA	National Trails System – Cherry Valley NWR	2,200,000	2,200,000
AR	Cache River NWR	1,406,000	1,406,000
	Additional Project Requests	8,478,000	0
	Subtotal, Line Item Projects	35,884,000	27,406,000
	Recreational Access	2,500,000	2,500,000
	Emergencies, Hardships, and Inholdings	5,351,000	5,351,000
	Exchanges	1,500,000	1,500,000
	Acquisition Management	12,955,000	12,773,000
	Land Protection Planning	465,000	465,000
	Highlands Conservation Act Grants	0	10,000,000
	Total, FWS Land Acquisition	58,655,000	59,995,000

#### COOPERATIVE ENDANGERED SPECIES CONSERVATION FUND

The bill provides \$53,495,000 for the Cooperative Endangered Species Conservation Fund, of which \$22,695,000 is to be derived from the Cooperative Endangered Species Conservation Fund, and \$30,800,000 is to be derived from the Land and Water Conservation Fund. The detailed allocation of funding by activity is included in the table at the end of this explanatory statement.

#### NATIONAL WILDLIFE REFUGE FUND

The bill provides \$13,228,000 for payments to counties authorized by the National Wildlife Refuge Fund.

#### NORTH AMERICAN WETLANDS CONSERVATION FUND

The bill provides \$38,145,000 for the North American Wetlands Conservation Fund.

#### NEOTROPICAL MIGRATORY BIRD CONSERVATION FUND

The bill provides \$3,910,000 for the Neotropical Migratory Bird Conservation Fund.

#### MULTINATIONAL SPECIES CONSERVATION FUND

The bill provides \$11,061,000 for the Multinational Species Conservation Fund. The detailed allocation of funding by activity is included in the table at the end of this explanatory statement.

#### STATE AND TRIBAL WILDLIFE GRANTS

The bill provides \$62,571,000 for State and Tribal Wildlife Grants. The detailed allocation of funding by activity is included in the table at the end of this explanatory statement.

#### NATIONAL PARK SERVICE

#### OPERATION OF THE NATIONAL PARK SYSTEM

The agreement provides \$2,425,018,000 for the Operation of the National Park System. The detailed allocation of funding by program area and activity is included in the table at the end of this division.

*Operation of the National Park System.*—The agreement includes \$55,422,000 in new discretionary funding within the Operation of the National Park System (ONPS) account which support

the Centennial Initiative and related efforts including 50 percent of the fixed costs included in the budget request to cover the balance of the fiscal year remaining.

Specifically, the agreement includes \$11,000,000 in new funds within the Park Support line item to support the Centennial, which fully funds the budget request to support new areas and critical responsibilities across the System including, but not limited to, the 2017 Presidential inauguration; operations at sites associated with the Civil Rights Movement; and the Manhattan Project National Historical Park. Funds are also provided to support new park units including the Pullman and Honouliuli units as well as critical operating needs as described in further detail below. The recommendation also provides requested funding for the Valles Caldera National Preserve and the Belmont-Paul Women's Equality National Monument. The agreement provides discretionary funding to address deferred maintenance needs including a \$25,000,000 increase for repair and rehabilitation projects and a \$13,689,000 increase to address cyclic maintenance needs. These funds are supplemented by \$20,000,000 provided within the Centennial Challenge matching grant program account dedicated to funding joint public-private investments in parks. The agreement continues directives provided within the Visitor Services line item contained in House Report 114-632. The final allocation of funds supporting the Centennial Initiative, including the detailed allocation of new areas and critical responsibilities funding described above, shall be provided to the Committees as part of the Service's annual operating plan for the ONPS account no later than 60 days after enactment of this Act. Such plan shall be subject to the reprogramming guidelines contained in this explanatory statement.

*Quagga and Zebra Mussel Control.*—The Committees remain concerned about the spread of quagga and zebra mussels in the West and, consistent with fiscal year 2016, have provided \$2,000,000 for continued containment, prevention, and enforcement efforts.

*White-Nose Syndrome in Bats.*—The Committees provide funds as requested to support monitoring and surveillance activities associated with white-nose syndrome in bats.

*Eastern Legacy Study (Lewis and Clark Trail Study).*—The Eastern Legacy Study, authorized to determine the feasibility of extending the Lewis and Clark National Historic Trail, is now three years overdue. The Committees direct the Service to complete the study expeditiously.

*Big South Fork National River and Recreation Area.*—The Committees urge the Service to identify and assess the potential costs of visitor experience improvements including year-round restroom facilities and campsite enhancements at Big South Fork National River and Recreation Area.

*Death Valley National Park.*—The Committees urge the Service to provide in its fiscal year 2018 budget justification a detailed estimate of funds necessary to complete repairs to Scotty's Castle, a historic national landmark in Death Valley National Park, which has been closed to the public since flash floods damaged the visitor center, museum, and nearby roads in 2015. The Committees further direct the

Service to take steps to ensure the security and protection of Scotty's Castle, and the contents of the museum, from theft and trespassing.

*Mississippi National River and Recreation Area.*—The Committees direct the Service to report, within 180 days of enactment of this Act, on progress in identifying potential site options and associated costs for the development of a permanent headquarters and visitor use facility, in collaboration with suitable governmental and non-governmental partners, at the Mississippi National River and Recreation Area as described in the explanatory statement accompanying Public Law 114-113.

*James A. Garfield Memorial.*—The Committees direct the Service to expeditiously complete its ongoing reconnaissance study to assess the eligibility of the James A. Garfield Memorial at Lake View Cemetery for designation as an affiliated area of the national park system.

*Biscayne National Park.*—The Committees are aware of the considerable controversy relating to natural resource management actions at Biscayne National Park, including the decision to implement a new marine reserve zone as outlined by the park's new General Management Plan (GMP). These issues are articulated in House Report 114-632, including concerns raised by the Florida Fish and Wildlife Conservation Commission (FWC) and local anglers and recreational and boating-dependent businesses regarding limitations on fishing within the park. The Committees recognize that it was the intent of the Service to create the marine reserve zone to protect the park's natural coral reef ecosystem, as mandated by the legislation creating the park. Nonetheless, the Committees are concerned that adequate consideration was not given to the economic impact of this action nor to data provided by the FWC. However, the Committees are pleased with recent efforts by Biscayne National Park to re-establish open dialogue and productive coordination with Congress and the FWC regarding special rulemaking for the marine reserve zone. The Committees understand the importance of preparing an economic analysis and baseline scientific monitoring report for the proposed marine reserve zone as required by the record of decision on the park's GMP. The Service is directed to make these documents available to the House and Senate Committees on Appropriations and to the public no less than 90 days before proposing any special rule to designate the marine reserve zone. The Committees understand that the park is moving forward, in partnership with FWC, to implement some non-controversial, common sense elements of the plan without unnecessary delay, including the installation of mooring buoys to help protect coral reefs from anchors and markers to indicate shallow waters and manatee zones. The Committees recognize the State of Florida's openness toward partnering on these initiatives and believe a close working partnership between the Park and the FWC may serve as an important step toward future cooperation on other areas of the GMP. Consistent with the record of decision, the Service is also expected to defer enforcement actions related to the marine reserve zone until the agency has finalized this special rule.

*Arlington Memorial Bridge.*—The Memorial Bridge rehabilitation and reconstruction effort requires the active, bipartisan support of Federal, State, and local leaders. The Committees are aware of the recent approval of a \$90 million Department of Transportation grant for bridge repairs and urge the Service to work with Federal, State, and local entities to build coalitions and partnerships to leverage and secure additional necessary funding to complete this critical project in a timely manner. The Committees further direct the Service to provide a funding plan and construction schedule for completion of this work as part of the fiscal year 2018 budget request.

*Bottled Water.*—The Committees note continued expressions of concern relating to a bottled water ban implemented under Policy Memorandum 11-03. The report provided to the Committees in April 2016, in response to a directive in the explanatory statement accompanying Division G of the Consolidated Appropriations Act, 2016, did not provide sufficient data to justify the Service's actions. The Committees understand that the Service plans to reconsider this policy and therefore directs the incoming National Park Service Director to review Policy Memorandum 11-03 and to report to the Committees on the results of this evaluation. Accordingly, the Committees direct the Service to suspend further implementation of Policy Memorandum 11-03 and urge the Service to examine opportunities to partner with non-governmental entities in developing a comprehensive program that uniformly addresses plastic waste recycling system-wide.

*Ozark National Scenic Riverways.*—The Service is directed to work collaboratively with affected parties to ensure that implementation of the General Management Plan for the Ozark National Scenic Riverways addresses the concerns of affected stakeholders including, but not limited to, local communities and businesses.

*Point Reyes National Seashore.*—The Committees have noted the importance of historic dairying and ranching operations within the Point Reyes National Seashore and reiterate the directives contained in House Report 114-632 and Senate Report 114-281 regarding the completion of planning and use authorizations related to ranching operations.

*Leasing of Historic Buildings.*—The agreement maintains the directive related to Leasing of Historic Buildings contained in House Report 114-632.

*Ste. Genevieve Special Resource Study.*—With regard to the Ste. Genevieve Special Resource Study, the Service shall follow the guidance contained in Senate Report 114-281.

*Blackstone River Valley National Historical Park.*—The agreement includes requested funding for the Blackstone River Valley National Historical Park with the expectation that the Service will continue to make funds available to the local coordinating entity to maintain staffing and capacity to assist in management of the park as authorized in Public Law 113-291.

*Nicodemus, Kansas.*—The Committees are encouraged by discussions between the Service and the Nicodemus Historic Society regarding a new or enhanced cooperative agreement that will increase visitor interaction and transfer greater control of the on-site interpretive services of the Nicodemus National Historic Site to descendants of Nicodemus and local community members. The Committees urge the Service to work in an expedited manner with local community leaders to finalize such agreement.

*Golden Gate National Recreation Area.*—The Committees understand that the Service has placed a hold on the proposed rule for dog management at the Golden Gate National Recreation Area. The Service is directed to conduct an independent assessment of the planning process used to develop the proposed rule and report back to the Committees on its findings within 90 days of enactment of this Act.

#### NATIONAL RECREATION AND PRESERVATION

The agreement provides \$62,638,000 for National Recreation and Preservation with the following specific directives:

*Chesapeake Gateways and Trails Program.*—As requested, the agreement includes \$2,020,000 for the Chesapeake Gateways and Trails Program.

*Heritage Partnership Program.*—The agreement provides \$19,821,000 for the Heritage Partnership Program. In order to provide stable funding for all national heritage areas, the agreement continues funding for longstanding areas at fiscal year 2016 levels; provides a total of \$300,000 to areas with recently approved management plans, known as tier 2 areas; and provides \$150,000 to each tier 1 area that has been authorized and is still in the process of having its management plan approved. The Committees believe that the current method used to allocate funding for individual heritage areas is likely to be unsustainable given the fiscal environment and the need for areas with more recent Congressional authorizations to build program capacity. The Committees expect participating heritage areas to reach agreement and propose a new funding allocation model to the Committees and the Service within 90 days of enactment of this Act that maintains the core services of the more established areas but allows for more resources to newer areas to expand and provide additional economic and cultural opportunities in the communities they serve.

*Mormon Pioneer National Heritage Area (MPNHA).*—The Service and the Mormon Pioneer National Heritage Area are encouraged to work cooperatively with Snow College's Mormon Pioneer Heritage Institute to ensure the long-term viability of the MPNHA.

*Feasibility Study.*—The Committees understand that the Service has no intent to initiate or conduct a feasibility study to establish a national heritage area in Baca, Bent, Crowley, Huerfano, Kiowa, Las Animas, Otero, Prowers, and Pueblo counties, Colorado. In the event the Service alters its intentions,

the Committees direct the Service to notify the Committees 120 days in advance of initiating such a study.

*American Battlefield Protection Program Assistance Grants.*—The Committees are aware of increased workload and associated delays in grant processing due to the program’s expansion of eligibility to sites associated with the Revolutionary War and the War of 1812, and have provided funds within the Land Acquisition and State Assistance account to allow for timely review and processing of grants.

#### HISTORIC PRESERVATION FUND

The agreement provides \$80,910,000 for the Historic Preservation Fund. Within this amount, \$47,925,000 is provided for grants to States and \$10,485,000 is provided for grants to Tribes. The recommendation also includes \$13,500,000 for competitive grants of which \$500,000 is for grants to underserved communities and \$13,000,000 is for competitive grants to document, interpret, and preserve historical sites associated with the Civil Rights Movement. The agreement also includes \$4,000,000 for competitive grants to Historically Black Colleges and Universities (HBCUs) and \$5,000,000 for the Save America’s Treasures competitive grant program for preservation of nationally significant sites, structures, and artifacts. Prior to execution of these funds, the Service shall submit a spend plan to the Committees on Appropriations of the House and Senate.

#### CONSTRUCTION

The agreement provides \$209,353,000 for Construction with the following specific directive:

*Line Item Construction.*—The agreement provides \$131,992,000 for line item construction projects in the fiscal year 2017 budget request as revised by the Service and provided to the House and Senate Committees on Appropriations on April 6, 2017, and shown in the table below. Increases above fiscal year 2016 base funds support the Centennial Initiative, particularly deferred maintenance needs nationwide, and construction projects as described in Senate Report 114-281. Requests for reprogramming will be considered pursuant to the guidelines in the front of this explanatory statement.

State	Park Unit	Budget Request	This Bill
DC	National Mall and Memorial Parks	\$2,210,000	\$2,210,000
NY	Gateway National Recreation Area	9,144,000	9,144,000

DC	White House	17,160,000	17,160,000
AK	Wrangell-St. Elias National Park & Preserve	5,758,000	5,758,000
GA	Ocmulgee National Monument	2,006,000	2,006,000
WA	Mount Rainier National Park	13,211,000	13,211,000
MA	Lowell National Historical Park	4,601,000	4,601,000
PR	San Juan National Historic Site	1,947,000	1,947,000
DC	National Mall and Memorial Parks	9,456,000	9,456,000
SD	Jewel Cave National Monument	6,797,000	6,797,000
CA	Yosemite National Park	13,929,000	13,929,000
NY	Gateway National Recreation Area	1,597,000	1,597,000
MD	Chesapeake and Ohio Canal National Historical Park	7,770,000	7,770,000
AL	Selma to Montgomery National Historic Trail	2,080,000	2,080,000
DC	National Mall and Memorial Parks	8,240,000	8,240,000
NE	Scotts Bluff National Monument	3,514,000	3,514,000
SD	Mount Rushmore National Memorial	2,465,000	2,465,000
MO	Ozark National Scenic Riverways	2,330,000	2,330,000
AZ	Grand Canyon National Park	10,966,000	10,966,000
WI	Apostle Islands National Lakeshore	2,041,000	2,041,000
NM	Old Santa Fe Trail Building	4,770,000	4,770,000
	Additional Project Requests	9,104,000	0
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	Total, Line Item Construction	141,096,000	131,992,000

LAND AND WATER CONSERVATION FUND  
(RESCISSION)

The agreement includes a rescission of \$28,000,000 in annual contract authority. This authority has not been used in recent years and there are no plans to use this authority in fiscal year 2017.

LAND ACQUISITION AND STATE ASSISTANCE

The bill provides \$162,029,000 for Land Acquisition and State Assistance. The amounts recommended by this bill compared with the budget estimates by activity and project are shown in the table below, listed in priority order pursuant to the budget request for fiscal year 2017. Funds provided for the "Grand Teton NP – State Land" shall be used to repay fiscal year 2016 land acquisition projects and other balances reprogrammed during the first quarter of fiscal year 2017 in order to complete this

project before December 31, 2016. From within funds for acquisition management, \$252,000 is provided to support the administration of the American Battlefield Protection Program and to ensure the timely awarding of grants. Further instructions are contained under the Land and Water Conservation Fund heading in the front of this explanatory statement.

State	Project – Unit	Budget Request	This Bill
WY	Grand Teton NP – State Land	\$22,500,000	\$14,572,000
HI	Island Forests at Risk – Hawaii Volcanoes NP	6,000,000	6,000,000
ID	High Divide – Nez Perce NHP	400,000	400,000
AL	Little River Canyon National Preserve	516,500	516,000
	Additional Project Requests	7,897,500	0
	Subtotal, Line Item Projects	37,314,000	21,488,000
	American Battlefield Protection Program	10,000,000	10,000,000
	Emergencies, Hardships, Relocations, and Deficiencies	3,928,000	3,928,000
	Acquisition Management	10,000,000	9,679,000
	Inholdings, Donations, and Exchanges	5,000,000	4,928,000
	Recreational Access	2,000,000	2,000,000
	Total, NPS Land Acquisition	68,242,000	52,023,000
Assistance to States:			
	State conservation grants (formula)	94,000,000	94,000,000
	State conservation grants (competitive)	12,000,000	12,000,000
	Administrative expenses	4,006,000	4,006,000
	Total, Assistance to States	110,006,000	110,006,000
	Total, NPS Land Acquisition and State Assistance	178,248,000	162,029,000

#### CENTENNIAL CHALLENGE

The agreement provides \$20,000,000 for the Centennial Challenge matching grant program, a key component of the Service's Centennial Initiative. The program provides dedicated Federal funding to leverage partnerships for signature projects and programs for the national park system. The Committees expect these funds to be used by the Service to address projects which have a deferred maintenance

component in order to alleviate the sizeable deferred maintenance backlog within the national park system. A one-to-one matching requirement is required for projects to qualify for these funds. The Service is urged to give preference to projects that demonstrate additional leveraging capacity from its partners.

#### UNITED STATES GEOLOGICAL SURVEY SURVEYS, INVESTIGATIONS, AND RESEARCH

The agreement provides \$1,085,167,000 for Surveys, Investigations, and Research of the U.S. Geological Survey (USGS). The detailed allocation of funding by program area and activity is included in the table at the end of this explanatory statement. The Survey is directed to report to the Committees within 180 days of enactment of this Act on what new studies and projects over \$1,000,000 have been initiated within the last three fiscal years.

*Ecosystems.*—The bill provides \$159,732,000, which includes an increase of \$250,000 to address white-nose syndrome in bats and \$250,000 as requested, for Great Lakes Fisheries Assessments. The Committees expect Great Lakes Restoration Initiative (GLRI) funds to be allocated in accordance with the funding allocation methodology used in fiscal year 2016, and provide \$5,620,000 for the Survey to address Asian Carp issues in the Great Lakes and Upper Mississippi River. The Committees remain concerned about new and emerging invasive species and expect the Survey to continue to focus on early detection and rapid response as a way to address the threats posed by invasive plants and animals.

*Climate and Land Use Change.*—The agreement provides \$149,275,000, which includes the Senate directive for Arctic research, and \$85,794,000 for the Land Remote Sensing program. The Survey is directed to apply carryover balances from the satellite operations account so that Landsat-9 is fully funded.

*Energy, Minerals, and Environmental Health.*—The bill provides \$94,311,000 for Energy, Minerals, and Environmental Health. The Committees do not accept the proposed decrease of \$1,500,000 for geophysical and remote sensing activities, and expect this work to continue in the Yukon-Tanana Upland. The Committees understand that the Survey is spending approximately \$3,000,000 on studies related to oil and gas resources in low-permeability reservoirs and expect this work to continue. Further, the Committees direct the Survey to consult with State geological surveys to conduct the initial research needed for new assessments in the Arctic petroleum province. The Committees support the Survey's comprehensive research on cyanobacterial harmful algal blooms within the Toxic Substances Hydrology program and expect this work to continue at the fiscal year 2016 enacted funding level.

*Natural Hazards.*—Funding for the Natural Hazards program includes \$64,303,000 for earthquake hazards, of which \$10,200,000 is provided for continued development of an earthquake early warning system. The bill also provides an additional \$800,000 as requested for the Central and Eastern U.S. Seismic Network (CEUSN) and an increase of \$1,000,000 for regional seismic networks to work with the Survey to meet ANSS standards by incorporating data from active Earthscope earthquake monitoring instruments. The Committees understand that the cost benefit analysis as required by P.L. 114-113 is complete; therefore, the Survey is directed to report back to the Committees within six months of enactment of this Act with an implementation plan, including cost estimates, for the adoption of future seismic stations.

The bill provides \$28,121,000 for volcano hazards. A \$1,000,000 increase over enacted is provided for the repair and upgrade of analog systems on high-threat volcanos, and an additional \$1,000,000 is provided for next-generation lahar detection systems.

*Water Resources.*—The bill provides \$214,754,000 for Water Resources, with \$59,927,000 directed to activities associated with the Cooperative Matching Funds for the highest priority work in WaterSMART: Water Use Research, Tribal cooperative funding, and critical Enhanced Cooperative Activities and Urban Waters work. Specifically, the bill provides \$45,052,000 for the Water Availability and Use Science program, including an additional \$1,000,000 for Water Use Research and \$2,000,000 for groundwater resource studies in the Mississippi River Alluvial Plain; \$72,673,000 for the Groundwater and Streamflow Information program, including increases of \$500,000 for the groundwater network, \$700,000 for streamgages, and \$160,000 to reestablish a transboundary river streamgage affected by discharges caused by mines across the Canadian border; \$90,529,000 for the National Water Quality program, including a \$717,000 increase for Enhanced Cooperative Activities and Urban Waters and \$63,000,000 for NAWQA Cycle 3; and \$6,500,000 for the Water Resources Research Act program.

*Core Science Systems.*—The bill provides \$116,050,000, including increases to the 3D Elevation Program (3DEP), of which: \$1,500,000 is for National Enhancement; \$2,500,000 is for Alaska Mapping and Map Modernization; and \$500,000 is for Landscape Level Assessments - Chesapeake Bay.

*Facilities.*—It has come to the Committees' attention that additional resources may be needed for facilities challenges in Menlo Park, California; Lakewood, Colorado; and Madison, Wisconsin. The Survey is expected to expeditiously move forward on innovative proposals for resolving these issues, to address funding needs in the fiscal year 2018 budget submission, and to keep the Committees informed of developments related to these facilities.

*Prohibition on Destruction of Records.*—The Office of Inspector General's report on Scientific Integrity at the USGS Energy Geochemistry Laboratory in Lakewood, Colorado, concluded the incident "has had numerous real and potential adverse impacts on customers, products, and the organizational

integrity of USGS.” While the Survey has taken action and closed the laboratory involved, it is critical the Survey adhere to Federal records management requirements and abide by the prohibitions against unlawful removal or destruction of Federal records, specifically those regarding, related to, or generated by the Inorganic Section of this laboratory while USGS and Congressional assessments of the incident are ongoing.

BUREAU OF OCEAN ENERGY MANAGEMENT  
OCEAN ENERGY MANAGEMENT

The bill provides \$169,560,000 for Ocean Energy Management to be partially offset with the collection of rental receipts and cost recovery fees totaling \$94,944,000, for a net discretionary appropriation of \$74,616,000. The request did not include any funds for coastal marine spatial planning and accordingly the bill provides no funds for such activities. The agreement includes the following additional guidance:

*Air Quality Studies.*—The Committees expect the Bureau to complete ongoing air quality modelling studies and consult with affected coastal States prior to finalizing any new requirements.

*Financial Assurance.*—The Committees understand that the Bureau has extended the implementation timeline for changes to its Risk Management and Financial Assurance Program to allow for continued stakeholder input.

*Five-year lease plan.*—The Committees are aware that the Department is reviewing the 2017-2022 offshore lease plan and expect the review to proceed expeditiously and to carefully consider updates for the plan consistent with stakeholder input.

*Offshore Revenues.*—The Committees expect the Department will distribute revenues from Gulf of Mexico operations in a manner consistent with the Gulf of Mexico Energy Security Act of 2006 (P.L. 109-432).

*Offshore Wind Energy Development.*—The Committees understand that the Bureau is continuing to work in North Carolina with local stakeholders, industry, and State task forces and that there will be no lease sales in the Wilmington Wind Energy Area during fiscal year 2017.

*Renewable Energy.*—The Bureau should follow the direction under this heading in Senate Report 114-281.

BUREAU OF SAFETY AND ENVIRONMENTAL ENFORCEMENT  
OFFSHORE SAFETY AND ENVIRONMENTAL ENFORCEMENT  
(INCLUDING RESCISSION OF FUNDS)

The bill provides \$189,772,000 for Offshore Safety and Environmental Enforcement to be partially offset with the collection of rental receipts, cost recovery fees and inspection fees totaling \$96,530,000 for a net discretionary appropriation of \$93,242,000. The bill also includes a \$25,000,000 rescission of unobligated balances.

*Blowout Preventer Systems and Well Control Rule.*—The Committees encourage the Bureau to evaluate information learned from additional stakeholder input and ongoing technical conversations to inform implementation of this rule. To the extent additional information warrants revisions to the rule that require public notice and comment, the Bureau is encouraged to follow that process to ensure that offshore operations promote safety and protect the environment in a technically feasible manner.

*Other.*—The Committees direct the Bureau to review its current policy concerning the acquisition of helicopter fuel in the Gulf of Mexico from third parties and submit a report to the Committees within 90 days of enactment of this Act. The report should include an analysis of how frequently fuel is acquired by the agency and the criteria used to determine compensation for fuel owned by third parties.

OIL SPILL RESEARCH

The bill provides \$14,899,000 for Oil Spill Research.

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT  
REGULATION AND TECHNOLOGY

The bill provides \$121,017,000 for Regulation and Technology. Within this amount, the bill funds regulatory grants at \$68,590,000, equal to the fiscal year 2016 enacted level.

ABANDONED MINE RECLAMATION FUND

The bill provides \$132,163,000 for the Abandoned Mine Reclamation Fund. Of the funds provided, \$27,163,000 shall be derived from the Abandoned Mine Reclamation Fund and \$105,000,000 shall be derived from the General Fund. The agreement provides \$105,000,000 for grants to States for the reclamation of abandoned mine lands in conjunction with economic and community development and

reuse goals. As provided in the bill, \$75,000,000 shall be distributed in equal amounts to the three Appalachian States with the greatest amount of unfunded needs and \$30,000,000 shall be distributed in equal amounts to the three Appalachian States with the subsequent greatest amount of unfunded needs. Such grants shall be distributed to States in accordance with the goals, intent and direction provided under this heading in House Report 114-632.

BUREAU OF INDIAN AFFAIRS AND BUREAU OF INDIAN EDUCATION  
OPERATION OF INDIAN PROGRAMS  
(INCLUDING TRANSFER OF FUNDS)

The bill provides \$2,339,346,000 for Operation of Indian Programs. In addition to the funding allocation table at the end of this explanatory statement, the agreement includes requested fixed costs and transfers, and the following details and instructions. The Bureaus are reminded of the guidance and reporting requirements contained in House Report 114-632 and Senate Report 114-281 that should be complied with unless specifically addressed to the contrary herein, as explained in the front matter of this explanatory statement.

*Tribal Government.*—The agreement includes \$308,185,000 for Tribal government programs, of which \$160,000 is for new Tribes. If additional Tribes are recognized during fiscal year 2017 beyond those contemplated in the budget request, the Bureau is urged to support their capacity building efforts to the extent feasible. The Small and Needy Tribes program is funded at \$4,448,000, ensuring that all Tribes receive the maximum base level provided by the Bureau to run Tribal governments.

Road maintenance is funded at \$30,307,000. The Bureau is urged to focus the program increase on roads and bridges in poor or failing condition, particularly along school bus routes. The Bureau is directed to consolidate the reporting requirements for road maintenance contained in the House and Senate reports and to report back to the Committees within 60 days of enactment of this Act.

*Human Services.*—The Bureau is directed to report back to the Committees within 90 days of enactment of this Act on the performance measures being used to monitor and track the Tiwahe initiative's effectiveness in Indian Country.

*Trust – Natural Resources Management.*—The agreement includes \$11,266,000 for the Tribal Management/Development Program and a \$2,000,000 program increase for Alaska subsistence programs as requested, including consideration of funding for the projects and pilot programs referenced in the budget submission including the Ahtna Subsistence Cooperative Management Project and the Kuskokwim River Inter-Tribal Fisheries Commission. Forestry is funded at \$54,155,000 and includes a \$2,000,000 program increase for forest thinning projects. The Fish, Wildlife, and Parks program is

funded at \$15,203,000 and includes program increases of \$545,000 for Tribal hatcheries currently not receiving BIA hatchery operations funding as outlined in the Senate report, and \$1,000,000 for fish hatchery operations. The ongoing Seminole and Miccosukee water study is funded at \$390,000 as requested.

The Bureau is directed to enter into a formal partnership with local Tribes and the United States Geological Survey to help develop a water quality strategy for transboundary rivers affected by discharges caused by mines across the Canadian border.

*Trust – Real Estate Services.*—The agreement includes \$123,092,000 for real estate services and includes the following program changes: a decrease of \$6,893,000 as requested from trust services; a \$400,000 increase for the historical places and cemetery sites program, including ANCSA sites; and a \$1,500,000 increase for settlement negotiations and implementation related to water rights and Tribal trust fishery resources in the Klamath Basin. The agreement does not include the directive contained in the House report regarding reservation boundary recognition.

The Committees are concerned that the Bureau does not adequately maintain rights-of-way records. The Bureau is encouraged to develop a plan to update and digitize its inventory of records and to make the records publicly available in a commonly used mapping format, consistent with the guidance provided in Senate Report 114-281.

*Bureau of Indian Education.*—The agreement includes \$891,513,000 for the Bureau of Indian Education, of which: \$400,223,000 is for ISEP formula funds; \$2,500,000 is for the development and operation of Tribal departments or divisions of education (TEDs) as authorized by 25 U.S.C. 2020; \$55,995,000 is for student transportation; \$18,659,000 is for early child and family development and should be used to expand the Family and Child Education (FACE) program; \$80,165,000 is to fully fund Tribal grant support costs, based upon updated information provided by the Bureau; \$66,219,000 is for facilities operations; \$59,043,000 is for facilities maintenance; \$7,414,000 is for Tribal technical colleges; \$22,117,000 is for the Bureau-owned and operated Haskell Indian University and Southwestern Indian Polytechnic Institute (SIPI), as requested; \$34,783,000 is for scholarships and adult education; \$2,992,000 is for special higher education scholarships; \$24,763,000 is for education program management; \$10,287,000 is for information technology; and \$12,201,000 is for education program enhancements, which shall be supplemented by the use of \$2,000,000 in prior year unobligated balances.

The Committees support efforts to revitalize and maintain Native languages and expand the use of language immersion programs and have provided \$2,000,000 within education program enhancements for capacity building grants for Bureau and tribally operated schools to expand existing language immersion programs or to create new programs. Prior to distributing these funds, the Bureau shall coordinate with the Department of Education and Department of Health and Human Services to ensure

that Bureau investments compliment, but do not duplicate, existing language immersion programs. The Committees also direct the Bureau to submit a report to the Committees within 180 days of enactment of this Act regarding the distribution of these funds and the status of Native language classes and immersion programs offered at Bureau-funded schools.

The Johnson O'Malley program is funded at the fiscal year 2016 enacted level. The Committees remain concerned that the distribution of funds is not an accurate reflection of the distribution of students. The Bureau is directed to consolidate the program reporting requirements contained in the House and Senate reports and to report back to the Committees within 60 days of enactment of this Act.

The one-time increase of \$5,100,000 provided in fiscal year 2016 to forward fund Tribal technical colleges has been transferred to forward fund the Institute of American Indian Arts in fiscal year 2017. The Bureau is encouraged to forward fund Haskell and SIPI in future budget requests so that all Tribal colleges are on the same funding schedule.

The Committees remain concerned about recent Government Accountability Office (GAO) reports detailing problems within the K-12 Indian education system at the Department of the Interior, in particular as they pertain to organizational structure, accountability, finance, health and safety, and ultimately student performance. As the Department takes steps to reform the system, the Secretary is reminded that future support from Congress will continue to be based in large part upon successful implementation of GAO report recommendations. In particular, consistent with GAO report 13-774, the Secretary is urged to reorganize Indian Affairs so that control and accountability of the BIE system is consolidated within the BIE, to present such reorganization proposal in the fiscal year 2018 budget request, and to submit to the Committees a corresponding updated workforce plan. Consistent with GAO testimonies 15-389T, 15-539T, 15-597T, and any subsequent reports, the Secretary is urged to personally oversee immediate actions necessary to ensure the continued health and safety of students and employees at BIE schools and facilities.

*Public Safety and Justice.*—The agreement includes \$385,735,000 for public safety and justice programs, of which: \$202,000,000 is for criminal investigations and police services and includes a \$1,000,000 program increase to implement the Native American Graves Protection and Repatriation Act; \$96,507,000 is for detention/corrections; \$10,319,000 is for law enforcement special initiatives; and \$30,753,000 is for Tribal courts.

Funding for Tribal justice support is restored to \$17,250,000, of which not less than \$10,000,000 is to address the needs of Tribes affected by Public Law 83-280. The Committees remain concerned about Tribal court needs as identified in the Indian Law and Order Commission's November 2013 report, which notes Federal investment in Tribal justice in "P.L. 280" States has been more limited than elsewhere in Indian Country. The Committees expect the Bureau to work with Tribes and Tribal

organizations in these States to fund plans that design, promote, sustain, or pilot courts systems subject to jurisdiction under Public Law 83-280. The Bureau is also directed to formally consult and maintain open communication throughout the process with Tribes and Tribal organizations on how this funding supports the technical infrastructure and future Tribal court needs for these jurisdictions.

*Community and Economic Development.*—The agreement includes \$41,844,000 for community and economic development, of which: \$12,504,000 is for job placement and training; \$25,304,000 is for minerals and mining; and \$2,235,000 is for community development central oversight.

*Executive Direction and Administrative Services.*—The agreement provides \$228,824,000 for executive direction and administrative services, of which: \$10,006,000 is for Assistant Secretary Support, \$2,970,000 is for safety and risk management; \$23,060,000 is for human capital management; \$23,552,000 is for intra-governmental payments. The reductions from Assistant Secretary Support and human capital management reflect a transfer of school-related responsibilities, personnel, and budget to the Bureau of Indian Education.

*Tribal Recognition.*—The Committees acknowledge concerns expressed by certain Tribes, States, and bipartisan members of Congress regarding effects of recent changes in Tribal recognition policy on standards that have been applied to new applicants since 1978. Federal acknowledgement of a Tribe impacts the Federal budget, other Tribes, State and local jurisdictions, and individual rights. The Committees expect the Administration to maintain rigorous recognition standards while implementing a more transparent, efficient, and workable process.

#### CONTRACT SUPPORT COSTS

The bill provides an indefinite appropriation for contract support costs, consistent with fiscal year 2016 and estimated to be \$278,000,000.

#### CONSTRUCTION (INCLUDING TRANSFER OF FUNDS)

The bill provides \$192,017,000 for Construction. In addition to the funding allocation table at the end of this explanatory statement, the agreement includes the following instructions:

*Education.*—The agreement includes \$133,257,000 for schools and related facilities within the Bureau of Indian Education system, equal to the fiscal year 2016 enacted level after accounting for a one-time funding surge in 2016 to reduce the backlog of critical deferred maintenance projects. The Bureau is directed to submit an allocation plan to the Committees for campus-wide replacement and facilities replacement within 30 days of enactment of this Act.

Indian Affairs is directed to reallocate \$2,000,000 from prior year unobligated balances in order to accelerate advance planning and design of replacement schools and school facilities as proposed. Of these unobligated balances, \$1,000,000 shall be from the Construction Management activity and \$1,000,000 shall be from the General Administration activity.

The agreement does not include an authorizing provision in the House bill to reconstitute the National Fund for Excellence in American Indian Education. The Committees continue to strongly support innovative financing options to supplement annual appropriations and accelerate repair and replacement of Bureau of Indian Education schools, including through the use of construction bonds, tax credits, and grant programs. The Department is urged to revise and resubmit its proposal to reconstitute the Fund and to include authority for the Fund to facilitate public-private partnership construction projects.

#### INDIAN LAND AND WATER CLAIMS SETTLEMENTS AND MISCELLANEOUS PAYMENTS TO INDIANS

The bill provides \$45,045,000 for Indian Land and Water Claims Settlements and Miscellaneous Payments to Indians. In addition, the Bureau shall reallocate \$5,916,000 in prior-year unobligated funds that remain after completion of settlement requirements, for a total program level of \$50,961,000. The Department is directed to submit an allocation plan for these funds to the Committees within 90 days of enactment of this Act.

#### INDIAN GUARANTEED LOAN PROGRAM ACCOUNT

The bill provides \$8,757,000 for the Indian Guaranteed Loan Program Account to facilitate business investments in Indian Country.

#### ADMINISTRATIVE PROVISIONS (INCLUDING RESCISSION OF FUNDS)

The bill includes a rescission of \$3,400,000 from prior year unobligated balances within the Operation of Indian Programs account. The Bureau is directed to take the rescission from no-year funds within the Executive Direction and Administrative Services activity.

DEPARTMENTAL OFFICES  
OFFICE OF THE SECRETARY  
DEPARTMENTAL OPERATIONS

The agreement provides \$271,074,000 for Departmental Offices, Office of the Secretary, Departmental Operations. The detailed allocation of funding by program area and activity is included in the table at the end of the statement.

Increases above the fiscal year 2016 enacted level within the Leadership and Administration activity are outlined within Senate Report 114-281 and include \$225,000 as requested for equipment associated with monitoring classified computers and communications devices supporting the Office of the Secretary and the intelligence community in light of ongoing terrorist threats to national icons. Within the Management Services activity, an additional \$110,000 is provided for law enforcement and investigative activities, including combatting counterfeit activities and enforcement functions related to Indian art and craftwork. The agreement provides \$11,000,000 for the Office of Valuation Services. The agreement also includes an additional \$968,000 as requested within the Office of Natural Resources Revenue (ONRR) to address certain Trust responsibilities for the Osage Nation consistent with the services ONRR already provides to every other Tribe. Full funding for the Payments in Lieu of Taxes (PILT) program for fiscal year 2017 is included in a separate account under Department-Wide Programs. The agreement includes language as requested establishing the Department of the Interior Experienced Services Program.

*National Monument Designations.*—The Department is directed to collaboratively work with interested parties, including Congress, States, local communities, Tribal governments, and others before making national monument designations.

*Arecibo Observatory.*—The Committees recognize the importance of world-class scientific research conducted at the Arecibo Observatory in Puerto Rico and direct the Department to notify the Committees prior to taking any actions that could affect the future operation of the facility.

*Energy and Minerals Programs and Management.*—The Committees are aware that the Department is administratively addressing many of the energy-related provisions and directives contained in the House and Senate bills and reports with the goal of increasing responsible and sustainable energy development on Federal lands, while providing economic benefits to States, Tribes, communities, and the economy.

*Office of Navajo and Hopi Indian Relocation.*—The Department is directed to work with the Office of Navajo and Hopi Indian Relocation (ONHIR) on a plan to close ONHIR and transfer any

remaining functions to another agency or organization, as described in further detail under the ONHIR heading within this explanatory statement.

INSULAR AFFAIRS  
ASSISTANCE TO TERRITORIES

The agreement provides \$91,925,000 for Assistance to Territories. The detailed allocation of funding is included in the table at the end of this explanatory statement.

COMPACT OF FREE ASSOCIATION

The agreement provides \$3,318,000 for Compact of Free Association. The detailed allocation of funding is included in the table at the end of this explanatory statement.

OFFICE OF THE SOLICITOR  
SALARIES AND EXPENSES

The agreement provides \$65,769,000 for the Office of the Solicitor. The detailed allocation of funding is included in the table at the end of this explanatory statement.

OFFICE OF INSPECTOR GENERAL  
SALARIES AND EXPENSES

The agreement provides \$50,047,000 for the Office of Inspector General. The detailed allocation of funding is included in the table at the end of this explanatory statement.

OFFICE OF THE SPECIAL TRUSTEE FOR AMERICAN INDIANS  
FEDERAL TRUST PROGRAMS  
(INCLUDING TRANSFER OF FUNDS)

The agreement provides \$139,029,000 for the Office of the Special Trustee for American Indians. The detailed allocation of funding by activity is included in the table at the end of this explanatory statement.

DEPARTMENT-WIDE PROGRAMS  
WILDLAND FIRE MANAGEMENT  
(INCLUDING TRANSFERS OF FUNDS)

The agreement provides a total of \$942,671,000 for Department of the Interior Wildland Fire Management. Of the funds provided, \$395,000,000 is for suppression operations. The bill fully funds wildland fire suppression at the 10-year average. The detailed allocation of funding for these accounts is included in the table at the end of this explanatory statement.

*Fuels Management.*—The agreement provides \$180,000,000 for hazardous fuels management activities, which is \$10,000,000 above the fiscal year 2016 enacted level.

FLAME WILDFIRE SUPPRESSION RESERVE FUND  
(INCLUDING TRANSFER OF FUNDS)

The agreement provides \$65,000,000 for the FLAME Wildfire Suppression Reserve Fund, which is designated as emergency spending.

CENTRAL HAZARDOUS MATERIALS FUND

The agreement provides \$10,010,000 for the Central Hazardous Materials Fund.

NATURAL RESOURCE DAMAGE ASSESSMENT AND RESTORATION  
NATURAL RESOURCE DAMAGE ASSESSMENT FUND

The agreement provides \$7,767,000 for the Natural Resource Damage Assessment Fund. The detailed allocation of funding by activity is included in the table at the end of this explanatory statement.

WORKING CAPITAL FUND

The agreement provides \$67,100,000 for the Department of the Interior, Working Capital Fund.

PAYMENTS IN LIEU OF TAXES

The agreement provides \$465,000,000 for the Payments in Lieu of Taxes (PILT) program, the fully authorized level of funding for fiscal year 2017 as determined by the most recent Department of the Interior calculation and provided to the Committees on April 20, 2017. The initial estimate was made during formulation of the fiscal year 2017 President's Budget, over 20 months before enactment of the

appropriation. This estimate was overstated because it was predicated on the relevant inflation rate at the time—nearly twice the current rate. Additionally, the initial estimate presumed average historical prior-year payment information, which has now been updated with current data from States and counties.

GENERAL PROVISIONS, DEPARTMENT OF THE INTERIOR  
(INCLUDING TRANSFERS OF FUNDS)

The agreement includes various legislative provisions affecting the Department in Title I of the bill, "General Provisions, Department of the Interior." The provisions are:

Section 101 provides Secretarial authority for the intra-bureau transfer of program funds for expenditures in cases of emergencies when all other emergency funds are exhausted.

Section 102 provides for the Department-wide expenditure or transfer of funds by the Secretary in the event of actual or potential emergencies including forest fires, range fires, earthquakes, floods, volcanic eruptions, storms, oil spills, grasshopper and Mormon cricket outbreaks, and surface mine reclamation emergencies.

Section 103 provides for the use of appropriated funds by the Secretary for contracts, rental cars and aircraft, telephone expenses, and other certain services.

Section 104 provides for the transfer of funds from the Bureau of Indian Affairs and Bureau of Indian Education, and Office of the Special Trustee for American Indians.

Section 105 permits the redistribution of Tribal priority allocation and Tribal base funds to alleviate funding inequities.

Section 106 authorizes the acquisition of lands for the purpose of operating and maintaining facilities that support visitors to Ellis, Governors, and Liberty Islands.

Section 107 continues Outer Continental Shelf inspection fees to be collected by the Secretary of the Interior.

Section 108 authorizes the Secretary of the Interior to continue the reorganization of the Bureau of Ocean Energy Management, Regulation, and Enforcement in conformance with Committee reprogramming guidelines.

Section 109 provides the Secretary of the Interior with authority to enter into multi-year cooperative agreements with non-profit organizations for long-term care of wild horses and burros.

Section 110 addresses the U.S. Fish and Wildlife Service's responsibilities for mass marking of salmonid stocks.

Section 111 modifies a provision addressing Bureau of Land Management actions regarding grazing on public lands.

Section 112 continues a provision prohibiting funds to implement, administer, or enforce Secretarial Order 3310 issued by the Secretary of the Interior on December 22, 2010.

Section 113 allows the Bureau of Indian Affairs and Bureau of Indian Education to more efficiently and effectively perform reimbursable work.

Section 114 addresses the issuance of rules for sage-grouse.

Section 115 addresses National Heritage Areas.

Section 116 addresses the humane transfer of excess wild horses and burros.

Section 117 extends authorization for certain payments to the Republic of Palau for fiscal year 2017.

Section 118 provides for the establishment of a Department of the Interior Experienced Services Program.

Section 119 provides a boundary adjustment to the Natchez National Historical Park.

Section 120 establishes a special resources study to preserve Civil Rights sites.

Section 121 modifies the Continuous Operations rule.

Section 122 establishes the Bureau of Land Management Foundation.

## TITLE II – ENVIRONMENTAL PROTECTION AGENCY

The bill provides \$8,058,488,000 for the Environmental Protection Agency (EPA).

*Congressional Budget Justification.*—The Agency is directed to continue to include the information requested in House Report 112-331 and any proposals to change State allocation formulas that affect the distribution of appropriated funds in future budget justifications.

*Reprogramming.*—The Agency is held to the reprogramming limitation of \$1,000,000 and should continue to follow the reprogramming directives as provided in the front of this explanatory statement. It is noted that such reprogramming directives apply to proposed reorganizations, workforce restructure, reshaping, transfer of functions, or downsizing, especially those of significant national or regional importance, and include closures, consolidations, and relocations of offices, facilities, and laboratories. Further, the Agency may not use any amount of deobligated funds to initiate a new program, office, or initiative, without the prior approval of the Committees.

Within 30 days of enactment of this Act, the Agency is directed to submit to the House and Senate Committees on Appropriations its annual operating plan for fiscal year 2017, which shall detail how the Agency plans to allocate funds at the program project level.

*Other.*—It is noted that the current workforce is below the fiscal year 2016 level, therefore, the agreement includes rescissions in the Science and Technology and Environmental Programs and Management accounts that capture expected savings associated with such changes. The Agency is directed to first apply the rescissions across program project areas to reflect routine attrition that will occur in those program project areas in fiscal year 2017 and then to reflect efficiency savings in a manner that seeks, to the extent practicable, to be proportional among program project areas. Amounts provided in this Act are sufficient to fully fund Agency payroll estimates. The Committees understand that the Agency routinely makes funding payroll requirements a top priority, and the Committees expect the Agency will continue to do so as it executes its fiscal year 2017 appropriation and applies the rescissions. The Committees do not expect the Agency will undertake adverse personnel actions or incentive programs to comply with the rescissions. As specified in the bill language, the rescissions shall not apply to the Geographic Programs, the National Estuary Program, and the National Priorities funding in the Science and Technology and Environmental Programs and Management accounts. The Agency is directed to submit, as part of the operating plan, detail on the application of such rescissions at the program project level.

SCIENCE AND TECHNOLOGY  
(INCLUDING RESCISSION OF FUNDS)

For Science and Technology programs, the bill provides \$713,823,000 to be partially offset by a \$7,350,000 rescission for a net discretionary appropriation of \$706,473,000. The bill transfers \$15,496,000 from the Hazardous Substance Superfund account to this account. The bill provides the following specific funding levels and direction:

*Research: National Priorities.*—The bill provides \$4,100,000 which shall be used for extramural research grants, independent of the Science to Achieve Results (STAR) grant program, to fund high-priority water quality and availability research by not-for-profit organizations who often partner with the Agency. Because these grants are independent of the STAR grant program, the Agency should strive to award grants in as large an amount as is possible to achieve the most scientifically significant research. Funds shall be awarded competitively with priority given to partners proposing research of national scope and who provide a 25 percent match. The Agency is directed to allocate funds to grantees within 180 days of enactment of this Act.

*Additional Guidance.*—The agreement includes the following additional guidance:

*Computational Toxicology.*—The Agency shall follow the direction under this heading in Senate Report 114-281.

*Enhanced Aquifer Use.*—The Agency shall follow the direction under this heading in Senate Report 114-281.

*Integrated Risk Information System (IRIS).*— The Committees are aware of efforts to implement the 2011 National Academy of Science's (NAS) Chapter 7 and 2014 NAS report recommendations for the IRIS program, including six specific recommendations. These recommendations include objective evaluation of the strengths and weaknesses of critical studies, the need for weight of evidence evaluation and integration, and clearer rationale for selecting studies to calculate toxicity values. Additionally, the NAS identified specific recommendations and considerations when evaluating the hazards of formaldehyde. The Committees believe that EPA should contract with the NAS to conduct the peer review of the revised draft IRIS assessment of formaldehyde, should it be released in fiscal year 2017, to verify the recommendations from the previous NAS report of 2011 have been fully resolved scientifically.

ENVIRONMENTAL PROGRAMS AND MANAGEMENT  
(INCLUDING RESCISSION OF FUNDS)

For Environmental Programs and Management, the bill provides \$2,619,799,000 to be partially offset by a \$21,800,000 rescission for a net discretionary appropriation of \$2,597,999,000. The bill provides the following specific funding levels and direction:

*Environmental Protection: National Priorities.*—The bill provides \$12,700,000 for a competitive grant program to provide technical assistance for improved water quality or safe drinking water to rural and urban communities or individual private well owners. The Agency is directed to provide on a national or multi-State regional basis, \$11,000,000 for grants to qualified not-for-profit organizations, including organizations authorized by Section 1442(e) of the Safe Drinking Water Act (42 U.S.C.300j-1(e)(8)), for the sole purpose of providing on-site training and technical assistance for water systems in rural or urban communities. The Agency is also directed to provide \$1,700,000 for grants to qualified not-for-profit organizations for technical assistance for individual private well owners, with priority given to organizations that currently provide technical and educational assistance to individual private well owners. The Agency shall require each grantee to provide a minimum 10 percent match, including in-kind contributions. The Agency is directed to allocate funds to grantees within 180 days of enactment of this Act.

*Geographic Programs.*—The bill provides \$435,857,000, as distributed in the table at the end of this division, and includes the following direction:

*Great Lakes Restoration Initiative.*—The bill provides \$300,000,000 and the Agency shall continue to follow the direction as provided in House Report 112-589. In addition, as EPA distributes funds across the five focus areas, Tribal related activities shall be maintained at not less than the fiscal year 2016 level.

*Chesapeake Bay.*—The bill provides \$73,000,000 and the Agency shall allocate funds consistent with the direction under this heading in Senate Report 114-281.

*Water: Ecosystems.*—The agreement includes \$47,788,000. The Committees recognize that Public Law 114-161 created a competitive grant program to help prioritize challenging issues within estuaries. Passage of this law occurred after the Agency's budget submission. After the Agency provides \$600,000 to each of the 28 national estuaries in the program, the Committees urge the Agency to fund a competitive grant program using available resources, and consistent with House report 114-632. In addition, the Committees direct EPA to use the funds provided to accelerate the processing of mining permits with the Corps of Engineers. Further, the Committees direct EPA, in consultation with the Corps

of Engineers, to continue to report monthly on the number of Section 404 permits under EPA's review, consistent with the direction under this heading in House Report 114-170.

*Additional Guidance.*—The agreement includes the following additional guidance:

*Accidental Release Prevention Requirements.*—The Committees note that EPA has postponed the effective date for implementation by 90 days as it reviews and reevaluates the rule. The Committees expect EPA to work with State regulators, facility managers, small businesses, and other stakeholders as it reevaluates the rule.

*Agricultural Operations.*—The Committees note that Congress never intended the Solid Waste Disposal Act to govern animal or crop waste, manure, or fertilizer, or constituents derived from such sources. The Agency's longstanding regulations accurately reflect Congress' intent not to regulate manure and crop residues under the Solid Waste Disposal Act, and the Committees support legislative efforts to clarify and codify the treatment of agricultural byproducts under the Solid Waste Disposal Act.

*Clean Air Act Economic Analysis.*—The Committees note that Section 321(a) of the Clean Air Act states that the EPA "shall conduct continuing evaluations of potential loss or shifts of employment". On October 17, 2016, a Federal district court opinion found that the Agency has a non-discretionary duty to compile such evaluations, and ordered the Agency to develop a plan for compliance. In January 2017, the Federal district court directed the EPA to develop an economic analysis of the effects of regulations on the coal mining and power generation industries by July 1, 2017. EPA has also been directed to demonstrate by the end of the year that it has measures in place to monitor employment shift as a result of its regulations. The Committees expect the Agency will keep the Committees apprised of progress to comply with the recent court orders.

*Coal Combustion Residuals.*—Section 2301 of the WIIN Act (P.L. 114-322) amended the Solid Waste Disposal Act to authorize the Agency to review and approve, as appropriate, State programs for permits or other systems of prior approval and conditions under State law for the regulation of coal combustion residuals. To expedite the process for reviewing and approving such State programs, the Agency should establish, as expeditiously as is practicable, streamlined procedures for prompt approval of those State programs.

*Combined Sewer Overflows.*—Senate Report 114-281 included language directing the EPA to report to Congress, within 60 days of enactment of this Act, the plan and timeline for the implementation of public notice requirements for treatment works discharging sewage into the Great Lakes as required by the Consolidated Appropriations Act, 2016. The Committees remind the Agency that the bill language in the Consolidated Appropriations Act, 2016, specifically defined the term "Great Lakes" for purpose of the public notice requirements. Additionally, the Committees note that the bill language did not require immediate public notice. As such, the Committees recommend the Agency give utilities flexibility to

ensure that the ratepayers are not severely impacted by the cost of implementing this public notice requirement.

*Ecolabels for Federal Procurement.*—The agreement includes the direction in Senate Report 114-281 to provide a report on the Agency's Ecolabel program within 60 days of enactment of this Act. The Committees are aware that the Agency has been developing guidelines to evaluate ecolabels that are used in Federal purchasing for building construction and other uses and recommend that any process be fair, transparent, and consistent with other product requirements.

*Exempt Aquifers.*—The Committees are aware that EPA has received and will be receiving exempt aquifer applications from the State of California for processing and approval. The Committees continue to support protecting underground sources of drinking water and promoting robust economic development. Accordingly, the Committees continue to urge EPA to work expeditiously to process exempt aquifer applications and use the existing regulatory framework to process these applications as provided in House Report 114-170 and House Report 114-632.

*Integrated Planning.*—The Committees strongly support efforts to use an integrated planning approach to help municipalities meet Clean Water Act obligations. The Committees urge the Agency to work with communities in fiscal year 2017 to develop elements of integrated plans for municipal wastewater and stormwater management.

*Lead Test Kit.*—The Committees reiterate support for activities that result in safe and proper reduction of lead paint in homes and the protection of sensitive populations. Such support along with concerns about implementation challenges were expressed in House Report 114-632 and Senate Report 114-281. Consistent with the concerns outlined in the Committee reports, EPA should identify options to remedy implementation challenges that have persisted since 2009.

*National Ambient Air Quality Standards.*—Concerns remain about potentially overlapping implementation schedules related to the 2008 and 2015 standards for ground-level ozone. Because the Agency did not publish implementing regulations for the 2008 standard of 75 parts per billion [ppb] until February 2015, and then revised the standard to 70 ppb in October 2015, States now face the prospect of implementing two national ambient air quality standards for ozone simultaneously. It is likely that, based on Agency data, a number of counties will be in non-attainment with both the 2008 standard and the 2015 standard. Additionally, Agency data suggests that a number of marginal non-attainment counties will meet the 2015 standard by 2025 due to other air regulations. In an effort to find the most sensible path to reduce ground level ozone, some flexibility must be granted to States that face the burden of implementing these potentially overlapping standards. Within 90 days of the date of enactment of this Act, the Agency is directed to provide the Committees with a report examining the potential for

administrative options to enable States to enter into cooperative agreements with the Agency that provide regulatory relief and meaningfully clean up the air.

*Pesticides Registration Improvement Act.*—In addition to the direction under this heading in Senate Report 114-281, the Agency is directed to provide the Committees with a quarterly report detailing the amount of previously collected maintenance fees that are currently unavailable for obligation.

*Science Advisory Board.*— Regarding language under both the Science and Technology account and the Environmental Programs and Management account, the Committees are aware that EPA did not fulfill the fiscal year 2016 directive to provide updated policy statements to GAO for review.

*Significant New Alternatives Policy (SNAP) Program.*—The Committees reiterate the concern expressed in Senate Report 114-281 with respect to the proposed timeframes for delistings. Historical experience indicates that manufacturers often need several years to modify manufacturing processes in order to transition between new materials. Since EPA's deadlines are not driven by statutory mandates, additional transition time is allowable, and warranted, in order to avoid unintended consequences. To allow manufacturers to fully integrate new chemicals into their product lines following rigorous efficacy and safety testing, EPA is directed to consider harmonizing the status of any previously approved refrigerant or foam-blowing agent with other domestic and international programs for refrigeration and commercial air conditioning applications, and corresponding deadlines for military, space- and aeronautics-related applications.

*Small and Art Glass Manufacturers.*—The Committees note there are significant concerns in the small and art glass manufacturing industry over potential changes to the definitions and standards for National Emission Standards for Hazardous Air Pollutants requirements. The Committees recommend that the Agency maintain current thresholds and definitions particularly related to operators that produce less than 50 tons per year or use non-continuous furnaces in their operations.

*Small Refinery Relief.*—The agreement includes the directive contained in Senate Report 114-281 related to small refinery relief.

*Spill Prevention Requirements.*—The WIIN Act (P.L. 114-322) modified the applicability of EPA's Spill Prevention, Control and Countermeasure regulations with respect to smaller containers on farms. The Committees urge EPA to continue to explore options for additional flexibilities for farmers and ranchers subject to the rule.

*Toxic Substances Control Act Modernization.*—The agreement includes bill language that will enable the EPA to collect and spend new fees to conduct additional chemical reviews, as authorized by the Frank R. Lautenberg Chemical Safety for the 21st Century Act (P.L. 114-182). Since collections will begin partway through the year, the Congressional Budget Office estimates that fee collections will total \$3,000,000 for fiscal year 2017 and are estimated to increase to \$25,000,000 per year once the program is

fully implemented. Finally, this bill includes language ensuring that new fee collections will supplement, not supplant, appropriated resources for these activities.

*Uranium.*—The Committees note that EPA has decided to re-propose the Part 192 rule and solicit additional public comment. As the Agency works through the public comment process, the Committees encourage EPA to work with State regulators, the Nuclear Regulatory Commission, and the uranium recovery industry to collect sufficient data to determine if any updates are needed to the existing generally applicable standards.

*Worker Protection Standards.*—The Committees note that the process for developing and providing guidance, educational materials, and training resources to the States has not followed the schedule originally envisioned in the rule. Accordingly, the Agency has received petitions requesting extensions of implementation dates until January 2018 that would allow for a smoother transition to new requirements. The Agency should consider extending implementation deadlines until 2018, and whether further engagement with stakeholders regarding implementation issues would be beneficial.

#### HAZARDOUS WASTE ELECTRONIC MANIFEST SYSTEM FUND

The bill provides \$3,178,000 for the Hazardous Waste Electronic Manifest System Fund.

#### OFFICE OF INSPECTOR GENERAL

The bill provides \$41,489,000 for the Office of Inspector General.

#### BUILDINGS AND FACILITIES

The bill provides \$34,467,000 for Buildings and Facilities.

#### HAZARDOUS SUBSTANCE SUPERFUND (INCLUDING TRANSFERS OF FUNDS)

The bill provides \$1,088,769,000 for the Hazardous Substance Superfund account and includes bill language to transfer \$8,778,000 to the Office of Inspector General account and \$15,496,000 to the Science and Technology account. The bill provides the following additional direction:

*Financial Assurance.*—The Committees are aware of concerns raised by States, stakeholders, and the Small Business Administration's Office of Advocacy regarding the Agency's proposed rule on financial assurance for hardrock mining. The Agency has extended the comment period on the proposed

rule for hard rock mining until July 11, 2017. It is expected that the Agency will take those comments into account in recommending its course of action to finalize the rule.

*Sediment Guidance.*—The Committees note that the Agency completed a report on sediment guidance in February 2017. The Committees urge the Agency to ensure compliance with the Agency's Contaminated Sediment Guidance.

#### LEAKING UNDERGROUND STORAGE TANK TRUST FUND PROGRAM

The bill provides \$91,941,000 for the Leaking Underground Storage Tank Trust Fund Program.

#### INLAND OIL SPILL PROGRAMS

The bill provides \$18,209,000 for Inland Oil Spill Programs.

#### STATE AND TRIBAL ASSISTANCE GRANTS

The bill provides \$3,527,161,000 for the State and Tribal Assistance Grants program and includes the following specific funding levels and direction:

*Targeted Airshed Grants.*—The bill provides \$30,000,000 for targeted airshed grants to reduce air pollution in non-attainment areas. These grants shall be distributed on a competitive basis to non-attainment areas that EPA determines are ranked as the top five most polluted areas relative to annual ozone or particulate matter 2.5 standards as well as the top five areas based on the 24-hour particulate matter 2.5 standard where the design values exceed the 35  $\mu\text{g}/\text{m}^3$  standard. To determine these areas, the Agency shall use the most recent design values calculated from validated air quality data. The Committees note that these funds are available for emission reduction activities deemed necessary for compliance with national ambient air quality standards and included in a State Implementation Plan submitted to EPA. Not later than the end of fiscal year 2017, EPA should provide a report to the Committees on Appropriations that includes a table showing how fiscal year 2016 and 2017 funds were allocated. The table should also include grant recipients and metrics for anticipated or actual results.

*Animas River Spill.*—The Gold King Mine spill into the Animas River significantly impacted areas in New Mexico, Colorado, Arizona, Utah, and the Navajo Nation. As authorized by P.L. 114-322, the bill provides \$4,000,000 for a long-term water quality monitoring program, and EPA is directed to continue to work in consultation with affected States and Tribes on that effort. The Agency is strongly encouraged to follow the requirements detailed in House report 114-632 regarding the temporary water treatment plant and in Senate Report 114-281 regarding reimbursements for State, local and Tribal costs

related to the spill. Finally, a recent legal decision has left many stakeholders concerned that they will not be compensated for property damage, business losses, and other negative financial impacts. EPA should further explore all legal and financial recourses that could compensate individuals for such damages and, if available, should ensure that recourses will be extended to individuals located in all areas impacted by the spill in New Mexico, Colorado, Arizona, Utah, and the Navajo Nation. The Agency is required to report to the Committees within 60 days of enactment of this Act on the details and timeline for such efforts, including plans for stakeholder engagement in all areas affected by the spill.

*Categorical Grants.*—The bill provides \$1,066,041,000 for Categorical Grants and funding levels are specified in the table at the end of this division. The Agency shall allocate radon grants in fiscal year 2017 following the direction in House Report 114-632. The amount also includes \$228,219,000 for the State and Local Air Quality Management grant program, and the Agency is directed to allocate funds for this program using the same formula as fiscal year 2015. The Committees understand the Office of Air and Radiation was able to provide some additional funds to the States in fiscal year 2016 using balances. The Committees encourage the Agency to do the same in fiscal year 2017 and to provide those additional funds to the regions with the highest need.

*Use of Iron and Steel.*—The bill includes language in Title IV General Provisions that stipulates requirements for the use of iron and steel in State Revolving Fund projects, and the agreement includes only the following guidance. The Committees acknowledge that EPA may issue a waiver of said requirements for *de minimis* amounts of iron and steel building materials. The Committees emphasize that any coating processes that are applied to the external surface of iron and steel components that otherwise qualify under the procurement preference shall not render such products ineligible for the procurement preference regardless of where the coating processes occur, provided that final assembly of the products occurs in the United States.

#### WATER INFRASTRUCTURE FINANCE AND INNOVATION PROGRAM ACCOUNT

This bill provides an additional \$10,000,000 for the WIFIA program. When combined with funds provided under Sec. 197 of P.L. 114-254, the WIFIA program is funded at a total \$30,000,000 for fiscal year 2017, which has the ability to be leveraged for a total of \$3,049,000,000 in loans. Of the amounts provided in this bill and in P.L. 114-254, EPA may use up to \$5,000,000 for administrative expenses to administer the program and issue loans. The Committees note that \$2,200,000 had previously been provided in other accounts for staffing and administrative needs in order to establish the program. The agreement concurs with the budget consolidation of those resources into this new account.

ADMINISTRATIVE PROVISIONS—ENVIRONMENTAL PROTECTION AGENCY  
(INCLUDING TRANSFERS AND RESCISSION OF FUNDS)

The bill continues several administrative provisions from previous years.

*Rescission.*—The bill rescinds \$61,198,000 of unobligated balances from the State and Tribal Assistance Grants account. The Agency shall calculate the requisite percent reduction necessary to rescind such amounts from new obligational authority and apply it across program areas by formula.  The Agency is directed to submit, as part of the operating plan, detail on the application of such rescissions by program project area.

TITLE III – RELATED AGENCIES  
DEPARTMENT OF AGRICULTURE  
FOREST SERVICE

*Forest Service Directives.*—The Forest Service is reminded of the importance of the directives included in House Report 114-632 and Senate Report 114-281 not addressed herein, as well as the new directives in this statement, including the front matter. The Service is expected to provide the research report, as required by the House report, within 30 days of enactment of this Act.

*Forest Service Accounting, Budgeting, and Management.*—The agreement includes bill language and directives to increase transparency and confidence in the Service's management of its programs and activities.

The agreement includes a new administrative provision requiring the Service to report within 30 days after the close of each quarter, through the Office of Budget and Program Analysis, its current and prior year unobligated balances to the House and Senate Committees on Appropriations. The Service is directed to provide this report for all mandatory and discretionary funds, including receipts and permanent appropriations, as well as funds subject to notification requirements and transfers of unobligated balances.

Although the agreement does not include reprogramming guidelines in bill language, as proposed by the House, the Committees expect the Service to follow the letter and spirit of the reprogramming requirements in this explanatory statement and direct the Service to submit requests through the Office of Budget and Program Analysis.

The agreement assigns fiscal-year limits to certain Forest Service accounts. This modification will require funds to be tracked by year, budget line item, and account, and encourage the Service to expeditiously award contracts, settle reimbursable agreements, and conduct forest management activities. The agreement also establishes a non-recurring expenses account that will allow certain unobligated funds to be captured and used for fuel reduction and post-fire rehabilitation purposes. The Committees believe that fiscal-year limits will not impede the Service's ability to effectively fight wildfire or meet wildfire obligations relating to agreements with Federal, State, or other partners.

To further support the Service's efforts in centralizing and standardizing budgeting and accounting practices among the Regions and program offices, the Service is directed to improve and better manage its procurement and financial management processes to ensure funds are spent in an appropriate and timely manner. The Service should also make certain that sufficient internal controls are in place to ensure that unliquidated obligations are consistently and systematically evaluated for validity, and that unliquidated obligations found unnecessary are promptly adjusted to make funds available for authorized purposes.

According to the information provided as required by Senate Reports 114-82 and 114-70, the Service has significantly higher costs of printing for public distribution compared to other Department of Agriculture agencies. The Service is directed to update the information provided in the report to the Committees within 30 days of enactment of this Act, and to significantly reduce its printing expenditures.

#### FOREST AND RANGELAND RESEARCH

The agreement provides \$288,514,000 for Forest and Rangeland Research, including \$77,000,000 for Forest Inventory and Analysis.

*Forest Products Laboratory.*—Of the funds available to the Forest Products Laboratory, no less than \$1,000,000 is to sustain funding with existing academic partners focused on research and technology development to create new and expanded markets and to advance high-value, high-volume wood markets from restorative actions on the Nation's public and private forests.

*Joint Fire Science Research.*—The agreement accepts the proposal to shift the Joint Fire Science Research program into the Forest and Rangeland Research account and provides no less than \$3,000,000 for the program.

*Forest Research Priorities.*—The Committees are concerned that the research program is not well aligned with the needs of the National Forest System. When assessing the value of new proposals, significant weight should be given to projects whose findings could be incorporated into management and decision-making.

#### STATE AND PRIVATE FORESTRY (INCLUDING RESCISSION OF FUNDS)

The agreement provides \$216,921,000 for State and Private Forestry. The following directions are also provided:

*Federal and Cooperative Lands.*—The Committees understand the Service has obligated \$5,000,000 in prior year balances to address the forest health crisis in Region 5.

*Forest Legacy.*—The bill provides \$62,347,000 for the Forest Legacy program. This includes \$6,400,000 for program administration and \$55,947,000 for projects. The Service should fund projects in priority order according to the competitively selected national priority list submitted by the Forest Service as part of its fiscal year 2017 budget request. In lieu of the direction included in the House report, the Committees expect the Forest Service to prudently track unobligated and deobligated balances and to provide the Committees with prompt notification of such changes to avoid accumulating large balances within the Forest Legacy account. The Committees include a rescission of \$12,002,000 in Forest Legacy

funds. This funding rescission is from cost savings of some projects and funds returned from failed or partially failed projects.

NATIONAL FOREST SYSTEM  
(INCLUDING TRANSFERS OF FUNDS)

The agreement provides \$1,513,318,000 for the National Forest System. The following directions are also provided:

The agreement accepts the proposal to consolidate the Land Management Planning and Inventory and Monitoring accounts into a Land Management Planning, Assessment, and Monitoring account.

*Integrated Resource Restoration (IRR).*—The agreement continues the IRR pilot in Regions 1, 3, and 4, as proposed by the Senate. The Service is directed to require standardized, integrated planning and budgeting for all of its programs, projects, and activities in order to improve priority-setting and cooperation, and to continue to improve its integrated performance measures.

*Rangeland Management.*—The Service is directed, to the greatest extent practicable, to make vacant grazing allotments available to a holder of a grazing permit or lease when lands covered by the holder of the permit or lease are unusable because of drought or wildfire.

*Forest Products.*—The additional funds provided for forest products are directed to be used to build the timber program capacity by facilitating the necessary planning work and the hiring and training of timber management personnel to deliver increased volume levels.

*Forest Product Outputs.*—The Service is directed to include information on the amount of firewood removed for personal use in its reports on the forest products program.

*Recreation, Heritage and Wilderness.*—The agreement provides \$264,595,000 for recreation, heritage and wilderness. Of the funds provided for recreation management, \$750,000 shall be for the maintenance of rural airstrips.

*Minerals and Geology Management.*—The Committees understand that the Service has obligated \$5,500,000 in prior year balances to address the Service's cleanup liabilities, pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, associated with historic uranium mining at the Ross-Adams Mine Site on Bokan Mountain.

*Bighorn and Domestic Sheep.*—The Committees direct the Forest Service to continue the quantitative, science-based analyses of the risk of disease transmission between domestic and bighorn sheep required in the fiscal year 2016 explanatory statement.

CAPITAL IMPROVEMENT AND MAINTENANCE  
(INCLUDING TRANSFER OF FUNDS)

The agreement provides \$364,014,000 for Capital Improvement and Maintenance programs offset by a \$16,000,000 scoring credit related to the road and trail fund.

LAND ACQUISITION

The agreement provides \$54,415,000 for Land Acquisition. The amounts recommended by this bill compared with the budget estimates by activity and project are shown in the table below, listed in priority order pursuant to the budget request for fiscal year 2017. The Committees have provided additional funding for the updated appraisal of projects, as requested, for the fiscal year 2017 project list. The Service is expected to use the Critical Inholdings/Wilderness account to acquire high priority lands, such as wilderness and lands of significant value in designated conservation units, to consolidate Federal ownership. Further instructions are contained under the Land and Water Conservation Fund heading in the front of this explanatory statement.

The Committees continue to encourage the Forest Service to explore all funding avenues to resolve the long-standing management challenges related to school trust lands within the Boundary Waters Canoe Area in Superior National Forest.

State	Project	Forest Units	Budget Request	This Bill
ID	High Divide	Sawtooth NRA	\$2,800,000	\$2,800,000
ID	High Divide	Caribou-Targhee	330,000	330,000
WY	Greater Yellowstone Area	Bridger-Teton	2,850,000	2,850,000
CA	Sierra Nevada Checkerboard	Eldorado/Tahoe	1,200,000	1,200,000
CA	National Trails	Pacific Crest NST	4,905,000	4,905,000
MN	Minnesota Northwoods	Superior	3,500,000	3,500,000
FL	FL/GA Longleaf Pine	Osceola	3,850,000	3,850,000
MT	Swan Valley	Flathead	4,000,000	4,000,000
IN	Hoosier Upland Treasures	Hoosier	1,600,000	1,600,000
AK	Cube Cove	Tongass	4,000,000	4,000,000
VA	Southern Blue Ridge	George Washington and Jefferson	2,280,000	2,280,000
TN	Southern Blue Ridge	Cherokee	3,400,000	3,400,000
NC	Southern Blue Ridge	Pisgah	1,850,000	1,850,000

NC	North Carolina's Threatened Treasures	Uwharrie	360,000	360,000
SC	South Carolina Coastal Legacy	Francis Marion	1,600,000	1,600,000
	Additional Project Requests and Updated Appraisals		11,178,000	888,000
	Subtotal, Acquisitions		49,703,000	39,413,000
	Acquisition Management		8,500,000	7,552,000
	Cash Equalization		750,000	750,000
	Recreational Access		4,700,000	4,700,000
	Critical Inholdings/Wilderness		2,000,000	2,000,000
	Total, FS Land Acquisition		65,653,000	54,415,000

#### ACQUISITION OF LANDS FOR NATIONAL FORESTS SPECIAL ACTS

The agreement provides \$950,000 for the Acquisition of Lands for National Forests Special Acts.

#### ACQUISITION OF LANDS TO COMPLETE LAND EXCHANGES

The agreement provides \$216,000 for the Acquisition of Lands to Complete Land Exchanges.

#### RANGE BETTERMENT FUND

The agreement provides \$2,320,000 for the Range Betterment Fund.

#### GIFTS, DONATIONS AND BEQUESTS FOR FOREST AND RANGELAND RESEARCH

The agreement provides \$45,000 for Gifts, Donations and Bequests for Forest and Rangeland Research.

#### MANAGEMENT OF NATIONAL FOREST LANDS FOR SUBSISTENCE USES

The agreement provides \$2,500,000 for the Management of National Forest Lands for Subsistence Uses.

WILDLAND FIRE MANAGEMENT  
(INCLUDING TRANSFERS OF FUNDS)

The agreement provides a total of \$2,833,415,000 for Forest Service Wildland Fire Management. Of the funds provided, \$1,248,000,000 is for suppression operations. The bill fully funds wildland fire suppression at the 10-year average. The detailed allocation of funding for these accounts is included in the table at the end of this explanatory statement.

*Hazardous Fuels Management.*—The agreement provides \$390,000,000 for hazardous fuels management activities, which is \$15,000,000 above the fiscal year 2016 enacted level. Within this amount, \$15,000,000 is for biomass utilization grants.

FLAME WILDFIRE SUPPRESSION RESERVE FUND  
(INCLUDING TRANSFERS OF FUNDS)

The agreement provides \$342,000,000 for the FLAME Wildfire Suppression Reserve Fund, which is designated as emergency spending.

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
INDIAN HEALTH SERVICE  
INDIAN HEALTH SERVICES

The agreement provides \$3,694,462,000 for Indian Health Services. In addition to the funding allocation table at the end of this explanatory statement, the agreement includes specified fixed costs and transfers, as well as the following instructions and program changes to fiscal year 2016 enacted levels. The Service is also reminded of the guidance and reporting requirements contained in House Report 114-632 and Senate Report 114-281 that should be complied with unless specifically addressed to the contrary herein, as explained in the front matter of this explanatory statement.

*Current Services.*—The agreement includes \$50,269,000 to partially maintain current levels of service, of which \$13,164,000 is for pay costs and \$37,105,000 is for inflation. Except as otherwise provided, the agreement includes an increase equal to 50 percent of pay and inflation costs requested in the fiscal year 2017 President's Budget for each program to cover the balance of the fiscal year remaining.

*Staffing for New Facilities.*—The agreement includes \$14,323,000 for staffing newly opened health facilities, which is the full amount based upon updated estimates provided to the Committees. Funds for the staffing of new facilities are limited to facilities funded through the Health Care Facilities

Construction Priority System or the Joint Venture Construction Program that have opened in fiscal year 2016 or will open in fiscal year 2017. None of these funds may be allocated to a facility until such facility has achieved beneficial occupancy status.

*Accreditation Emergencies.*—The Committees consider the loss or potential loss of a Medicare or Medicaid agreement with the Centers for Medicare and Medicaid Services (CMS) at any facility to be an accreditation emergency. The agreement includes a total of \$29,000,000 for accreditation emergencies at an alarming number of facilities over the past year. Funds may be used for personnel or other expenses essential for sustaining operations of an affected service unit, including but not to exceed \$4,000,000 for Purchased/Referred Care. These are not intended to be recurring base funds. The Director should reallocate the funds annually as necessary to ensure that agreements with CMS are reinstated, and to restore third-party collection shortfalls. Shortfalls should be calculated as described in the House report.

*Hospitals and Health Clinics.*—The agreement includes: \$4,000,000 as requested for domestic violence prevention; a total of \$11,000,000 for operations and maintenance of tribally leased clinics, of which \$2,000,000 is transferred from Direct Operations; \$1,000,000 for prescription drug monitoring as described in the House report; and \$29,000,000 for accreditation emergencies as discussed above, of which \$2,000,000 is transferred from Direct Operations, as requested.

*Dental Health.*—The agreement includes \$3,914,000 for current services and a transfer of \$800,000 to Direct Operations in order to backfill vacant dental health positions in headquarters. The Service is urged to establish a centralized credentialing system.

*Mental Health.*—The agreement includes \$6,946,000 for behavioral health integration and \$3,600,000 for the zero suicide initiative.

*Alcohol and Substance Abuse.*—The agreement includes: \$6,500,000 for the Generation Indigenous initiative; \$1,800,000 for the youth pilot project; and \$2,000,000 to fund essential detoxification and related services provided by the Service's public and private partners to IHS beneficiaries.

The Committees are aware that the community of Gallup, N.M., continues to face significant demand for substance abuse treatment, residential services and detoxification services to address an ongoing crisis of alcohol-related deaths of Tribal members, and continues to depend on the non-profit Na' Nizhoozhi Center to provide an important safety net to help prevent these deaths. Consistent with the guidance in Senate Report 114-281, the Committees expect the Service to use funds provided in this Act to continue its partnership with the Center and to work with the Center and other Federal, State, local, and Tribal partners to develop a sustainable model for the Center to enhance its clinical capacity.

*Purchased/Referred Care.*—The agreement includes \$14,691,000 for current services. The agreement does not include the directive in the House report regarding the allocation of funds.

*Immunization.*—The agreement includes \$91,000 for current services.

*Urban Indian Health.*—The agreement includes \$1,800,000 for current services and a \$1,137,000 program increase.

*Indian Health Professions.*—The agreement includes a \$500,000 program increase. The agreement does not include the House report language pertaining to the definition of health profession; instead the Service is urged to consider making health administrators a higher priority for loan repayments, in consultation with Tribes.

*Direct Operations.*—The agreement includes \$1,282,000 for current services, and transfers as discussed above.

*Governing Board.*—The agreement does not include the House provision authorizing a pilot program for an alternate governing board model at direct service facilities. The accreditation crisis in the Great Plains and the subsequent House provision have highlighted the need for IHS facilities to be significantly more inclusive of Tribes in the decision-making process. The Committees are encouraged by the IHS's own recent initiative to reform its governing boards, but reforms are limited under existing statutes. The Committees are aware that the authorizing committees of jurisdiction are examining this issue and support these efforts to improve the communication and collaboration between the IHS and Tribes at direct service facilities.

#### CONTRACT SUPPORT COSTS

The bill provides an indefinite appropriation for contract support costs, consistent with fiscal year 2016 and estimated to be \$800,000,000.

#### INDIAN HEALTH FACILITIES

The agreement provides \$545,424,000 for Indian Health Facilities. In addition to the funding allocation table at the end of this explanatory statement, the agreement includes the following details and changes relative to fiscal year 2016 enacted levels:

*Current Services.*—The agreement includes \$9,274,000 to partially maintain current levels of service, of which \$1,220,000 is for pay costs and \$8,054,000 is for inflation. Except as otherwise provided, the agreement includes an increase equal to 50 percent of pay and inflation costs requested in the fiscal year 2017 President's Budget for each program to cover the balance of the fiscal year remaining.

*Staffing for New Facilities.*—The agreement includes \$1,659,000 for staffing newly opened health facilities, which is the full amount based upon updated estimates provided to the Committees. The

stipulations included in the "Indian Health Services" account regarding the allocation of funds pertain to this account as well.

*Maintenance and Improvement.*—The agreement fully funds inflation costs and provides a program increase of \$259,000 to reduce the maintenance backlog.

*Sanitation Facilities.*—The agreement fully funds inflation costs.

*Health Care Facilities Construction.*—The agreement includes \$6,000,000 for quarters and \$5,000,000 for small ambulatory facilities. The committees encourage the Service to give strong consideration to utilizing the new resources provided for the small ambulatory clinic program to assist with infrastructure improvements at remote sites such as Gambell and Savoonga on St. Lawrence Island, Alaska.

The Committees remain dedicated to providing access to health care for IHS patients across the system. The IHS is expected to aggressively work down the current Health Facilities Construction Priority System list, as well as work with the Department and Tribes to examine alternative financing arrangements and meritorious regional demonstration projects authorized under the Indian Health Care Improvement Act that that would effectively close the service gap. Within 60 days of enactment of this Act, the Service shall submit a spending plan to the Committees that details the project-level distribution of funds provided for healthcare facilities construction.

The IHS has no defined benefit package and is not designed to be comparable to the private sector health care system. IHS does not provide the same health services in each area. Health services provided to a community depend upon the facilities and services available in the local area, the facilities' financial and personnel resources (42 CFR 136.11 (c)), and the needs of the service population. In order to determine whether IHS patients across the system have comparable access to healthcare, the IHS is directed to conduct and publish a gap analysis of the locations and capacities of patient health facilities relative to the IHS user population. The analysis should include: facilities within the IHS system, including facilities on the Health Facilities Construction Priority System list and the Joint Venture Construction Program list; and where possible facilities within private or other Federal health systems for which arrangements with IHS exist, or should exist, to see IHS patients.

NATIONAL INSTITUTES OF HEALTH  
NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH SCIENCES

The agreement provides \$77,349,000 for the National Institute of Environmental Health Sciences.

AGENCY FOR TOXIC SUBSTANCES AND DISEASE REGISTRY  
TOXIC SUBSTANCES AND ENVIRONMENTAL PUBLIC HEALTH

The agreement provides \$74,691,000 for the Agency for Toxic Substances and Disease Registry.

OTHER RELATED AGENCIES

EXECUTIVE OFFICE OF THE PRESIDENT

COUNCIL ON ENVIRONMENTAL QUALITY AND OFFICE OF ENVIRONMENTAL QUALITY

The agreement provides \$3,000,000 for the Council on Environmental Quality and Office of Environmental Quality.

CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD

SALARIES AND EXPENSES

The agreement provides \$11,000,000 for the Chemical Safety and Hazard Investigation Board and includes the direction in the House report that funding has not been provided for organizing an annual symposium. The Board is directed to develop internal guidance over its annual budget process and provide it to the Committees within 90 days of enactment of this Act. Additionally, the Board is directed to provide a report and briefing to the Committees dealing with the scope of and justification for a study on land use and facility siting prior to expending any funds on the study.

The Committees remind the Board they are to avoid any communication with outside groups that would jeopardize their impartiality. The Committees continue to closely monitor Inspector General reports on Board activities and expect expeditious implementation of any recommendations on internal controls, governance, operations, and management challenges. The Board should focus on its statutory jurisdiction and refrain from conducting official business over personal email.

OFFICE OF NAVAJO AND HOPI INDIAN RELOCATION

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

The agreement provides \$15,431,000 for the Office of Navajo and Hopi Indian Relocation, as requested. The Committees have directed the Office to begin to communicate with Congress, the affected Tribes, and the Department of the Interior about what will be required to ensure relocation benefits and necessary support services are provided in accordance with the specifications in Public Law 93-531 and

to initiate closure of the Office. The Committees request continuation of the quarterly reports and a comprehensive plan for closing the Office, as outlined in the House report. The comprehensive plan is to be submitted with the fiscal year 2018 budget request. Legal analysis on whether any enacting legislation is required to transfer or maintain any identified functions to another agency or organization should also be included. The Office should be transparent about the path forward and should actively consult with all affected parties and agencies.

INSTITUTE OF AMERICAN INDIAN AND ALASKA NATIVE CULTURE  
AND ARTS DEVELOPMENT  
PAYMENT TO THE INSTITUTE

The bill provides \$15,212,000 for the Institute of American Indian Arts. The increase provided shall be used to complete the Institute's transition to forward funding during fiscal year 2017. Amounts provided for fiscal year 2017 shall be supplemented by \$2,000,000 in prior-year carryover funds, for a total operating level of \$9,835,000. Requested increases for fixed costs and academic program requirements are included within the agreement.

SMITHSONIAN INSTITUTION  
SALARIES AND EXPENSES

The agreement provides a total of \$863,347,000 for all Smithsonian Institution accounts, of which \$729,444,000 is provided for salaries and expenses. The Committees maintain their longstanding commitment to the preservation of priceless, irreplaceable Smithsonian collections and have provided funds as requested for collections care and preservation. The recommendation provides sufficient funds for staffing and maintenance needs at the National Museum of African American History and Culture in 2017. The Committees have provided funds, as requested, to address security needs at the Smithsonian's highest risk facilities. The Committees provide funds as requested for the Institution's Latino initiatives and support the Smithsonian Latino Center's goal of promoting the inclusion of Latino contributions in Smithsonian Institution programs, exhibitions, collections, and public outreach. The Committees continue to urge collaboration between the Smithsonian Latino Center and appropriate Federal and local organizations in order to advance these goals and expand the American Latino presence at the Institution. Further, the Committees provide funds as requested for the Institution's Asian Pacific American initiatives and continue to support the Institution's efforts of developing programs and expanding outreach to promote a better understanding of the Asian Pacific American experience. The Committees also include funds as requested for the preservation of cultural heritage affected by natural and manmade

disasters in the United States and around the world. The recommendation supplements funding from other government partners and leverages support for cultural recovery efforts from numerous private sources.

#### FACILITIES CAPITAL

The agreement provides \$133,903,000 for the Facilities Capital account. The recommendation includes funding for the construction of the Dulles Storage Module at the National Air and Space Museum's Udvar-Hazy Center.

*National Air and Space Museum Revitalization.*—The Committees recognize the critical need to replace the façade and the internal building systems of the National Air and Space Museum on the National Mall. However, the Committees are also deeply concerned that the multi-year cost estimates for the revitalization project in future fiscal years are approaching \$700 million, an amount nearly five times the size of the Institution's entire annual construction budget. Given the scale of the project and its potential impact on other critical funding priorities in this Act, it is imperative that the Institution make available to the Committees on a timely basis the most updated and comprehensive information on project requirements. It is essential that the Committees have sufficient, reliable information about specific funding requirements and any additional costs that may arise in future fiscal years. Therefore, no later than 90 days after enactment of this Act, the Institution is directed to provide a report to the Committees that outlines the expected scope, scheduling, phasing, and overall projected costs for the project. The Government Accountability Office is also directed to review and analyze the Institution's cost estimates and report to the Committees on whether these estimates are comprehensive, accurate, and credible.

The Institution is directed to submit to the House and Senate Committees on Appropriations, within 60 days of enactment of this Act, a detailed list and description of projects funded within the Facilities Capital account.

#### NATIONAL GALLERY OF ART SALARIES AND EXPENSES

The agreement provides \$132,961,000 for the Salaries and Expenses account of the National Gallery of Art, of which not to exceed ~~\$3,578,000~~ is for the special exhibition program.

3,620,000

#### REPAIR, RESTORATION AND RENOVATION OF BUILDINGS

The agreement provides \$22,564,000 for the Repair, Restoration, and Renovation of Buildings account, which will allow critical fire protection and life safety improvements to continue.

JOHN F. KENNEDY CENTER FOR THE PERFORMING ARTS  
OPERATIONS AND MAINTENANCE

The agreement provides \$22,260,000 for the Operations and Maintenance account.

CAPITAL REPAIR AND RESTORATION

The agreement provides \$14,140,000 for the Capital Repair and Restoration account.

WOODROW WILSON INTERNATIONAL CENTER FOR SCHOLARS  
SALARIES AND EXPENSES

The agreement provides \$10,500,000 for the Woodrow Wilson International Center for Scholars.

NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES  
NATIONAL ENDOWMENT FOR THE ARTS  
GRANTS AND ADMINISTRATION

The agreement provides \$149,849,000 for the National Endowment for the Arts (NEA). The Committees commend the NEA for its work through its Healing Arts Partnership program with Walter Reed National Military Medical Center, Fort Belvoir Community Hospital, and the new clinical sites included in the initiative to incorporate arts therapy into the treatment of active-duty military patients and their families. The Committees continue to support the expansion of this successful program to assist service members and their families in their recovery, reintegration, and transition to civilian life. The Committees also urge State arts agencies, which have a longstanding collaborative relationship with the NEA, to explore providing arts therapy programs to service members and their families at the local level. The Committees direct that priority be given to providing services and grant funding for projects, productions, or programs that encourage public knowledge, education, understanding, and appreciation of the arts. The Committees maintain support for the 40 percent allocation for State arts agencies as proposed in the NEA's budget. Any reduction in support to the States for arts education should be no more than proportional to other funding decreases taken in other NEA programs.

NATIONAL ENDOWMENT FOR THE HUMANITIES  
GRANTS AND ADMINISTRATION

The agreement provides \$149,848,000 for the National Endowment for the Humanities (NEH). The Committees commend the NEH for its support of grant programs to benefit wounded warriors and to ensure educational opportunities for American heroes transitioning to civilian life. The Committees commend the NEH for its ongoing support to American Indian and Alaska Native communities in preserving their cultural and linguistic heritage through the Documenting Endangered Languages program and a variety of preservation and access grants that enable American Indian and Alaska Native communities to preserve cultural artifacts and make them broadly accessible. The Committees also commend the NEH Federal/State partnership for its ongoing, successful collaboration with State humanities councils in each of the 50 States as well as Washington, DC, the Commonwealth of Puerto Rico, the U.S. Virgin Islands, Guam, the Commonwealth of the Northern Mariana Islands, and American Samoa. The Committees urge the NEH to provide program funding to support the critical work of State humanities councils consistent with guidance provided in the Consolidated Appropriations Act, 2016 (P.L. 114-113).

COMMISSION OF FINE ARTS  
SALARIES AND EXPENSES

The agreement provides \$2,762,000 for the Commission of Fine Arts.

NATIONAL CAPITAL ARTS AND CULTURAL AFFAIRS

The agreement provides \$2,000,000 for the National Capital Arts and Cultural Affairs program. Grant funds provided should be distributed consistent with the established formula and eligibility requirements used in fiscal year 2016.

ADVISORY COUNCIL ON HISTORIC PRESERVATION  
SALARIES AND EXPENSES

The agreement provides \$6,493,000 for the Advisory Council on Historic Preservation.

NATIONAL CAPITAL PLANNING COMMISSION  
SALARIES AND EXPENSES

The agreement provides \$8,099,000 for the National Capital Planning Commission.

UNITED STATES HOLOCAUST MEMORIAL MUSEUM  
HOLOCAUST MEMORIAL MUSEUM

The agreement provides \$57,000,000 for the United States Holocaust Memorial Museum.

DWIGHT D. EISENHOWER MEMORIAL COMMISSION  
SALARIES AND EXPENSES

The agreement provides \$1,600,000 for the Salaries and Expenses account. The Committees support the construction of a permanent memorial to Dwight D. Eisenhower and are pleased that concerns over the memorial's design have now been addressed. It is the Committees' expectation that, following necessary approvals from the Commission of Fine Arts and the National Capital Planning Commission, the Commission will use prior-year unobligated construction funds to begin site preparation in anticipation of memorial construction commencing in 2017. The agreement includes in Section 419 of Title IV General Provisions bill language extending the memorial's site authority.

CAPITAL CONSTRUCTION

The agreement provides \$45,000,000 for the Capital Construction account.

WOMEN'S SUFFRAGE CENTENNIAL COMMISSION

The agreement includes \$2,000,000 to establish the Women's Suffrage Centennial Commission as authorized in this Act. The Commission shall plan, execute, and coordinate programs and activities in honor of the 100<sup>th</sup> anniversary of the passage and ratification of the Nineteenth Amendment to the U.S. Constitution, which guaranteed women the right to vote.

TITLE IV—GENERAL PROVISIONS  
(INCLUDING TRANSFERS OF FUNDS)

The agreement includes various legislative provisions in Title IV of the bill. The provisions are:

Section 401 continues a provision providing that appropriations available in the bill shall not be used to produce literature or otherwise promote public support of a legislative proposal on which legislative action is not complete.

Section 402 continues a provision providing for annual appropriations unless expressly provided otherwise in this Act.

Section 403 continues a provision providing restrictions on departmental assessments unless approved by the Committees on Appropriations.

Section 404 continues a limitation on accepting and processing applications for patents and on the patenting of Federal lands.

Section 405 continues a provision regarding the payment of contract support costs.

Section 406 addresses the payment of contract support costs for fiscal year 2017.

Section 407 continues a provision providing that the Secretary of Agriculture shall not be considered in violation of certain provisions of the Forest and Rangeland Renewable Resources Planning Act solely because more than 15 years have passed without revision of a forest plan, provided that the Secretary is working in good faith to complete the plan revision.

Section 408 continues a provision limiting preleasing, leasing, and related activities within the boundaries of National Monuments.

Section 409 restricts funding appropriated for acquisition of land or interests in land from being used for declarations of taking or complaints in condemnation.

Section 410 continues a provision addressing timber sales involving Alaska western red and yellow cedar.

Section 411 continues a provision which prohibits no-bid contracts.

Section 412 continues a provision which requires public disclosure of certain reports.

Section 413 continues a provision which delineates the grant guidelines for the National Endowment for the Arts.

Section 414 continues a provision which delineates the program priorities for the programs managed by the National Endowment for the Arts.

Section 415 requires the Department of the Interior, Environmental Protection Agency, Forest Service and Indian Health Service to provide the Committees on Appropriations quarterly reports on the status of balances of appropriations.

Section 416 requires the President to submit a report to the Committees on Appropriations no later than 120 days after submission of the fiscal year 2018 budget request describing Federal agency obligations and expenditures for climate change programs in fiscal years 2016 and 2017.

Section 417 continues a provision prohibiting the use of funds to promulgate or implement any regulation requiring the issuance of permits under Title V of the Clean Air Act for carbon dioxide, nitrous oxide, water vapor, or methane emissions.

Section 418 continues a provision prohibiting the use of funds to implement any provision in a rule if that provision requires mandatory reporting of greenhouse gas emissions from manure management systems.

Section 419 extends the site authority relating to the Dwight D. Eisenhower Memorial Commission.

Section 420 continues a provision prohibiting the use of funds to regulate the lead content of ammunition or fishing tackle.

Section 421 extends certain authorities through fiscal year 2017 allowing the Forest Service to renew grazing permits.

Section 422 clarifies the Bureau of Land Management's stewardship contracting authority.

Section 423 prohibits the use of funds to maintain or establish a computer network unless such network is designed to block access to pornography websites.

Section 424 addresses section 404 of the Federal Water Pollution Control Act.

Section 425 sets requirements for the use of American iron and steel for certain loans and grants.

Section 426 revises the definition of the National Gallery of Art's buildings and grounds commensurate with the Gallery's geographic boundaries.

Section 427 prohibits the use of funds to destroy any building or structures on Midway Island that have been recommended by the U.S. Navy for inclusion in the National Register of Historic Places.

Section 428 addresses carbon emissions from forest biomass.

Section 429 reauthorizes funding for one year for the John F. Kennedy Center for the Performing Arts.

Section 430 addresses a boundary adjustment to the Bob Marshall Wilderness.

Section 431 incorporates by reference the Morley Nelson Snake River Birds of Prey National Conservation Area Boundary Modification Act of 2017; the Alaska Mental Health Trust Land Exchange Act of 2017; and the Women's Suffrage Centennial Commission Act.

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
-----					
TITLE I - DEPARTMENT OF THE INTERIOR					
BUREAU OF LAND MANAGEMENT					
Management of Lands and Resources					
Land Resources:					
Soil, water and air management.....	43,609	45,378	43,609	---	-1,769
Rangeland management.....	79,000	62,832	79,000	---	+16,168
Grazing administration management.....	---	16,500	---	---	-16,500
Grazing administration management offsetting collections.....	---	-16,500	---	---	+16,500
Forestry management.....	9,980	10,076	10,076	+96	---
Riparian management.....	21,321	22,920	21,321	---	-1,599
Cultural resources management.....	16,131	17,328	16,131	---	-1,197
Wild horse and burro management.....	80,555	80,108	80,555	---	+447
Subtotal.....	250,596	238,642	250,692	+96	+12,050
-----					
Wildlife and Fisheries:					
Wildlife management.....	89,381	108,691	103,281	+13,900	-5,410
Fisheries management.....	12,530	12,628	12,530	---	-98
Subtotal.....	101,911	121,319	115,811	+13,900	-5,508
-----					
Threatened and endangered species.....	21,567	21,698	21,567	---	-131

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DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
<b>Recreation Management:</b>					
Wilderness management.....	18,264	18,392	18,264	---	-128
Recreation resources management.....	51,197	53,465	53,465	+2,268	---
Subtotal.....	69,461	71,857	71,729	+2,268	-128
<b>Energy and Minerals:</b>					
Oil and gas management.....	59,671	80,574	67,574	+7,903	-13,000
Oil and gas permit processing.....	7,125	6,365	6,365	-760	---
Oil and gas inspection and enforcement.....	48,000	48,000	48,000	---	---
Subtotal, Oil and gas.....	114,796	134,939	121,939	+7,143	-13,000
Oil and gas permit processing fees.....	---	-48,000	---	---	+48,000
Subtotal, offsetting collections.....	---	-48,000	---	---	+48,000
Coal management.....	10,868	10,962	10,868	---	-94
Other mineral resources.....	11,879	10,978	10,978	-901	---
Renewable energy.....	29,061	29,189	29,061	---	-128
Subtotal, Energy and Minerals.....	166,604	138,068	172,846	+6,242	+34,778
<b>Realty and Ownership Management:</b>					
Alaska conveyance.....	22,000	17,327	22,000	---	+4,673
Cadastral, lands, and realty management.....	51,252	51,480	51,480	+228	---
Subtotal.....	73,252	68,807	73,480	+228	+4,673

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DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
<b>Resource Protection and Maintenance:</b>					
Resource management planning.....	48,125	65,203	52,125	+4,000	-13,078
Abandoned mine lands.....	19,946	20,036	20,036	+90	---
Resource protection and law enforcement.....	25,495	25,616	26,616	+1,121	+1,000
Hazardous materials management.....	15,612	15,463	15,463	-149	---
Subtotal.....	109,178	126,318	114,240	+5,062	-12,078
<b>Transportation and Facilities Maintenance:</b>					
Annual maintenance.....	38,942	39,125	39,125	+183	---
Deferred maintenance.....	31,387	29,201	29,201	-2,186	---
Subtotal.....	70,329	68,326	68,326	-2,003	---
<b>Workforce and Organizational Support:</b>					
Administrative support.....	50,942	51,139	51,139	+197	---
Bureauwide fixed costs.....	93,645	92,649	92,649	-996	---
Information technology management.....	25,958	26,077	26,077	+119	---
Subtotal.....	170,545	169,865	169,865	-680	---
Challenge cost share.....	2,413	---	---	-2,413	---
National landscape conservation system, base program..	36,819	50,645	36,819	---	-13,826
Communication site management.....	2,000	2,000	2,000	---	---
Offsetting collections.....	-2,000	-2,000	-2,000	---	---
Subtotal, Management of lands and resources.....	1,072,675	1,075,545	1,095,375	+22,700	+19,830

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
-----					
Mining Law Administration:					
Administration.....	39,696	39,696	39,696	---	---
Offsetting collections.....	-56,000	-55,000	-55,000	+1,000	---
Subtotal, Mining Law Administration.....	-16,304	-15,304	-15,304	+1,000	---
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Total, Management of Lands and Resources.....	1,056,371	1,060,241	1,080,071	+23,700	+19,830
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Land Acquisition					
Land Acquisition.....	27,014	32,301	19,800	-7,214	-12,501
Emergencies, Hardships, and Inholdings.....	1,616	1,616	1,616	---	---
Acquisition Management.....	2,000	2,042	2,000	---	-42
Recreational Access.....	8,000	8,000	8,000	---	---
Total, Land acquisition.....	38,630	43,959	31,416	-7,214	-12,543
-----					
Oregon and California Grant Lands					
Western Oregon resources management.....	95,255	94,445	94,445	-810	---
Western Oregon information and resource data systems..	1,786	1,798	1,798	+12	---
Western Oregon transportation & facilities maintenance	9,602	9,628	9,628	+26	---
Western Oregon construction and acquisition.....	324	335	335	+11	---
Western Oregon national monument.....	787	779	779	+12	---
Total, Oregon and California Grant Lands.....	107,734	106,985	106,985	-749	---

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DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
<b>Range Improvements</b>					
Current appropriations.....	10,000	10,000	10,000	---	---
<b>Service Charges, Deposits, and Forfeitures</b>					
Service charges, deposits, and forfeitures.....	31,050	31,050	31,050	---	---
Offsetting fees.....	-31,050	-31,050	-31,050	---	---
Total, Service Charges, Deposits & Forfeitures..	---	---	---	---	---
<b>Miscellaneous Trust Funds and Permanent Operating Funds</b>					
Current appropriations.....	24,000	24,000	24,000	---	---
TOTAL, BUREAU OF LAND MANAGEMENT.....	1,236,735	1,245,185	1,252,472	+15,737	+7,287
(Mandatory).....	(34,000)	(34,000)	(34,000)	---	---
(Discretionary).....	(1,202,735)	(1,211,185)	(1,218,472)	(+15,737)	(+7,287)

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
-----					
UNITED STATES FISH AND WILDLIFE SERVICE					
Resource Management					
Ecological Services:					
Listing.....	20,515	22,901	20,515	---	-2,386
Planning and consultation.....	99,079	105,650	103,079	+4,000	-2,571
Conservation and restoration.....	32,396	34,562	32,396	---	-2,166
(National Wetlands Inventory).....	(3,471)	(4,671)	(3,471)	---	(-1,200)
(Coastal Barrier Resources Act).....	(1,390)	(1,390)	(1,390)	---	---
Recovery.....	82,016	89,180	84,032	+2,016	-5,148
Subtotal.....	234,006	252,293	240,022	+6,016	-12,271
-----					
Habitat conservation:					
Partners for fish and wildlife.....	51,776	54,047	51,776	---	-2,271
Coastal programs.....	13,375	13,494	13,375	---	-119
Subtotal.....	65,151	67,541	65,151	---	-2,390
-----					
National Wildlife Refuge System:					
Wildlife and habitat management.....	230,343	240,389	231,843	+1,500	-8,546
Visitor services.....	73,319	80,380	73,319	---	-7,061
Refuge law enforcement.....	38,054	40,712	38,054	---	-2,658
Conservation planning.....	2,523	2,544	2,523	---	-21
Refuge maintenance.....	137,188	142,594	138,188	+1,000	-4,406
Subtotal.....	481,427	506,619	483,927	+2,500	-22,692

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DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
<b>Conservation and Enforcement:</b>					
Migratory bird management.....	47,480	49,961	48,105	+825	-1,856
Law enforcement.....	74,725	75,053	75,053	+328	---
International affairs.....	14,696	15,816	15,816	+1,120	---
Subtotal.....	136,901	140,830	138,974	+2,073	-1,856
<b>Fish and Aquatic Conservation:</b>					
National fish hatchery system operations.....	53,418	53,759	55,418	+2,000	+1,659
Maintenance and equipment.....	19,920	22,920	22,920	+3,000	---
Aquatic habitat and species conservation.....	74,918	76,150	76,872	+1,954	+722
Subtotal.....	148,256	152,829	155,210	+6,954	+2,381
Cooperative landscape conservation.....	12,988	17,789	12,988	---	-4,801
<b>Science Support:</b>					
Adaptive science.....	10,517	11,522	10,517	---	-1,005
Service science.....	6,468	9,057	6,468	---	-2,589
Subtotal.....	16,985	20,579	16,985	---	-3,594
<b>General Operations:</b>					
Central office operations.....	40,722	42,149	40,569	-153	-1,580
Regional office operations.....	37,722	41,354	37,722	---	-3,632
Service-wide bill paying.....	35,177	35,778	35,177	---	-601

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
National Fish and Wildlife Foundation.....	7,022	7,022	7,022	---	---
National Conservation Training Center.....	22,414	25,129	25,014	+2,600	-115
Subtotal.....	143,057	151,432	145,504	+2,447	-5,928
Total, Resource Management.....	1,238,771	1,309,912	1,258,761	+19,990	-51,151
Construction					
Construction and rehabilitation:					
Line item construction projects.....	14,554	14,554	9,482	-5,072	-5,072
Bridge and dam safety programs.....	1,972	1,972	1,972	---	---
Nationwide engineering service.....	7,161	7,214	7,161	---	-53
Total, Construction.....	23,687	23,740	18,615	-5,072	-5,125
Land Acquisition					
Acquisitions.....	35,911	35,884	27,406	-8,505	-8,478
Emergencies, Hardships, and Inholdings.....	5,351	5,351	5,351	---	---
Exchanges.....	1,500	1,500	1,500	---	---
Acquisition Management.....	12,773	12,955	12,773	---	-182
Highlands Conservation Act Grants.....	10,000	---	10,000	---	+10,000
Recreational Access.....	2,500	2,500	2,500	---	---
Land Protection Planning.....	465	465	465	---	---
Total, Land Acquisition.....	68,500	58,655	59,995	-8,505	+1,340

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DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
<b>Cooperative Endangered Species Conservation Fund</b>					
<b>Grants and administration:</b>					
Conservation grants.....	10,508	12,603	10,508	---	-2,095
HCP assistance grants.....	9,485	7,390	9,485	---	+2,095
Administration.....	2,702	2,702	2,702	---	---
Subtotal.....	22,695	22,695	22,695	---	---
<b>Land acquisition:</b>					
Species recovery land acquisition.....	11,162	11,162	11,162	---	---
HCP land acquisition grants to states.....	19,638	19,638	19,638	---	---
Subtotal.....	30,800	30,800	30,800	---	---
<b>Total, Cooperative Endangered Species Conservation Fund.....</b>	<b>53,495</b>	<b>53,495</b>	<b>53,495</b>	<b>---</b>	<b>---</b>
<b>National Wildlife Refuge Fund</b>					
Payments in lieu of taxes.....	13,228	---	13,228	---	+13,228
<b>North American Wetlands Conservation Fund</b>					
North American Wetlands Conservation Fund.....	35,145	35,145	38,145	+3,000	+3,000

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
<b>Neotropical Migratory Bird Conservation</b>					
Migratory bird grants.....	3,910	3,910	3,910	---	---
<b>Multinational Species Conservation Fund</b>					
African elephant conservation fund.....	2,582	2,582	2,582	---	---
Rhinoceros and tiger conservation fund.....	3,440	3,440	3,440	---	---
Asian elephant conservation fund.....	1,557	1,557	1,557	---	---
Great ape conservation fund.....	1,975	1,975	1,975	---	---
Marine turtle conservation fund.....	1,507	1,507	1,507	---	---
<b>Total, Multinational Species Conservation Fund..</b>	<b>11,061</b>	<b>11,061</b>	<b>11,061</b>	<b>---</b>	<b>---</b>
<b>State and Tribal Wildlife Grants</b>					
State wildlife grants (formula).....	51,000	51,000	52,000	+1,000	+1,000
State wildlife grants (competitive).....	5,487	9,981	6,362	+875	-3,619
Tribal wildlife grants.....	4,084	6,000	4,209	+125	-1,791
<b>Total, State and tribal wildlife grants.....</b>	<b>60,571</b>	<b>66,981</b>	<b>62,571</b>	<b>+2,000</b>	<b>-4,410</b>
<b>TOTAL, U. S. FISH AND WILDLIFE SERVICE.....</b>	<b>1,508,368</b>	<b>1,562,899</b>	<b>1,519,781</b>	<b>+11,413</b>	<b>-43,118</b>

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
<b>NATIONAL PARK SERVICE</b>					
Operation of the National Park System					
Park Management:					
Resource stewardship.....	328,040	340,352	328,955	+915	-11,397
Visitor services.....	251,280	276,206	252,103	+823	-24,103
Park protection.....	355,545	362,082	356,643	+1,098	-5,439
Facility operations and maintenance.....	738,487	842,453	778,584	+40,097	-63,869
Park support.....	515,641	522,537	528,066	+12,425	+5,529
Subtotal.....	2,188,993	2,343,630	2,244,351	+55,358	-99,279
External administrative costs.....	180,603	180,732	180,667	+64	-65
Total. Operation of the National Park System....	2,369,596	2,524,362	2,425,018	+55,422	-99,344
National Recreation and Preservation					
Recreation programs.....	589	853	589	---	-264
Natural programs.....	13,575	13,659	13,581	+6	-78
Cultural programs.....	24,562	26,262	24,562	---	-1,700
International park affairs.....	1,648	1,656	1,648	---	-8
Environmental and compliance review.....	433	436	433	---	-3
Grant administration.....	2,004	2,079	2,004	---	-75
Heritage Partnership Programs.....	19,821	9,447	19,821	---	+10,374
Total. National Recreation and Preservation.....	62,632	54,392	62,638	+6	+8,246

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
<b>Historic Preservation Fund</b>					
State historic preservation offices.....	46,925	46,925	47,925	+1,000	+1,000
Tribal grants.....	9,985	11,985	10,485	+500	-1,500
Competitive grants.....	8,500	25,500	13,500	+5,000	-12,000
Save America's Treasures grants.....	---	---	5,000	+5,000	+5,000
Grants to Historically Black Colleges and Universities	---	3,000	4,000	+4,000	+1,000
<b>Total, Historic Preservation Fund.....</b>	<b>65,410</b>	<b>87,410</b>	<b>80,910</b>	<b>+15,500</b>	<b>-6,500</b>
<b>Construction</b>					
<b>General Program:</b>					
Line item construction and maintenance.....	116,276	153,344	131,992	+15,716	-21,352
Emergency and unscheduled.....	3,855	3,855	3,855	---	---
Housing.....	2,200	2,203	2,200	---	-3
Dam safety.....	1,248	1,249	1,248	---	-1
Equipment replacement.....	13,500	17,545	13,500	---	-4,045
Planning, construction.....	7,266	15,518	7,966	+700	-7,552
Construction program management.....	36,771	46,431	36,771	---	-9,660
General management plans.....	11,821	11,893	11,821	---	-72
<b>Total, Construction.....</b>	<b>192,937</b>	<b>252,038</b>	<b>209,353</b>	<b>+16,416</b>	<b>-42,685</b>
Land and Water Conservation Fund (rescission of contract authority).....	-28,000	-30,000	-28,000	---	+2,000

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DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
<b>Land Acquisition and State Assistance</b>					
<b>Assistance to States:</b>					
State conservation grants (formula).....	94,839	94,000	94,000	-839	---
State conservation grants (competitive).....	12,000	12,000	12,000	---	---
Administrative expenses.....	3,161	4,006	4,006	+845	---
Subtotal.....	110,000	110,006	110,006	+6	---
<b>National Park Service:</b>					
Acquisitions.....	33,135	37,314	21,488	-11,647	-15,826
Recreational Access.....	2,000	2,000	2,000	---	---
American Battlefield Protection Program.....	10,000	10,000	10,000	---	---
Emergencies, Hardships, Relocations, and Deficiencies.....	3,928	3,928	3,928	---	---
Acquisition Management.....	9,679	10,000	9,679	---	-321
Inholdings, Donations, and Exchanges.....	4,928	5,000	4,928	---	-72
Subtotal.....	63,670	68,242	52,023	-11,647	-16,219
Total, Land Acquisition and State Assistance....	173,670	178,248	162,029	-11,641	-16,219
Centennial Challenge.....	15,000	35,000	20,000	+5,000	-15,000
TOTAL, NATIONAL PARK SERVICE.....	2,851,245	3,101,450	2,931,948	+80,703	-169,502

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DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
-----					
UNITED STATES GEOLOGICAL SURVEY					
Surveys, Investigations, and Research					
Ecosystems:					
Status and trends.....	20,473	22,267	20,473	---	-1,794
Fisheries: Aquatic and endangered resources.....	20,886	24,083	21,136	+250	-2,947
Wildlife: Terrestrial and endangered resources.....	45,757	46,125	46,007	+250	-118
Terrestrial, Freshwater and marine environments.....	38,415	43,352	37,415	-1,000	-5,937
Invasive species.....	17,330	19,877	17,330	---	-2,547
Cooperative research units.....	17,371	18,234	17,371	---	-863
-----					
Total, Ecosystems.....	160,232	173,938	159,732	-500	-14,206
Climate and Land Use Change:					
Climate variability:					
Climate science centers.....	26,435	30,908	25,335	-1,100	-5,573
Climate research and development.....	21,495	22,714	19,295	-2,200	-3,419
Carbon sequestration.....	9,359	9,381	8,959	-400	-422
-----					
Subtotal.....	57,289	63,003	53,589	-3,700	-9,414

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DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
<b>Land Use Change:</b>					
Land remote sensing.....	72,194	96,506	85,794	+13,600	-10,712
Land change science.....	10,492	11,935	9,892	-600	-2,043
Subtotal.....	82,686	108,441	95,686	+13,000	-12,755
Total, Climate and Land Use Change.....	139,975	171,444	149,275	+9,300	-22,169
<b>Energy, Minerals, and Environmental Health:</b>					
<b>Mineral and Energy Resources:</b>					
Minerals resources.....	48,371	48,695	48,371	---	-324
Energy resources.....	24,695	26,228	24,695	---	-1,533
Subtotal.....	73,066	74,923	73,066	---	-1,857
<b>Environmental Health:</b>					
Contaminant biology.....	10,197	11,465	10,197	---	-1,268
Toxic substances hydrology.....	11,248	13,095	11,048	-200	-2,047
Subtotal.....	21,445	24,560	21,245	-200	-3,315
Total, Energy, Minerals, and Environmental Health.....	94,511	99,483	94,311	-200	-5,172
<b>Natural Hazards:</b>					
Earthquake hazards.....	60,503	62,196	64,303	+3,800	+2,107
Volcano hazards.....	26,121	26,238	28,121	+2,000	+1,883

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Landslide hazards.....	3,538	4,054	3,538	---	-516
Global seismographic network.....	6,453	7,322	6,653	+200	-669
Geomagnetism.....	1,888	3,598	1,888	---	-1,710
Coastal and marine geology.....	40,510	46,293	40,510	---	-5,783
<b>Total, Natural Hazards.....</b>	<b>139,013</b>	<b>149,701</b>	<b>145,013</b>	<b>+6,000</b>	<b>-4,688</b>
<b>Water Resources:</b>					
Water Availability and Use Science Program.....	42,052	54,388	45,052	+3,000	-9,336
Groundwater and Streamflow Information Program.....	71,535	72,957	72,673	+1,138	-284
National Water Quality Program.....	90,600	94,147	90,529	-71	-3,618
Water Resources Research Act Program.....	6,500	6,500	6,500	---	---
<b>Total, Water Resources.....</b>	<b>210,687</b>	<b>227,992</b>	<b>214,754</b>	<b>+4,067</b>	<b>-13,238</b>
<b>Core Science Systems:</b>					
Science, synthesis, analysis, and research.....	24,299	24,930	24,299	---	-631
National cooperative geological mapping.....	24,397	24,486	24,397	---	-89
National Geospatial Program.....	62,854	68,979	67,354	+4,500	-1,625
<b>Total, Core Science Systems.....</b>	<b>111,550</b>	<b>118,395</b>	<b>116,050</b>	<b>+4,500</b>	<b>-2,345</b>
<b>Science Support:</b>					
Administration and Management.....	81,981	86,319	81,981	---	-4,338
Information Services.....	23,630	24,273	23,630	---	-643
<b>Total, Science Support.....</b>	<b>105,611</b>	<b>110,592</b>	<b>105,611</b>	<b>---</b>	<b>-4,981</b>

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DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
-----					
Facilities:					
Rental payments and operations & maintenance.....	93,141	109,978	93,141	---	-16,837
Deferred maintenance and capital improvement.....	7,280	7,280	7,280	---	---
Total, Facilities.....	100,421	117,258	100,421	---	-16,837
	=====	=====	=====	=====	=====
TOTAL, UNITED STATES GEOLOGICAL SURVEY.....	1,062,000	1,168,803	1,085,167	+23,167	-83,636
	=====	=====	=====	=====	=====
BUREAU OF OCEAN ENERGY MANAGEMENT					
Ocean Energy Management					
Renewable energy.....	24,278	23,887	23,887	-391	---
Conventional energy.....	59,869	64,156	58,963	-906	-5,193
Environmental assessment.....	68,045	68,399	68,045	---	-354
Executive direction.....	18,665	18,696	18,665	---	-31
Subtotal.....	170,857	175,138	169,560	-1,297	-5,578

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DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Offsetting rental receipts.....	-92,961	-88,487	-88,487	+4,474	---
Cost recovery fees.....	-3,661	-6,457	-6,457	-2,796	---
Subtotal, offsetting collections.....	-96,622	-94,944	-94,944	+1,678	---
=====					
TOTAL, BUREAU OF OCEAN ENERGY MANAGEMENT.....	74,235	80,194	74,616	+381	-5,578
=====					
BUREAU OF SAFETY AND ENVIRONMENTAL ENFORCEMENT					
Offshore Safety and Environmental Enforcement					
Environmental enforcement.....	8,314	8,314	8,314	---	---
Operations, safety and regulation.....	144,954	145,150	144,954	---	-196
Administrative operations.....	18,268	18,268	18,268	---	---
Executive direction.....	18,236	18,236	18,236	---	---
Subtotal.....	189,772	189,968	189,772	---	-196
Offsetting rental receipts.....	-49,399	-37,922	-37,922	+11,477	---
Inspection fees.....	-59,000	-65,000	-53,000	+6,000	+12,000
Cost recovery fees.....	-7,808	-5,608	-5,608	+2,200	---
Subtotal, offsetting collections.....	-116,207	-108,530	-96,530	+19,677	+12,000

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DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Rescission.....	---	---	-25,000	-25,000	-25,000
Total, Offshore Safety and Environmental Enforcement.....	73,565	81,438	68,242	-5,323	-13,196
Oil Spill Research					
Oil spill research.....	14,899	14,899	14,899	---	---
TOTAL, BUREAU OF SAFETY AND ENVIRONMENTAL ENFORCEMENT.....	88,464	96,337	83,141	-5,323	-13,196
OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT					
Regulation and Technology					
Environmental protection.....	91,832	90,138	90,138	-1,694	---
Permit fees.....	40	1,900	40	---	-1,860
Offsetting collections.....	-40	-1,900	-40	---	+1,860
Technology development and transfer.....	15,205	21,485	15,205	---	-6,280
Financial management.....	505	713	505	---	-208
Executive direction.....	15,711	15,214	15,169	-542	-45
Civil penalties (indefinite).....	100	100	100	---	---
Subtotal.....	123,353	127,650	121,117	-2,236	-6,533

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DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Civil penalties (offsetting collections).....	-100	-100	-100	---	---
<b>Total, Regulation and Technology.....</b>	<b>123,253</b>	<b>127,550</b>	<b>121,017</b>	<b>-2,236</b>	<b>-6,533</b>
<b>Abandoned Mine Reclamation Fund</b>					
Environmental restoration.....	9,480	9,825	9,480	---	-345
Technology development and transfer.....	3,544	6,367	3,544	---	-2,823
Financial management.....	6,396	6,440	6,396	---	-44
Executive direction.....	7,883	7,743	7,743	-140	---
State grants.....	90,000	---	105,000	+15,000	+105,000
<b>Total, Abandoned Mine Reclamation Fund.....</b>	<b>117,303</b>	<b>30,375</b>	<b>132,163</b>	<b>+14,860</b>	<b>+101,788</b>
<b>TOTAL, OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT.....</b>	<b>240,556</b>	<b>157,925</b>	<b>253,180</b>	<b>+12,624</b>	<b>+95,255</b>

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
BUREAU OF INDIAN AFFAIRS AND BUREAU OF INDIAN EDUCATION					
Operation of Indian Programs					
Tribal Budget System					
Tribal Government:					
Aid to tribal government.....	24,833	27,118	27,118	+2,285	---
Consolidated tribal government program.....	77,088	75,429	75,429	-1,659	---
Self governance compacts.....	162,321	162,346	162,346	+25	---
New tribes.....	464	---	160	-304	+160
Small and needy tribes.....	1,845	3,095	4,448	+2,603	+1,353
Road maintenance.....	26,693	26,783	30,307	+3,614	+3,524
Tribal government program oversight.....	8,273	12,377	8,377	+104	-4,000
Subtotal.....	301,517	307,148	308,185	+6,668	+1,037
Human Services:					
Social services.....	45,179	57,343	52,343	+7,164	-5,000
Welfare assistance.....	74,791	74,773	74,773	-18	---
Indian child welfare act.....	15,641	18,946	18,946	+3,305	---
Housing improvement program.....	8,021	9,708	9,708	+1,687	---
Human services tribal design.....	246	254	254	+8	---
Human services program oversight.....	3,126	3,137	3,137	+11	---
Subtotal.....	147,004	164,161	159,161	+12,157	-5,000

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DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
<b>Trust - Natural Resources Management:</b>					
Natural resources, general.....	5,168	7,953	4,953	-215	-3,000
Irrigation operations and maintenance.....	11,398	12,905	12,905	+1,507	---
Rights protection implementation.....	37,638	40,161	39,661	+2,023	-500
Tribal management/development program.....	9,263	14,266	11,266	+2,003	-3,000
Endangered species.....	2,684	3,685	2,685	+1	-1,000
Cooperative landscape conservation.....	9,955	13,056	9,956	+1	-3,100
Integrated resource information program.....	2,996	3,996	2,996	---	-1,000
Agriculture and range.....	30,751	30,769	30,769	+18	---
Forestry.....	51,914	52,155	54,155	+2,241	+2,000
Water resources.....	10,367	15,000	10,450	+83	-4,550
Fish, wildlife and parks.....	13,646	15,658	15,203	+1,557	-455
Resource management program oversight.....	6,066	5,993	5,993	-73	---
Subtotal.....	191,846	215,597	200,992	+9,146	-14,605
<b>Trust - Real Estate Services.....</b>	<b>127,486</b>	<b>136,192</b>	<b>123,092</b>	<b>-4,394</b>	<b>-13,100</b>
<b>Education:</b>					
Elementary and secondary programs (forward funded)..	553,458	574,075	575,155	+21,697	+1,080
(Tribal grant support costs).....	(73,276)	(75,335)	(80,165)	(+6,889)	(+4,830)
Post secondary programs (forward funded).....	74,893	77,207	77,207	+2,314	---
Subtotal, forward funded education.....	628,351	651,282	652,362	+24,011	+1,080

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DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Elementary and secondary programs.....	134,263	144,295	140,540	+6,277	-3,755
Post secondary programs.....	64,602	66,841	63,561	-1,041	-3,280
Education management.....	25,151	50,012	35,050	+9,899	-14,962
Subtotal, Education.....	852,367	912,430	891,513	+39,146	-20,917
Public Safety and Justice:					
Law enforcement.....	347,976	341,281	353,556	+5,580	+12,275
Tribal courts.....	28,173	30,753	30,753	+2,580	---
Fire protection.....	1,274	1,426	1,426	+152	---
Subtotal.....	377,423	373,460	385,735	+8,312	+12,275
Community and economic development.....	40,619	42,844	41,844	+1,225	-1,000
Executive direction and administrative services.....	229,662	243,954	228,824	-838	-15,130
(Amounts available until expended, account-wide).....	(43,813)	(47,848)	(49,122)	(+5,309)	(+1,274)
Total, Operation of Indian Programs.....	2,267,924	2,395,786	2,339,346	+71,422	-56,440
Contract Support Costs					
Contract support costs.....	272,000	273,000	273,000	+1,000	---
Indian self-determination fund.....	5,000	5,000	5,000	---	---
Total, Contract Support Costs.....	277,000	278,000	278,000	+1,000	---

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DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
<b>Construction</b>					
Education.....	138,245	138,257	133,257	-4,988	-5,000
Public safety and justice.....	11,306	11,306	11,306	---	---
Resources management.....	34,488	36,513	36,513	+2,025	---
General administration.....	9,934	10,941	10,941	+1,007	---
<b>Total, Construction.....</b>	<b>193,973</b>	<b>197,017</b>	<b>192,017</b>	<b>-1,956</b>	<b>-5,000</b>
<b>Indian Land and Water Claim Settlements and Miscellaneous Payments to Indians</b>					
Settlements and Miscellaneous Payments to Indians.....	49,475	55,155	45,045	-4,430	-10,110
<b>Indian Guaranteed Loan Program Account</b>					
Indian guaranteed loan program account.....	7,748	7,757	8,757	+1,009	+1,000
<b>Administrative Provisions</b>					
Rescission.....	---	---	-3,400	-3,400	-3,400
<b>TOTAL, BUREAU OF INDIAN AFFAIRS AND INDIAN EDUCATION.....</b>	<b>2,796,120</b>	<b>2,933,715</b>	<b>2,859,765</b>	<b>+63,645</b>	<b>-73,950</b>

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DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
<b>DEPARTMENTAL OFFICES</b>					
<b>Office of the Secretary</b>					
Leadership and administration.....	122,885	127,394	124,112	+1,227	-3,282
Management services.....	21,365	21,676	20,475	-890	-1,201
Office of Natural Resources Revenue.....	125,519	129,306	126,487	+968	-2,819
Payments in Lieu of Taxes (PILT).....	452,000	---	---	-452,000	---
<b>Total, Office of the Secretary.....</b>	<b>721,769</b>	<b>278,376</b>	<b>271,074</b>	<b>-450,695</b>	<b>-7,302</b>
<b>Insular Affairs</b>					
<b>Assistance to Territories</b>					
<b>Territorial Assistance</b>					
Office of Insular Affairs.....	9,448	9,863	9,448	---	-415
Technical assistance.....	15,504	21,064	16,784	+1,280	-4,280
Maintenance assistance fund.....	1,081	5,000	4,000	+2,919	-1,000
Brown tree snake.....	3,500	3,000	3,500	---	+500
Coral reef initiative.....	1,000	2,000	1,250	+250	-750
Empowering Insular Communities.....	2,971	5,000	3,471	+500	-1,529
Compact impact.....	3,000	3,000	3,000	---	---
<b>Subtotal, Territorial Assistance.....</b>	<b>36,504</b>	<b>48,927</b>	<b>41,453</b>	<b>+4,949</b>	<b>-7,474</b>

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DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
American Samoa operations grants.....	22,752	22,752	22,752	---	---
Northern Marianas covenant grants.....	27,720	27,720	27,720	---	---
<b>Total, Assistance to Territories.....</b>	<b>86,976</b>	<b>99,399</b>	<b>91,925</b>	<b>+4,949</b>	<b>-7,474</b>
(discretionary).....	(59,256)	(71,679)	(64,205)	(+4,949)	(-7,474)
(mandatory).....	(27,720)	(27,720)	(27,720)	---	---
<b>Compact of Free Association</b>					
Compact of Free Association - Federal services.....	2,818	2,818	2,818	---	---
Enewetak support.....	500	500	500	---	---
<b>Subtotal, Compact of Free Association.....</b>	<b>3,318</b>	<b>3,318</b>	<b>3,318</b>	<b>---</b>	<b>---</b>
Compact payments, Palau (Title I, General Provision)...	13,147	---	13,147	---	+13,147
<b>Total, Compact of Free Association.....</b>	<b>16,465</b>	<b>3,318</b>	<b>16,465</b>	<b>---</b>	<b>+13,147</b>
<b>Total, Insular Affairs.....</b>	<b>103,441</b>	<b>102,717</b>	<b>108,390</b>	<b>+4,949</b>	<b>+5,673</b>
(discretionary).....	(75,721)	(74,997)	(80,670)	(+4,949)	(+5,673)
(mandatory).....	(27,720)	(27,720)	(27,720)	---	---
<b>Office of the Solicitor</b>					
Legal services.....	59,091	62,781	59,091	---	-3,690
General administration.....	4,971	4,940	4,940	-31	---

027

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Ethics.....	1,738	1,727	1,738	---	+11
Total, Office of the Solicitor.....	65,800	69,448	65,769	-31	-3,679
Office of Inspector General					
Audit and investigations.....	37,538	43,263	37,538	---	-5,725
Administrative services and information management....	12,509	12,648	12,509	---	-139
Total, Office of Inspector General.....	50,047	55,911	50,047	---	-5,864
Office of Special Trustee for American Indians					
Federal Trust Programs					
Program operations, support, and improvements.....	136,998	138,335	136,998	---	-1,337
(Office of Historical Accounting).....	(22,120)	(19,629)	(18,688)	(-3,432)	(-941)
Executive direction.....	2,031	2,044	2,031	---	-13
Total, Office of Special Trustee for American Indians.....	139,029	140,379	139,029	---	-1,350
TOTAL, DEPARTMENTAL OFFICES.....	1,080,086	646,831	634,309	-445,777	-12,522
(Discretionary).....	(1,052,366)	(619,111)	(606,589)	(-445,777)	(-12,522)
(Mandatory).....	(27,720)	(27,720)	(27,720)	---	---

02AR

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
-----					
DEPARTMENT-WIDE PROGRAMS					
Wildland Fire Management					
Fire Operations:					
Preparedness.....	323,685	332,784	332,784	+9,099	---
Fire suppression.....	291,673	276,291	395,000	+103,327	+118,709
Subtotal, Fire operations.....	615,358	609,075	727,784	+112,426	+118,709
-----					
Other Operations:					
Fuels Management.....	170,000	149,089	180,000	+10,000	+30,911
Resilient Landscapes.....	---	30,000	---	---	-30,000
Burned area rehabilitation.....	18,970	20,470	20,470	+1,500	---
Fire facilities.....	6,427	10,000	8,427	+2,000	-1,573
Joint fire science.....	5,990	5,990	5,990	---	---
Subtotal, Other operations.....	201,387	215,549	214,887	+13,500	-662
Total, Wildland fire management.....	816,745	824,624	942,671	+125,926	+118,047
-----					
FLAME Wildfire Suppression Reserve Account					
FLAME wildfire suppression reserve account.....	177,000	---	---	-177,000	---

102NRB

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
FLAME wildfire suppression reserve account (emergency)	---	---	65,000	+65,000	+65,000
<b>Total, all wildland fire accounts</b>	<b>993,745</b>	<b>824,624</b>	<b>1,007,671</b>	<b>+13,926</b>	<b>+183,047</b>
Appropriations	(993,745)	(824,624)	(942,671)	(-51,074)	(+118,047)
Emergency appropriations	---	---	(65,000)	(+65,000)	(+65,000)
Suppression Cap Adjustment	---	290,000	---	---	-290,000
<b>Total, Wildland Fire Management with cap adjustment</b>	<b>993,745</b>	<b>1,114,624</b>	<b>1,007,671</b>	<b>+13,926</b>	<b>-106,953</b>
Appropriations	(993,745)	(1,114,624)	(942,671)	(-51,074)	(-171,953)
Emergency appropriations	---	---	(65,000)	(+65,000)	(+65,000)
<b>Central Hazardous Materials Fund</b>					
Central hazardous materials fund	10,010	13,513	10,010	---	-3,503
<b>Natural Resource Damage Assessment Fund</b>					
Damage assessments	2,500	2,071	2,000	-500	-71
Program management	2,192	2,438	2,192	---	-246
Restoration support	2,075	3,619	2,575	+500	-1,044
Oil Spill Preparedness	1,000	1,101	1,000	---	-101
<b>Total, Natural Resource Damage Assessment Fund</b>	<b>7,767</b>	<b>9,229</b>	<b>7,767</b>	<b>---</b>	<b>-1,462</b>
Working Capital Fund	67,100	111,524	67,100	---	-44,424

622AC

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
-----					
Payment in Lieu of Taxes					
Payments to local governments in lieu of taxes.....	---	---	465,000	+465,000	+465,000
=====					
TOTAL, DEPARTMENT-WIDE PROGRAMS.....	1,078,622	1,248,890	1,557,548	+478,926	+308,658
Appropriations.....	(1,078,622)	(958,890)	(1,492,548)	(+413,926)	(+533,658)
Emergency appropriations.....	---	---	(65,000)	(+65,000)	(+65,000)
Disaster Relief cap adjustment.....	---	(290,000)	---	---	(-290,000)
=====					
TOTAL, TITLE I, DEPARTMENT OF THE INTERIOR.....	12,016,431	12,242,229	12,251,927	+235,496	+9,698
Appropriations.....	(12,044,431)	(12,272,229)	(12,243,327)	(+198,896)	(-28,902)
Rescissions.....	---	---	(-28,400)	(-28,400)	(-28,400)
Rescissions of contract authority.....	(-28,000)	(-30,000)	(-28,000)	---	(+2,000)
Emergency appropriations.....	---	---	(65,000)	(+65,000)	(+65,000)
(Mandatory).....	(61,720)	(61,720)	(61,720)	---	---
(Discretionary without cap adjustment).....	(11,954,711)	(11,890,509)	(12,190,207)	(+235,496)	(+299,698)
(Disaster Relief cap adjustment).....	---	(290,000)	---	---	(-290,000)
=====					

0241D

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
<b>TITLE II - ENVIRONMENTAL PROTECTION AGENCY</b>					
<b>Science and Technology</b>					
Clean Air and Climate.....	116,541	128,154	116,541	---	-11,613
(Climate protection program).....	(8,018)	(8,127)	(8,018)	---	(-109)
Enforcement.....	13,669	14,608	13,669	---	-939
Homeland security.....	37,122	37,205	33,122	-4,000	-4,083
Indoor air and Radiation.....	5,997	7,510	5,997	---	-1,513
IT / Data management / Security.....	3,089	3,092	3,089	---	-3
Operations and administration.....	68,339	78,447	68,339	---	-10,108
Pesticide licensing.....	6,027	5,289	6,027	---	+738
Research: Air, climate and energy.....	91,906	101,151	91,906	---	-9,245
Research: Chemical safety and sustainability.....	128,930	134,221	128,930	---	-7,291
(Research: Computational toxicology).....	(21,409)	(25,744)	(21,409)	---	(-4,335)
(Research: Endocrine disruptor).....	(16,253)	(15,361)	(16,253)	---	(+872)
Research: National priorities.....	14,100	---	4,100	-10,000	+4,100
Research: Safe and sustainable water resources.....	107,434	106,257	106,257	-1,177	---
Research: Sustainable and healthy communities.....	139,975	134,327	134,327	-5,648	---
Water: Human health protection.....	3,519	3,923	3,519	---	-404
Subtotal, Science and Technology.....	734,648	754,184	713,823	-20,825	-40,361

02AE

DIVISION 6 -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Rescission.....	---	---	-7,350	-7,350	-7,350
Total, Science and Technology.....	734,648	754,184	706,473	-28,175	-47,711
(by transfer from Superfund).....	(18,850)	(15,496)	(15,496)	(-3,354)	---
Environmental Programs and Management					
Brownfields.....	25,593	25,906	25,593	---	-313
Clean air and climate.....	273,108	340,974	273,108	---	-67,866
(Climate protection program).....	(95,436)	(107,761)	(95,436)	---	(-12,325)
Compliance.....	101,665	111,270	101,665	---	-9,605
Enforcement.....	240,637	268,118	240,637	---	-27,481
(Environmental justice).....	(6,737)	(15,291)	(6,737)	---	(-8,554)
Environmental protection: National priorities.....	12,700	---	12,700	---	+12,700

02AF

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
<b>Geographic programs:</b>					
Great Lakes Restoration Initiative.....	300,000	250,000	300,000	---	+50,000
Chesapeake Bay.....	73,000	70,000	73,000	---	+3,000
San Francisco Bay.....	4,819	4,040	4,819	---	+779
Puget Sound.....	28,000	30,034	28,000	---	-2,034
Long Island Sound.....	3,940	2,893	8,000	+4,060	+5,107
Gulf of Mexico.....	4,482	3,983	8,542	+4,060	+4,559
South Florida.....	1,704	1,339	1,704	---	+365
Lake Champlain.....	4,399	1,399	4,399	---	+3,000
Lake Pontchartrain.....	948	948	948	---	---
Southern New England Estuaries.....	5,000	5,000	5,000	---	---
Other geographic activities.....	1,445	965	1,445	---	+480
Subtotal.....	427,737	370,601	435,857	+8,120	+65,256
Homeland security.....	10,195	11,518	10,195	---	-1,323
Indoor air and radiation.....	27,637	29,908	27,637	---	-2,271
Information exchange / Outreach.....	126,538	152,445	126,538	---	-25,907
<b>(Children and other sensitive populations:</b>					
Agency coordination).....	(6,548)	(7,842)	(6,548)	---	(-1,294)
(Environmental education).....	(8,702)	(11,157)	(8,702)	---	(-2,455)
International programs.....	15,400	18,099	15,400	---	-2,699
IT / Data management / Security.....	90,536	126,974	90,536	---	-36,438
Legal/science/regulatory/economic review.....	111,414	145,683	111,414	---	-34,269
Operations and administration.....	482,751	520,316	480,751	-2,000	-39,565
Pesticide licensing.....	102,363	110,896	102,363	---	-8,533

62AG

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Resource Conservation and Recovery Act (RCRA).....	104,877	110,708	104,877	---	-5,831
Toxics risk review and prevention..... (Endocrine disruptors).....	92,521 (7,553)	99,043 (4,329)	92,521 (7,553)	---	-6,522 (+3,224)
Underground storage tanks (LUST / UST).....	11,295	11,612	11,295	---	-317
Water: Ecosystems:					
National estuary program / Coastal waterways.....	26,723	27,191	26,723	---	-468
Wetlands.....	21,065	23,668	21,065	---	-2,603
Subtotal.....	47,788	50,859	47,788	---	-3,071
Water: Human health protection.....	98,507	109,437	98,507	---	-10,930
Water quality protection.....	210,417	238,526	210,417	---	-28,109
Subtotal, Environmental Programs and Management.	2,813,679	2,852,893	2,619,799	+6,120	-233,094
Rescission.....	---	---	-21,800	-21,800	-21,800
Total, Environmental Programs and Management....	2,813,679	2,852,893	2,597,999	-15,680	-254,894
Hazardous Waste Electronic Manifest System Fund					
E-Manifest System Fund.....	3,674	7,433	3,178	-496	-4,255

024H

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
<b>Office of Inspector General</b>					
Audits, evaluations, and investigations.....	41,489	51,527	41,489	---	-10,038
(by transfer from Superfund).....	(9,939)	(8,778)	(8,778)	(-1,161)	---
<b>Buildings and Facilities</b>					
Homeland security: Protection of EPA personnel and infrastructure.....	6,676	7,875	6,676	---	-1,199
Operations and administration.....	35,641	44,203	27,791	-7,850	-16,412
<b>Total, Buildings and Facilities.....</b>	<b>42,317</b>	<b>52,078</b>	<b>34,467</b>	<b>-7,850</b>	<b>-17,611</b>
<b>Hazardous Substance Superfund</b>					
Audits, evaluations, and investigations.....	9,939	8,778	8,778	-1,161	---
Compliance.....	995	1,099	995	---	-104
Enforcement.....	166,375	175,657	166,375	---	-9,282
Homeland security.....	36,362	32,616	32,616	-3,746	---
Indoor air and radiation.....	1,985	2,182	1,985	---	-197
Information exchange / Outreach.....	1,328	1,366	1,328	---	-38
IT /data management/security.....	14,485	20,141	14,485	---	-5,656
Legal/science/regulatory/economic review.....	1,253	1,278	1,253	---	-25
Operations and administration.....	128,105	130,608	128,105	---	-2,503
Research: Chemical safety and sustainability.....	2,843	2,824	2,824	-19	---
Research: Sustainable communities.....	14,032	11,463	11,463	-2,569	---

02AI

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
<b>Superfund cleanup:</b>					
Superfund: Emergency response and removal.....	181,306	185,233	181,306	---	-3,927
Superfund: Emergency preparedness.....	7,636	7,931	7,636	---	-295
Superfund: Federal facilities.....	21,125	26,770	21,125	---	-5,645
Superfund: Remedial.....	501,000	521,043	508,495	+7,495	-12,548
Subtotal.....	711,067	740,977	718,562	+7,495	-22,415
Total, Hazardous Substance Superfund.....	1,088,769	1,128,989	1,088,769	---	-40,220
(transfer out to Inspector General).....	(-9,939)	(-8,778)	(-8,778)	(+1,161)	---
(transfer out to Science and Technology).....	(-18,850)	(-15,496)	(-15,496)	(+3,354)	---
<b>Leaking Underground Storage Tank Trust Fund (LUST)</b>					
Enforcement.....	620	668	620	---	-48
Operations and administration.....	1,352	1,669	1,352	---	-317
Research: Sustainable communities.....	320	365	320	---	-45
Underground storage tanks (LUST / UST).....	89,649	91,583	89,649	---	-1,934
(LUST/UST).....	(9,240)	(9,322)	(9,240)	---	(-82)
(LUST cooperative agreements).....	(55,040)	(54,402)	(55,040)	---	(+638)
(Energy Policy Act grants).....	(25,369)	(27,859)	(25,369)	---	(-2,490)
Total, Leaking Underground Storage Tank Trust Fund.....	91,941	94,285	91,941	---	-2,344

102AT

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
<b>Inland Oil Spill Program</b>					
Compliance.....	139	160	139	---	-21
Enforcement.....	2,413	2,492	2,413	---	-79
Oil.....	14,409	20,461	14,409	---	-6,052
Operations and administration.....	584	1,763	584	---	-1,179
Research: Sustainable communities.....	664	534	664	---	+130
<b>Total, Inland Oil Spill Program.....</b>	<b>18,209</b>	<b>25,410</b>	<b>18,209</b>	<b>---</b>	<b>-7,201</b>
<b>State and Tribal Assistance Grants (STAG)</b>					
Alaska Native villages.....	20,000	17,000	20,000	---	+3,000
Brownfields projects.....	80,000	90,000	80,000	---	-10,000
Clean water state revolving fund (SRF).....	1,393,887	979,500	1,393,887	---	+414,387
Diesel emissions grants.....	50,000	10,000	60,000	+10,000	+50,000
Drinking water state revolving fund (SRF).....	863,233	1,020,500	863,233	---	-157,267
Mexico border.....	10,000	5,000	10,000	---	+5,000
Targeted airshed grants.....	20,000	---	30,000	+10,000	+30,000
Water quality monitoring (P.L. 114-322).....	---	---	4,000	+4,000	+4,000
<b>Subtotal, Infrastructure assistance grants.....</b>	<b>2,437,120</b>	<b>2,122,000</b>	<b>2,461,120</b>	<b>+24,000</b>	<b>+339,120</b>

624K

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
<b>Categorical grants:</b>					
Beaches protection.....	9,549	---	9,549	---	+9,549
Brownfields.....	47,745	49,500	47,745	---	-1,755
Environmental information.....	9,646	25,346	9,646	---	-15,700
Hazardous waste financial assistance.....	99,693	99,693	99,693	---	---
Lead.....	14,049	14,049	14,049	---	---
Nonpoint source (Sec. 319).....	164,915	164,915	170,915	+6,000	+6,000
Pesticides enforcement.....	18,050	18,050	18,050	---	---
Pesticides program implementation.....	12,701	13,201	12,701	---	-500
Pollution control (Sec. 106).....	230,806	246,164	230,806	---	-15,358
(Water quality monitoring).....	(17,848)	(17,848)	(17,848)	---	---
Pollution prevention.....	4,765	4,765	4,765	---	---
Public water system supervision.....	101,963	109,700	101,963	---	-7,737
Radon.....	8,051	---	8,051	---	+8,051
State and local air quality management.....	228,219	268,229	228,219	---	-40,010
Toxics substances compliance.....	4,919	4,919	4,919	---	---
Tribal air quality management.....	12,829	12,829	12,829	---	---
Tribal general assistance program.....	65,476	96,375	65,476	---	-30,899
Underground injection control (UIC).....	10,506	10,506	10,506	---	---
Underground storage tanks.....	1,498	2,498	1,498	---	-1,000
Wetlands program development.....	14,661	17,661	14,661	---	-3,000
Multipurpose grants.....	21,000	---	---	-21,000	---
<b>Subtotal, Categorical grants.....</b>	<b>1,081,041</b>	<b>1,158,400</b>	<b>1,066,041</b>	<b>-15,000</b>	<b>-92,359</b>
<b>Total, State and Tribal Assistance Grants.....</b>	<b>3,518,161</b>	<b>3,280,400</b>	<b>3,527,161</b>	<b>+9,000</b>	<b>+246,761</b>

(02/AL)

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
-----					
Water Infrastructure Finance and Innovation Program					
Administrative Expenses.....	---	5,000	2,000	+2,000	-3,000
Direct Loan Subsidy.....	---	15,000	8,000	+8,000	-7,000
-----					
Total, Water Infrastructure Finance and Innovation Program.....	---	20,000	10,000	+10,000	-10,000
Administrative Provisions					
Cybersecurity.....	27,000	---	---	-27,000	---
Rescission.....	-40,000	---	-61,198	-21,198	-61,198
=====					
TOTAL, TITLE II, ENVIRONMENTAL PROTECTION AGENCY	8,139,887	8,267,199	8,058,488	-81,399	-208,711
Appropriations.....	(8,179,887)	(8,267,199)	(8,148,836)	(-31,051)	(-118,363)
Rescissions.....	(-40,000)	---	(-90,348)	(-50,348)	(-90,348)
(By transfer).....	(28,789)	(24,274)	(24,274)	(-4,515)	---
(Transfer out).....	(-28,789)	(-24,274)	(-24,274)	(+4,515)	---

02AM

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
-----					
TITLE III - RELATED AGENCIES					
DEPARTMENT OF AGRICULTURE					
FOREST SERVICE					
Forest and Rangeland Research					
Forest inventory and analysis.....	75,000	77,000	77,000	+2,000	---
Research and development programs.....	216,000	214,982	211,514	-4,486	-3,468
	-----				
Total, Forest and rangeland research.....	291,000	291,982	288,514	-2,486	-3,468
State and Private Forestry					
Landscape scale restoration.....	14,000	23,513	14,000	---	-9,513
Forest Health Management:					
Federal lands forest health management.....	58,922	51,382	55,500	-3,422	+4,118
Cooperative lands forest health management.....	40,678	40,678	39,000	-1,678	-1,678
	-----				
Subtotal.....	99,600	92,060	94,500	-5,100	+2,440
Cooperative Forestry:					
Forest stewardship.....	23,036	22,398	20,036	-3,000	-2,362
Forest legacy.....	62,347	62,347	62,347	---	---
Rescission.....	---	---	-12,002	-12,002	-12,002

(02AN)

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Community forest and open space conservation.....	2,000	2,000	2,000	---	---
Urban and community forestry.....	28,040	23,686	28,040	---	+4,354
Subtotal, Cooperative Forestry.....	115,423	110,431	100,421	-15,002	-10,010
International forestry.....	8,000	8,000	8,000	---	---
Total, State and Private Forestry.....	237,023	234,004	216,921	-20,102	-17,083
<b>National Forest System</b>					
Land management planning.....	36,998	---	---	-36,998	---
Inventory and monitoring.....	147,998	---	---	-147,998	---
Land management planning, assessment and monitoring...	---	183,928	182,928	+182,928	-1,000
Recreation, heritage and wilderness.....	261,719	263,942	264,595	+2,876	+653
Grazing management.....	56,856	50,000	56,856	---	+6,856
Grazing administration management.....	---	15,000	---	---	-15,000
Grazing administration management offsetting collections.....	---	-15,000	---	---	+15,000
Forest products.....	359,805	359,805	367,805	+8,000	+8,000
Vegetation and watershed management.....	184,716	184,716	184,716	---	---
Wildlife and fish habitat management.....	140,466	140,466	140,466	---	---
Collaborative Forest Landscape Restoration Fund.....	40,000	40,000	40,000	---	---
Minerals and geology management.....	76,423	75,069	75,569	-854	+500
Landownership management.....	77,730	71,440	73,730	-4,000	+2,290
Law enforcement operations.....	126,653	131,630	126,653	---	-4,977
Total, National Forest System.....	1,509,364	1,500,996	1,513,318	+3,954	+12,322

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DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
<b>Capital Improvement and Maintenance</b>					
<b>Facilities:</b>					
Maintenance.....	55,369	55,369	55,369	---	---
Construction.....	16,021	16,231	16,021	---	-210
Subtotal.....	71,390	71,600	71,390	---	-210
<b>Roads:</b>					
Maintenance.....	145,454	126,840	146,954	+1,500	+20,114
Construction.....	26,640	23,160	28,140	+1,500	+4,980
Subtotal.....	172,094	150,000	175,094	+3,000	+25,094
<b>Trails:</b>					
Maintenance.....	69,777	70,597	69,777	---	-820
Construction.....	7,753	7,933	7,753	---	-180
Subtotal.....	77,530	78,530	77,530	---	-1,000
Deferred maintenance.....	3,150	3,150	---	-3,150	-3,150
Legacy road and trail remediation.....	40,000	40,000	40,000	---	---
Subtotal, Capital improvement and maintenance...	364,164	343,280	364,014	-150	+20,734

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DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Deferral of road and trail fund payment.....	-16,000	-17,000	-16,000	---	+1,000
<b>Total, Capital improvement and maintenance.....</b>	<b>348,164</b>	<b>326,280</b>	<b>348,014</b>	<b>-150</b>	<b>+21,734</b>
<b>Land Acquisition</b>					
Acquisitions.....	44,685	49,703	39,413	-5,272	-10,290
Acquisition Management.....	8,500	8,500	7,552	-948	-948
Cash Equalization.....	250	750	750	+500	---
Recreational Access.....	8,000	4,700	4,700	-3,300	---
Critical Inholdings/Wilderness.....	2,000	2,000	2,000	---	---
<b>Total, Land Acquisition.....</b>	<b>63,435</b>	<b>65,653</b>	<b>54,415</b>	<b>-9,020</b>	<b>-11,238</b>
Acquisition of land for national forests, special acts	950	950	950	---	---
Acquisition of lands to complete land exchanges.....	216	216	216	---	---
Range betterment fund.....	2,320	2,320	2,320	---	---
Gifts, donations and bequests for forest and rangeland research.....	45	45	45	---	---
Management of national forest lands for subsistence uses.....	2,500	2,441	2,500	---	+59
<b>Wildland Fire Management</b>					
Fire operations:					
Wildland fire preparedness.....	1,082,620	1,082,620	1,082,620	---	---

02A0

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Wildland fire suppression operations.....	811,000	873,904	1,248,000	+437,000	+374,096
Subtotal, Fire operations.....	1,893,620	1,956,524	2,330,620	+437,000	+374,096
Other operations:					
Hazardous fuels.....	375,000	384,126	390,000	+15,000	+5,874
(Hazardous Fuels Base Program).....	(360,000)	(369,126)	(375,000)	(+15,000)	(+5,874)
(Biomass Grants).....	(15,000)	(15,000)	(15,000)	---	---
Fire plan research and development.....	19,795	19,795	19,795	---	---
Joint fire sciences program.....	6,914	---	---	-6,914	---
State fire assistance.....	78,000	78,000	78,000	---	---
Volunteer fire assistance.....	13,000	13,000	15,000	+2,000	+2,000
Subtotal, Other operations.....	492,709	494,921	502,795	+10,086	+7,874
Subtotal, Wildland Fire Management.....	2,386,329	2,451,445	2,833,415	+447,086	+381,970
FLAME Wildfire Suppression Reserve Account					
FLAME wildfire suppression reserve account.....	823,000	---	---	-823,000	---
FLAME wildfire suppression reserve account (emergency)	---	---	342,000	+342,000	+342,000
Total, all wildland fire accounts.....	3,209,329	2,451,445	3,175,415	-33,914	+723,970
Appropriations.....	(3,209,329)	(2,451,445)	(2,833,415)	(-375,914)	(+381,970)
Emergency appropriations.....	---	---	(342,000)	(+342,000)	(+342,000)

(02 AR

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
-----					
Suppression cap adjustment.....	---	864,096	---	---	-864,096
Total, Wildland Fire Management with cap adjustment.....	3,209,329	3,315,541	3,175,415	-33,914	-140,126
Appropriations.....	(3,209,329)	(3,315,541)	(2,833,415)	(-375,914)	(-482,126)
Emergency appropriations.....	---	---	(342,000)	(+342,000)	(+342,000)
-----					
Total, Forest Service without Wildland Fire Management.....	2,455,017	2,424,887	2,427,213	-27,804	+2,326
Administrative Provisions					
Rescission.....	---	---	-6,315	-6,315	-6,315
=====					
TOTAL, FOREST SERVICE.....	5,664,346	5,740,428	5,596,313	-68,033	-144,115
Appropriations.....	(5,664,346)	(4,876,332)	(5,272,630)	(-391,716)	(+396,298)
Rescissions.....	---	---	(-18,317)	(-18,317)	(-18,317)
Emergency appropriations.....	---	---	(342,000)	(+342,000)	(+342,000)
Disaster Relief cap adjustment.....	---	(864,096)	---	---	(-864,096)
=====					

(62AS)

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
-----					
DEPARTMENT OF HEALTH AND HUMAN SERVICES					
INDIAN HEALTH SERVICE					
Indian Health Services					
Clinical Services:					
Hospital and health clinics.....	1,857,225	1,979,998	1,935,178	+77,953	-44,820
Dental health.....	178,286	186,829	182,597	+4,311	-4,232
Mental health.....	82,100	111,143	94,080	+11,980	-17,063
Alcohol and substance abuse.....	205,305	233,286	218,353	+13,048	-14,933
Purchased/referred care.....	914,139	962,331	928,830	+14,691	-33,501
Subtotal.....	3,237,055	3,473,587	3,359,038	+121,983	-114,549
Preventive Health:					
Public health nursing.....	76,623	82,040	78,701	+2,078	-3,339
Health education.....	18,255	19,545	18,663	+408	-882
Community health representatives.....	58,906	62,428	60,325	+1,419	-2,103
Immunization (Alaska).....	1,950	2,062	2,041	+91	-21
Subtotal.....	155,734	166,075	159,730	+3,996	-6,345

62AT

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
<b>Other services:</b>					
Urban Indian health.....	44,741	48,157	47,678	+2,937	-479
Indian health professions.....	48,342	49,345	49,345	+1,003	---
Tribal management grant program.....	2,442	2,488	2,465	+23	-23
Direct operations.....	72,338	69,620	70,420	-1,918	+800
Self-governance.....	5,735	5,837	5,786	+51	-51
Subtotal.....	173,598	175,447	175,694	+2,096	+247
<b>Total, Indian Health Services.....</b>	<b>3,566,387</b>	<b>3,815,109</b>	<b>3,694,462</b>	<b>+128,075</b>	<b>-120,647</b>
<b>Contract Support Costs</b>					
Contract support.....	717,970	800,000	800,000	+82,030	---
<b>Indian Health Facilities</b>					
Maintenance and improvement.....	73,614	76,981	75,745	+2,131	-1,236
Sanitation facilities construction.....	99,423	103,036	101,772	+2,349	-1,264
Health care facilities construction.....	105,048	132,377	117,991	+12,943	-14,386
Facilities and environmental health support.....	222,610	233,858	226,950	+4,340	-6,908
Equipment.....	22,537	23,654	22,966	+429	-688
<b>Total, Indian Health Facilities.....</b>	<b>523,232</b>	<b>569,906</b>	<b>545,424</b>	<b>+22,192</b>	<b>-24,482</b>
<b>TOTAL, INDIAN HEALTH SERVICE.....</b>	<b>4,807,589</b>	<b>5,185,015</b>	<b>5,039,886</b>	<b>+232,297</b>	<b>-145,129</b>

02AV

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
-----					
NATIONAL INSTITUTES OF HEALTH					
National Institute of Environmental Health Sciences...	77,349	77,349	77,349	---	---
AGENCY FOR TOXIC SUBSTANCES AND DISEASE REGISTRY					
Toxic substances and environmental public health.....	74,691	74,691	74,691	---	---
	=====	=====	=====	=====	=====
TOTAL, DEPARTMENT OF HEALTH AND HUMAN SERVICES..	4,959,629	5,337,055	5,191,926	+232,297	-145,129
	=====	=====	=====	=====	=====
OTHER RELATED AGENCIES					
EXECUTIVE OFFICE OF THE PRESIDENT					
Council on Environmental Quality and Office of Environmental Quality.....	3,000	3,015	3,000	---	-15
CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD					
Salaries and expenses.....	11,000	12,436	11,000	---	-1,436
OFFICE OF NAVAJO AND HOPI INDIAN RELOCATION					
Salaries and expenses.....	15,000	15,431	15,431	+431	---

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
-----					
INSTITUTE OF AMERICAN INDIAN AND ALASKA NATIVE CULTURE AND ARTS DEVELOPMENT					
Payment to the Institute.....	11,619	11,835	15,212	+3,593	+3,377
SMITHSONIAN INSTITUTION					
Salaries and Expenses					
Museum and Research Institutes:					
National Air and Space Museum.....	18,937	19,853	19,853	+916	---
Smithsonian Astrophysical Observatory.....	24,141	24,393	24,393	+252	---
Major scientific instrumentation.....	4,118	6,118	4,118	---	-2,000
Universe Center.....	184	184	184	---	---
National Museum of Natural History.....	48,503	49,205	49,205	+702	---
National Zoological Park.....	26,382	27,252	27,252	+870	---
Smithsonian Environmental Research Center.....	3,956	4,171	4,171	+215	---
Smithsonian Tropical Research Institute.....	14,166	14,344	14,344	+178	---
Biodiversity Center.....	1,523	4,230	1,530	+7	-2,700
Arthur M. Sackler Gallery/Freer Gallery of Art.....	6,111	6,197	6,197	+86	---
Center for Folklife and Cultural Heritage.....	2,581	3,122	3,039	+458	-83
Cooper-Hewitt, National Design Museum.....	4,810	5,105	5,005	+195	-100
Hirshhorn Museum and Sculpture Garden.....	4,414	4,913	4,627	+213	-286
National Museum of African Art.....	4,263	4,576	4,576	+313	---
World Cultures Center.....	284	792	792	+508	---
Anacostia Community Museum.....	2,116	2,329	2,329	+213	---

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DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Archives of American Art.....	1,880	2,005	1,909	+29	-96
National Museum of African American History and Culture.....	41,347	41,564	41,564	+217	---
National Museum of American History.....	23,122	26,142	26,036	+2,914	-106
National Museum of the American Indian.....	31,726	32,341	32,341	+615	---
National Portrait Gallery.....	6,064	6,460	6,460	+396	---
Smithsonian American Art Museum.....	9,587	10,115	10,115	+528	---
American Experience Center.....	595	596	596	+1	---
Subtotal, Museums and Research Institutes.....	280,810	296,007	290,636	+9,826	-5,371
Mission enabling:					
Program support and outreach:					
Outreach.....	9,229	9,214	9,214	-15	---
Communications.....	2,594	2,632	2,632	+38	---
Institution-wide programs.....	14,784	14,984	14,784	---	-200
Office of Exhibits Central.....	3,009	3,057	3,057	+48	---
Museum Support Center.....	1,866	1,890	1,890	+24	---
Museum Conservation Institute.....	3,277	3,320	3,320	+43	---
Smithsonian Institution Archives.....	2,203	2,316	2,316	+113	---
Smithsonian Institution Libraries.....	10,654	11,275	11,146	+492	-129
Subtotal, Program support and outreach.....	47,616	48,688	48,359	+743	-329
Office of Chief Information Officer.....	50,400	54,641	51,371	+971	-3,270
Administration.....	34,554	37,526	35,756	+1,202	-1,770
Inspector General.....	3,451	3,499	3,499	+48	---

02 AX

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
<b>Facilities services:</b>					
Facilities maintenance.....	73,985	89,227	76,327	+2,342	-12,900
Facilities operations, security and support.....	205,229	229,636	223,496	+18,267	-6,140
Subtotal, Facilities services.....	279,214	318,863	299,823	+20,609	-19,040
Subtotal, Mission enabling.....	415,235	463,217	438,808	+23,573	-24,409
Total, Salaries and expenses.....	696,045	759,224	729,444	+33,399	-29,780
<b>Facilities Capital</b>					
Revitalization.....	92,788	83,650	73,603	-19,185	-10,047
Facilities planning and design.....	51,410	29,350	20,300	-31,110	-9,050
Construction.....	---	50,000	40,000	+40,000	-10,000
Total, Facilities Capital.....	144,198	163,000	133,903	-10,295	-29,097
<b>TOTAL, SMITHSONIAN INSTITUTION.....</b>					
	840,243	922,224	863,347	+23,104	-58,877
<b>NATIONAL GALLERY OF ART</b>					
<b>Salaries and Expenses</b>					
Care and utilization of art collections.....	41,581	45,418	44,778	+3,197	-640
Operation and maintenance of buildings and grounds....	33,858	35,011	34,554	+696	-457

(02A-1)

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Protection of buildings, grounds and contents.....	22,643	24,231	23,495	+852	-736
General administration.....	26,906	31,141	30,134	+3,226	-1,007
Total, Salaries and Expenses.....	124,988	135,801	132,961	+7,973	-2,840
Repair, Restoration and Renovation of Buildings					
Base program.....	22,564	22,600	22,564	---	-36
TOTAL, NATIONAL GALLERY OF ART.....	147,552	158,401	155,525	+7,973	-2,876
JOHN F. KENNEDY CENTER FOR THE PERFORMING ARTS					
Operations and maintenance.....	21,660	22,260	22,260	+600	---
Capital repair and restoration.....	14,740	13,000	14,140	-600	+1,140
TOTAL, JOHN F. KENNEDY CENTER FOR THE PERFORMING ARTS.....	36,400	35,260	36,400	---	+1,140
WOODROW WILSON INTERNATIONAL CENTER FOR SCHOLARS					
Salaries and expenses.....	10,500	10,400	10,500	---	+100

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
-----					
NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES					
National Endowment for the Arts					
Grants and Administration					
Grants:					
Direct grants.....	63,420	63,906	63,906	+486	---
Challenge America grants.....	7,600	7,600	7,600	---	---
Subtotal.....	71,020	71,506	71,506	+486	---
-----					
State partnerships:					
State and regional.....	37,262	37,517	37,517	+255	---
Underserved set-aside.....	10,084	10,154	10,154	+70	---
Subtotal.....	47,346	47,671	47,671	+325	---
-----					
Subtotal, Grants.....	118,366	119,177	119,177	+811	---
-----					
Program support.....	1,780	1,950	1,950	+170	---
Administration.....	27,803	28,722	28,722	+919	---
-----					
Total, Arts.....	147,949	149,849	149,849	+1,900	---

62AAA

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
-----					
National Endowment for the Humanities					
Grants and Administration					
Grants:					
Special Initiative: The Common Good.....	5,500	10,190	7,230	+1,730	-2,960
Federal/State partnership.....	43,040	43,040	46,000	+2,960	+2,960
Preservation and access.....	15,200	14,385	14,385	-815	---
Public programs.....	13,454	12,730	12,730	-724	---
Research programs.....	14,536	13,755	13,755	-781	---
Education programs.....	13,040	12,000	12,000	-1,040	---
Program development.....	500	500	500	---	---
Digital humanities initiatives.....	4,480	4,600	4,600	+120	---
Subtotal, Grants.....	109,750	111,200	111,200	+1,450	---
-----					
Matching Grants:					
Treasury funds.....	2,400	2,200	2,200	-200	---
Challenge grants.....	8,500	8,500	8,500	---	---
Subtotal, Matching grants.....	10,900	10,700	10,700	-200	---
-----					

02AAB

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Administration.....	27,292	27,948	27,948	+656	---
Total, Humanities.....	147,942	149,848	149,848	+1,906	---
=====					
TOTAL, NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES.....	295,891	299,697	299,697	+3,806	---
=====					
COMMISSION OF FINE ARTS					
Salaries and expenses.....	2,653	2,762	2,762	+109	---
NATIONAL CAPITAL ARTS AND CULTURAL AFFAIRS					
Grants.....	2,000	1,400	2,000	---	+600
ADVISORY COUNCIL ON HISTORIC PRESERVATION					
Salaries and expenses.....	6,080	6,493	6,493	+413	---
NATIONAL CAPITAL PLANNING COMMISSION					
Salaries and expenses.....	8,348	8,099	8,099	-249	---
UNITED STATES HOLOCAUST MEMORIAL MUSEUM					
Holocaust Memorial Museum.....	54,000	57,000	57,000	+3,000	---

02AAC

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
<b>DWIGHT D. EISENHOWER MEMORIAL COMMISSION</b>					
Salaries and expenses.....	1,000	1,800	1,600	+600	-200
Construction.....	---	43,000	45,000	+45,000	+2,000
	=====	=====	=====	=====	=====
Total, DWIGHT D. EISENHOWER MEMORIAL COMMISSION.	1,000	44,800	46,600	+45,600	+1,800
<b>WOMEN'S SUFFRAGE CENTENNIAL COMMISSION</b>					
Salaries and expenses.....	---	---	2,000	+2,000	+2,000
	=====	=====	=====	=====	=====
TOTAL, TITLE III, RELATED AGENCIES.....	12,069,261	12,666,736	12,323,305	+254,044	-343,431
Appropriations.....	(12,069,261)	(12,666,736)	(11,999,622)	(-69,639)	(-667,114)
Emergency appropriations.....	---	---	(342,000)	(+342,000)	(+342,000)
(Discretionary without cap adjustment).....	(12,069,261)	(11,802,640)	(12,323,305)	(+254,044)	(+520,665)
(Disaster Relief cap adjustment).....	---	(864,096)	---	---	(-864,096)
	=====	=====	=====	=====	=====

02AAD

DIVISION G -- DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

(Amounts in thousands)

	FY 2016 Enacted	FY 2017 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
GRAND TOTAL.....	32,225,579	33,176,164	32,633,720	+408,141	-542,444
Appropriations.....	(32,293,579)	(33,206,164)	(32,391,785)	(+98,206)	(-814,379)
Rescissions.....	(-40,000)	---	(-137,065)	(-97,065)	(-137,065)
Rescissions of contract authority.....	(-28,000)	(-30,000)	(-28,000)	---	(+2,000)
Emergency appropriations.....	---	---	(407,000)	(+407,000)	(+407,000)
(Disaster Relief cap adjustment).....	---	(1,154,096)	---	---	(-1,154,096)
(By transfer).....	(28,789)	(24,274)	(24,274)	(-4,515)	---
(Transfer out).....	(-28,789)	(-24,274)	(-24,274)	(+4,515)	---

02NAT

House floor HR 5538 Engrossed Bill.pdf

114<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 5538

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## AN ACT

Making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2017, 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,*

1 That the following sums are appropriated, out of any  
2 money in the Treasury not otherwise appropriated, for the  
3 Department of the Interior, environment, and related  
4 agencies for the fiscal year ending September 30, 2017,  
5 and for other purposes, namely:

6

## TITLE I

7

## DEPARTMENT OF THE INTERIOR

8

## BUREAU OF LAND MANAGEMENT

9

## MANAGEMENT OF LANDS AND RESOURCES

10 For necessary expenses for protection, use, improve-  
11 ment, development, disposal, cadastral surveying, classi-  
12 fication, acquisition of easements and other interests in  
13 lands, and performance of other functions, including main-  
14 tenance of facilities, as authorized by law, in the manage-  
15 ment of lands and their resources under the jurisdiction  
16 of the Bureau of Land Management, including the general  
17 administration of the Bureau, and assessment of mineral  
18 potential of public lands pursuant to section 1010(a) of  
19 Public Law 96–487 (16 U.S.C. 3150(a)), \$1,081,922,000,  
20 to remain available until expended, including all such  
21 amounts as are collected from permit processing fees, as  
22 authorized but made subject to future appropriation by  
23 section 35(d)(3)(A)(i) of the Mineral Leasing Act (30  
24 U.S.C. 191), except that amounts from permit processing  
25 fees may be used for any bureau-related expenses associ-

1 ated with the processing of oil and gas applications for  
2 permits to drill and related use of authorizations; of which  
3 \$3,000,000 shall be available in fiscal year 2017 subject  
4 to a match by at least an equal amount by the National  
5 Fish and Wildlife Foundation for cost-shared projects sup-  
6 porting conservation of Bureau lands; and such funds  
7 shall be advanced to the Foundation as a lump-sum grant  
8 without regard to when expenses are incurred.

9       In addition, \$39,696,000 is for Mining Law Adminis-  
10 tration program operations, including the cost of admin-  
11 istering the mining claim fee program, to remain available  
12 until expended, to be reduced by amounts collected by the  
13 Bureau and credited to this appropriation from mining  
14 claim maintenance fees and location fees that are hereby  
15 authorized for fiscal year 2017, so as to result in a final  
16 appropriation estimated at not more than \$1,081,922,000,  
17 and \$2,000,000, to remain available until expended, from  
18 communication site rental fees established by the Bureau  
19 for the cost of administering communication site activities.

20                                   LAND ACQUISITION

21       For expenses necessary to carry out sections 205,  
22 206, and 318(d) of Public Law 94–579, including admin-  
23 istrative expenses and acquisition of lands or waters, or  
24 interests therein, \$19,400,000, to be derived from the

1 Land and Water Conservation Fund and to remain avail-  
2 able until expended.

3 OREGON AND CALIFORNIA GRANT LANDS

4 For expenses necessary for management, protection,  
5 and development of resources and for construction, oper-  
6 ation, and maintenance of access roads, reforestation, and  
7 other improvements on the revested Oregon and California  
8 Railroad grant lands, on other Federal lands in the Or-  
9 egon and California land-grant counties of Oregon, and  
10 on adjacent rights-of-way; and acquisition of lands or in-  
11 terests therein, including existing connecting roads on or  
12 adjacent to such grant lands; \$106,985,000, to remain  
13 available until expended: *Provided*, That 25 percent of the  
14 aggregate of all receipts during the current fiscal year  
15 from the revested Oregon and California Railroad grant  
16 lands is hereby made a charge against the Oregon and  
17 California land-grant fund and shall be transferred to the  
18 General Fund in the Treasury in accordance with the sec-  
19 ond paragraph of subsection (b) of title II of the Act of  
20 August 28, 1937 (43 U.S.C. 1181f).

21 RANGE IMPROVEMENTS

22 For rehabilitation, protection, and acquisition of  
23 lands and interests therein, and improvement of Federal  
24 rangelands pursuant to section 401 of the Federal Land  
25 Policy and Management Act of 1976 (43 U.S.C. 1751),

1 notwithstanding any other Act, sums equal to 50 percent  
2 of all moneys received during the prior fiscal year under  
3 sections 3 and 15 of the Taylor Grazing Act (43 U.S.C.  
4 315b, 315m) and the amount designated for range im-  
5 provements from grazing fees and mineral leasing receipts  
6 from Bankhead-Jones lands transferred to the Depart-  
7 ment of the Interior pursuant to law, but not less than  
8 \$10,000,000, to remain available until expended: *Pro-*  
9 *vided*, That not to exceed \$600,000 shall be available for  
10 administrative expenses.

11 SERVICE CHARGES, DEPOSITS, AND FORFEITURES

12 For administrative expenses and other costs related  
13 to processing application documents and other authoriza-  
14 tions for use and disposal of public lands and resources,  
15 for costs of providing copies of official public land docu-  
16 ments, for monitoring construction, operation, and termi-  
17 nation of facilities in conjunction with use authorizations,  
18 and for rehabilitation of damaged property, such amounts  
19 as may be collected under Public Law 94–579 (43 U.S.C.  
20 1701 et seq.), and under section 28 of the Mineral Leasing  
21 Act (30 U.S.C. 185), to remain available until expended:  
22 *Provided*, That notwithstanding any provision to the con-  
23 trary of section 305(a) of Public Law 94–579 (43 U.S.C.  
24 1735(a)), any moneys that have been or will be received  
25 pursuant to that section, whether as a result of forfeiture,

1 compromise, or settlement, if not appropriate for refund  
2 pursuant to section 305(c) of that Act (43 U.S.C.  
3 1735(c)), shall be available and may be expended under  
4 the authority of this Act by the Secretary to improve, pro-  
5 tect, or rehabilitate any public lands administered through  
6 the Bureau of Land Management which have been dam-  
7 aged by the action of a resource developer, purchaser, per-  
8 mittee, or any unauthorized person, without regard to  
9 whether all moneys collected from each such action are  
10 used on the exact lands damaged which led to the action:  
11 *Provided further*, That any such moneys that are in excess  
12 of amounts needed to repair damage to the exact land for  
13 which funds were collected may be used to repair other  
14 damaged public lands.

15 MISCELLANEOUS TRUST FUNDS

16 In addition to amounts authorized to be expended  
17 under existing laws, there is hereby appropriated such  
18 amounts as may be contributed under section 307 of Pub-  
19 lic Law 94-579 (43 U.S.C. 1737), and such amounts as  
20 may be advanced for administrative costs, surveys, ap-  
21 praisals, and costs of making conveyances of omitted lands  
22 under section 211(b) of that Act (43 U.S.C. 1721(b)), to  
23 remain available until expended.

## 1 ADMINISTRATIVE PROVISIONS

2 The Bureau of Land Management may carry out the  
3 operations funded under this Act by direct expenditure,  
4 contracts, grants, cooperative agreements and reimburs-  
5 able agreements with public and private entities, including  
6 with States. Appropriations for the Bureau shall be avail-  
7 able for purchase, erection, and dismantlement of tem-  
8 porary structures, and alteration and maintenance of nec-  
9 essary buildings and appurtenant facilities to which the  
10 United States has title; up to \$100,000 for payments, at  
11 the discretion of the Secretary, for information or evidence  
12 concerning violations of laws administered by the Bureau;  
13 miscellaneous and emergency expenses of enforcement ac-  
14 tivities authorized or approved by the Secretary and to be  
15 accounted for solely on the Secretary's certificate, not to  
16 exceed \$10,000: *Provided*, That notwithstanding Public  
17 Law 90-620 (44 U.S.C. 501), the Bureau may, under co-  
18 operative cost-sharing and partnership arrangements au-  
19 thorized by law, procure printing services from cooperators  
20 in connection with jointly produced publications for which  
21 the cooperators share the cost of printing either in cash  
22 or in services, and the Bureau determines the cooperator  
23 is capable of meeting accepted quality standards: *Provided*  
24 *further*, That projects to be funded pursuant to a written  
25 commitment by a State government to provide an identi-

1 fied amount of money in support of the project may be  
2 carried out by the Bureau on a reimbursable basis. Appro-  
3 priations herein made shall not be available for the de-  
4 struction of healthy, unadopted, wild horses and burros  
5 in the care of the Bureau or its contractors or for the  
6 sale of wild horses and burros that results in their destruc-  
7 tion for processing into commercial products: *Provided*  
8 *further*, That the Secretary shall approve any use of a  
9 right-of-way granted pursuant to the General Railroad  
10 Right-of-Way Act of 1875 (43 U.S.C. 934–939) if author-  
11 ization of the use would have been considered under De-  
12 partment policy to be within the scope of a railroad’s au-  
13 thority as of the day before the effective date of the De-  
14 partment’s Solicitor’s Opinion M–37025, issued on No-  
15 vember 4, 2011.

16 UNITED STATES FISH AND WILDLIFE SERVICE  
17 RESOURCE MANAGEMENT

18 For necessary expenses of the United States Fish and  
19 Wildlife Service, as authorized by law, and for scientific  
20 and economic studies, general administration, and for the  
21 performance of other authorized functions related to such  
22 resources, \$1,255,004,000 (reduced by \$1,000,000) (in-  
23 creased by \$1,000,000), to remain available until Sep-  
24 tember 30, 2018: *Provided*, That not to exceed  
25 \$14,411,000 shall be used for implementing subsections

1 (a), (b), (c), and (e) of section 4 of the Endangered Spe-  
2 cies Act of 1973 (16 U.S.C. 1533) (except for processing  
3 petitions, developing and issuing proposed and final regu-  
4 lations, and taking any other steps to implement actions  
5 described in subsection (c)(2)(A), (c)(2)(B)(i), or  
6 (c)(2)(B)(ii)), of which not to exceed \$1,501,000 shall be  
7 used for any activity regarding the designation of critical  
8 habitat, pursuant to subsection (a)(3), excluding litigation  
9 support, for species listed pursuant to subsection (a)(1)  
10 prior to October 1, 2015; of which not to exceed  
11 \$1,501,000 shall be used for any activity regarding peti-  
12 tions for species that are indigenous to the United States  
13 pursuant to subsections (b)(3)(A) and (b)(3)(B); and, of  
14 which not to exceed \$1,504,000 shall be used for imple-  
15 menting subsections (a), (b), (c), and (e) of section 4 of  
16 the Endangered Species Act of 1973 (16 U.S.C. 1533)  
17 for species that are not indigenous to the United States.

18 CONSTRUCTION

19 For construction, improvement, acquisition, or re-  
20 moval of buildings and other facilities required in the con-  
21 servation, management, investigation, protection, and uti-  
22 lization of fish and wildlife resources, and the acquisition  
23 of lands and interests therein; \$14,837,000, to remain  
24 available until expended.

## 1 LAND ACQUISITION

2 For expenses necessary to carry out chapter 2003 of  
3 title 54, United States Code, including administrative ex-  
4 penses, and for acquisition of land or waters, or interest  
5 therein, in accordance with statutory authority applicable  
6 to the United States Fish and Wildlife Service,  
7 \$50,300,000, to be derived from the Land and Water Con-  
8 servation Fund and to remain available until expended,  
9 of which, notwithstanding section 200306 of title 54,  
10 United States Code, not more than \$10,000,000 shall be  
11 for land conservation partnerships authorized by the  
12 Highlands Conservation Act of 2004, including not to ex-  
13 ceed \$320,000 for administrative expenses: *Provided*, That  
14 none of the funds appropriated for specific land acquisi-  
15 tion projects may be used to pay for any administrative  
16 overhead, planning or other management costs.

## 17 COOPERATIVE ENDANGERED SPECIES CONSERVATION

## 18 FUND

19 For expenses necessary to carry out section 6 of the  
20 Endangered Species Act of 1973 (16 U.S.C. 1535),  
21 \$55,590,000, to remain available until expended, of which  
22 \$24,790,000 is to be derived from the Cooperative Endan-  
23 gered Species Conservation Fund; and of which  
24 \$30,800,000 is to be derived from the Land and Water  
25 Conservation Fund.

## 1 NORTH AMERICAN WETLANDS CONSERVATION FUND

2 For expenses necessary to carry out the provisions  
3 of the North American Wetlands Conservation Act (16  
4 U.S.C. 4401 et seq.), \$37,645,000, to remain available  
5 until expended.

## 6 NEOTROPICAL MIGRATORY BIRD CONSERVATION

7 For expenses necessary to carry out the Neotropical  
8 Migratory Bird Conservation Act (16 U.S.C. 6101 et  
9 seq.), \$3,910,000, to remain available until expended.

## 10 MULTINATIONAL SPECIES CONSERVATION FUND

11 For expenses necessary to carry out the African Ele-  
12 phant Conservation Act (16 U.S.C. 4201 et seq.), the  
13 Asian Elephant Conservation Act of 1997 (16 U.S.C.  
14 4261 et seq.), the Rhinoceros and Tiger Conservation Act  
15 of 1994 (16 U.S.C. 5301 et seq.), the Great Ape Con-  
16 servation Act of 2000 (16 U.S.C. 6301 et seq.), and the  
17 Marine Turtle Conservation Act of 2004 (16 U.S.C. 6601  
18 et seq.), \$11,061,000, to remain available until expended.

## 19 STATE AND TRIBAL WILDLIFE GRANTS

20 For wildlife conservation grants to States and to the  
21 District of Columbia, Puerto Rico, Guam, the United  
22 States Virgin Islands, the Northern Mariana Islands,  
23 American Samoa, and Indian tribes under the provisions  
24 of the Fish and Wildlife Act of 1956 and the Fish and  
25 Wildlife Coordination Act, for the development and imple-

1 mentation of programs for the benefit of wildlife and their  
2 habitat, including species that are not hunted or fished,  
3 \$62,571,000, to remain available until expended: *Pro-*  
4 *vided*, That of the amount provided herein, \$4,334,000 is  
5 for a competitive grant program for Indian tribes not sub-  
6 ject to the remaining provisions of this appropriation: *Pro-*  
7 *vided further*, That \$7,237,000 is for a competitive grant  
8 program to implement approved plans for States, terri-  
9 tories, and other jurisdictions and at the discretion of af-  
10 fected States, the regional Associations of fish and wildlife  
11 agencies, not subject to the remaining provisions of this  
12 appropriation: *Provided further*, That the Secretary shall,  
13 after deducting \$11,571,000 and administrative expenses,  
14 apportion the amount provided herein in the following  
15 manner: (1) to the District of Columbia and to the Com-  
16 monwealth of Puerto Rico, each a sum equal to not more  
17 than one-half of 1 percent thereof; and (2) to Guam,  
18 American Samoa, the United States Virgin Islands, and  
19 the Commonwealth of the Northern Mariana Islands, each  
20 a sum equal to not more than one-fourth of 1 percent  
21 thereof: *Provided further*, That the Secretary shall appor-  
22 tion the remaining amount in the following manner: (1)  
23 one-third of which is based on the ratio to which the land  
24 area of such State bears to the total land area of all such  
25 States; and (2) two-thirds of which is based on the ratio

1 to which the population of such State bears to the total  
2 population of all such States: *Provided further*, That the  
3 amounts apportioned under this paragraph shall be ad-  
4 justed equitably so that no State shall be apportioned a  
5 sum which is less than 1 percent of the amount available  
6 for apportionment under this paragraph for any fiscal year  
7 or more than 5 percent of such amount: *Provided further*,  
8 That the Federal share of planning grants shall not exceed  
9 75 percent of the total costs of such projects and the Fed-  
10 eral share of implementation grants shall not exceed 65  
11 percent of the total costs of such projects: *Provided fur-*  
12 *ther*, That the non-Federal share of such projects may not  
13 be derived from Federal grant programs: *Provided further*,  
14 That any amount apportioned in 2017 to any State, terri-  
15 tory, or other jurisdiction that remains unobligated as of  
16 September 30, 2018, shall be reapportioned, together with  
17 funds appropriated in 2019, in the manner provided here-  
18 in.

19 ADMINISTRATIVE PROVISIONS

20 The United States Fish and Wildlife Service may  
21 carry out the operations of Service programs by direct ex-  
22 penditure, contracts, grants, cooperative agreements and  
23 reimbursable agreements with public and private entities.  
24 Appropriations and funds available to the United States  
25 Fish and Wildlife Service shall be available for repair of

1 damage to public roads within and adjacent to reservation  
2 areas caused by operations of the Service; options for the  
3 purchase of land at not to exceed \$1 for each option; facili-  
4 ties incident to such public recreational uses on conserva-  
5 tion areas as are consistent with their primary purpose;  
6 and the maintenance and improvement of aquaria, build-  
7 ings, and other facilities under the jurisdiction of the Serv-  
8 ice and to which the United States has title, and which  
9 are used pursuant to law in connection with management,  
10 and investigation of fish and wildlife resources: *Provided*,  
11 That notwithstanding 44 U.S.C. 501, the Service may,  
12 under cooperative cost sharing and partnership arrange-  
13 ments authorized by law, procure printing services from  
14 cooperators in connection with jointly produced publica-  
15 tions for which the cooperators share at least one-half the  
16 cost of printing either in cash or services and the Service  
17 determines the cooperator is capable of meeting accepted  
18 quality standards: *Provided further*, That the Service may  
19 accept donated aircraft as replacements for existing air-  
20 craft: *Provided further*, That notwithstanding 31 U.S.C.  
21 3302, all fees collected for non-toxic shot review and ap-  
22 proval shall be deposited under the heading “United  
23 States Fish and Wildlife Service—Resource Management”  
24 and shall be available to the Secretary, without further  
25 appropriation, to be used for expenses of processing of

1 such non-toxic shot type or coating applications and revis-  
2 ing regulations as necessary, and shall remain available  
3 until expended: *Provided further*, that none of the funds  
4 made available to the Service by this Act may be used  
5 to close or otherwise terminate operations of any of the  
6 90 units of the National Fish Hatchery System.

7 NATIONAL PARK SERVICE

8 OPERATION OF THE NATIONAL PARK SYSTEM

9 For expenses necessary for the management, oper-  
10 ation, and maintenance of areas and facilities adminis-  
11 tered by the National Park Service and for the general  
12 administration of the National Park Service,  
13 \$2,435,047,000 (increased by \$2,500,000), of which  
14 \$10,032,000 for planning and interagency coordination in  
15 support of Everglades restoration and \$134,461,000 for  
16 maintenance, repair, or rehabilitation projects for con-  
17 structed assets shall remain available until September 30,  
18 2018: *Provided*, That funds appropriated under this head-  
19 ing in this Act are available for the purposes of section  
20 5 of Public Law 95–348.

21 NATIONAL RECREATION AND PRESERVATION

22 For expenses necessary to carry out recreation pro-  
23 grams, natural programs, cultural programs, heritage  
24 partnership programs, environmental compliance and re-

1 view, international park affairs, and grant administration,  
2 not otherwise provided for, \$62,632,000.

3 HISTORIC PRESERVATION FUND

4 For expenses necessary in carrying out the National  
5 Historic Preservation Act (division A of subtitle III of title  
6 54, United States Code), \$78,410,000 (increased by  
7 \$1,000,000) (increased by \$2,000,000) (increased by  
8 \$2,000,000), to be derived from the Historic Preservation  
9 Fund and to remain available until September 30, 2018,  
10 of which \$5,000,000 shall be for Save America's Treas-  
11 ures grants for preservation of national significant sites,  
12 structures, and artifacts as authorized by section 7303 of  
13 the Omnibus Public Land Management Act of 2009 (54  
14 U.S.C. 3089): *Provided*, That an individual Save Amer-  
15 ica's Treasures grant shall be matched by non-Federal  
16 funds: *Provided further*, That individual projects shall only  
17 be eligible for one grant: *Provided further*, That all  
18 projects to be funded shall be approved by the Secretary  
19 of the Interior in consultation with the House and Senate  
20 Committees on Appropriations: *Provided further*, That of  
21 the funds provided for the Historic Preservation Fund,  
22 \$500,000 is for competitive grants for the survey and  
23 nomination of properties to the National Register of His-  
24 toric Places and as National Historic Landmarks associ-  
25 ated with communities currently underrepresented, as de-

1 terminated by the Secretary, \$11,000,000 (increased by  
2 \$2,000,000) is for competitive grants to preserve the sites  
3 and stories of the Civil Rights movement, and \$3,000,000  
4 (increased by \$2,000,000) is for grants to Historically  
5 Black Colleges and Universities: *Provided further*, That  
6 such competitive grants shall be made without imposing  
7 the matching requirements in section 302902(b)(3) of title  
8 54, United States Code to States and Indian tribes as de-  
9 fined in chapter 3003 of such title, Native Hawaiian orga-  
10 nizations, local governments, including Certified Local  
11 Governments, and nonprofit organizations.

12 CONSTRUCTION

13 For construction, improvements, repair, or replace-  
14 ment of physical facilities, and compliance and planning  
15 for programs and areas administered by the National  
16 Park Service, \$215,707,000, to remain available until ex-  
17 pended: *Provided*, That notwithstanding any other provi-  
18 sion of law, for any project initially funded in fiscal year  
19 2017 with a future phase indicated in the National Park  
20 Service 5–Year Line Item Construction Plan, a single pro-  
21 curement may be issued which includes the full scope of  
22 the project: *Provided further*, That the solicitation and  
23 contract shall contain the clause availability of funds  
24 found at 48 CFR 52.232–18: *Provided further*, That Na-  
25 tional Park Service Donations, Park Concessions Fran-

1 chise Fees, and Recreation Fees may be made available  
2 for the cost of adjustments and changes within the origi-  
3 nal scope of effort for projects funded by the National  
4 Park Service Construction appropriation: *Provided further*,  
5 That the Secretary of the Interior shall consult with the  
6 Committees on Appropriations, in accordance with current  
7 reprogramming thresholds, prior to making any charges  
8 authorized by this section.

9 LAND AND WATER CONSERVATION FUND

10 (RESCISSION)

11 The contract authority provided for fiscal year 2017  
12 by section 200308 of title 54, United States Code, is re-  
13 scinded.

14 LAND ACQUISITION AND STATE ASSISTANCE

15 For expenses necessary to carry out chapter 2003 of  
16 title 54, United States Code, including administrative ex-  
17 penses, and for acquisition of lands or waters, or interest  
18 therein, in accordance with the statutory authority appli-  
19 cable to the National Park Service, \$128,752,000, to be  
20 derived from the Land and Water Conservation Fund and  
21 to remain available until expended, of which \$80,000,000  
22 is for the State assistance program and of which  
23 \$10,000,000 shall be for the American Battlefield Protec-  
24 tion Program grants as authorized by chapter 3081 of title  
25 54, United States Code.

## CENTENNIAL CHALLENGE

1  
2 For expenses necessary to carry out the provisions  
3 of section 101701 of title 54, United States Code, relating  
4 to challenge cost share agreements, \$30,000,000, to re-  
5 main available until expended, for Centennial Challenge  
6 projects and programs: *Provided*, That not less than 50  
7 percent of the total cost of each project or program shall  
8 be derived from non-Federal sources in the form of do-  
9 nated cash, assets, or a pledge of donation guaranteed by  
10 an irrevocable letter of credit.

## ADMINISTRATIVE PROVISIONS

## (INCLUDING TRANSFER OF FUNDS)

11  
12  
13 In addition to other uses set forth in section  
14 101917(c)(2) of title 54, United States Code, franchise  
15 fees credited to a sub-account shall be available for ex-  
16 penditure by the Secretary, without further appropriation,  
17 for use at any unit within the National Park System to  
18 extinguish or reduce liability for Possessory Interest or  
19 leasehold surrender interest. Such funds may only be used  
20 for this purpose to the extent that the benefitting unit an-  
21 ticipated franchise fee receipts over the term of the con-  
22 tract at that unit exceed the amount of funds used to ex-  
23 tinguish or reduce liability. Franchise fees at the benefit-  
24 ting unit shall be credited to the sub-account of the origi-  
25 nating unit over a period not to exceed the term of a single

1 contract at the benefitting unit, in the amount of funds  
2 so expended to extinguish or reduce liability.

3 For the costs of administration of the Land and  
4 Water Conservation Fund grants authorized by section  
5 105(a)(2)(B) of the Gulf of Mexico Energy Security Act  
6 of 2006 (Public Law 109–432), the National Park Service  
7 may retain up to 3 percent of the amounts which are au-  
8 thorized to be disbursed under such section, such retained  
9 amounts to remain available until expended.

10 National Park Service funds may be transferred to  
11 the Federal Highway Administration (FHWA), Depart-  
12 ment of Transportation, for purposes authorized under 23  
13 U.S.C. 204. Transfers may include a reasonable amount  
14 for FHWA administrative support costs.

15 UNITED STATES GEOLOGICAL SURVEY

16 SURVEYS, INVESTIGATIONS, AND RESEARCH

17 For expenses necessary for the United States Geo-  
18 logical Survey to perform surveys, investigations, and re-  
19 search covering topography, geology, hydrology, biology,  
20 and the mineral and water resources of the United States,  
21 its territories and possessions, and other areas as author-  
22 ized by 43 U.S.C. 31, 1332, and 1340; classify lands as  
23 to their mineral and water resources; give engineering su-  
24 pervision to power permittees and Federal Energy Regu-  
25 latory Commission licensees; administer the minerals ex-

1 ploration program (30 U.S.C. 641); conduct inquiries into  
2 the economic conditions affecting mining and materials  
3 processing industries (30 U.S.C. 3, 21a, and 1603; 50  
4 U.S.C. 98g(1)) and related purposes as authorized by law;  
5 and to publish and disseminate data relative to the fore-  
6 going activities; \$1,080,006,000, to remain available until  
7 September 30, 2018; of which \$63,637,189 shall remain  
8 available until expended for satellite operations; and of  
9 which \$7,280,000 shall be available until expended for de-  
10 ferred maintenance and capital improvement projects that  
11 exceed \$100,000 in cost: *Provided*, That none of the funds  
12 provided for the ecosystem research activity shall be used  
13 to conduct new surveys on private property, unless specifi-  
14 cally authorized in writing by the property owner: *Pro-*  
15 *vided further*, That no part of this appropriation shall be  
16 used to pay more than one-half the cost of topographic  
17 mapping or water resources data collection and investiga-  
18 tions carried on in cooperation with States and municipali-  
19 ties.

20 ADMINISTRATIVE PROVISIONS

21 From within the amount appropriated for activities  
22 of the United States Geological Survey such sums as are  
23 necessary shall be available for contracting for the fur-  
24 nishing of topographic maps and for the making of geo-  
25 physical or other specialized surveys when it is administra-

1 tively determined that such procedures are in the public  
2 interest; construction and maintenance of necessary build-  
3 ings and appurtenant facilities; acquisition of lands for  
4 gauging stations and observation wells; expenses of the  
5 United States National Committee for Geological  
6 Sciences; and payment of compensation and expenses of  
7 persons employed by the Survey duly appointed to rep-  
8 resent the United States in the negotiation and adminis-  
9 tration of interstate compacts: *Provided*, That activities  
10 funded by appropriations herein made may be accom-  
11 plished through the use of contracts, grants, or coopera-  
12 tive agreements as defined in section 6302 of title 31,  
13 United States Code: *Provided further*, That the United  
14 States Geological Survey may enter into contracts or coop-  
15 erative agreements directly with individuals or indirectly  
16 with institutions or nonprofit organizations, without re-  
17 gard to 41 U.S.C. 6101, for the temporary or intermittent  
18 services of students or recent graduates, who shall be con-  
19 sidered employees for the purpose of chapters 57 and 81  
20 of title 5, United States Code, relating to compensation  
21 for travel and work injuries, and chapter 171 of title 28,  
22 United States Code, relating to tort claims, but shall not  
23 be considered to be Federal employees for any other pur-  
24 poses.

## 1 BUREAU OF OCEAN ENERGY MANAGEMENT

## 2 OCEAN ENERGY MANAGEMENT

3 For expenses necessary for granting leases, ease-  
4 ments, rights-of-way and agreements for use for oil and  
5 gas, other minerals, energy, and marine-related purposes  
6 on the Outer Continental Shelf and approving operations  
7 related thereto, as authorized by law; for environmental  
8 studies, as authorized by law; for implementing other laws  
9 and to the extent provided by Presidential or Secretarial  
10 delegation; and for matching grants or cooperative agree-  
11 ments, \$169,306,000, of which \$74,362,000, is to remain  
12 available until September 30, 2018, and of which  
13 \$94,944,000 is to remain available until expended: *Pro-*  
14 *vided*, That this total appropriation shall be reduced by  
15 amounts collected by the Secretary and credited to this  
16 appropriation from additions to receipts resulting from in-  
17 creases to lease rental rates in effect on August 5, 1993,  
18 and from cost recovery fees from activities conducted by  
19 the Bureau of Ocean Energy Management pursuant to the  
20 Outer Continental Shelf Lands Act, including studies, as-  
21 sessments, analysis, and miscellaneous administrative ac-  
22 tivities: *Provided further*, That the sum herein appro-  
23 priated shall be reduced as such collections are received  
24 during the fiscal year, so as to result in a final fiscal year  
25 2017 appropriation estimated at not more than

1 \$74,362,000: *Provided further*, That not to exceed \$3,000  
2 shall be available for reasonable expenses related to pro-  
3 moting volunteer beach and marine cleanup activities.

4 BUREAU OF SAFETY AND ENVIRONMENTAL  
5 ENFORCEMENT

6 OFFSHORE SAFETY AND ENVIRONMENTAL ENFORCEMENT  
7 (INCLUDING RESCISSION OF FUNDS)

8 For expenses necessary for the regulation of oper-  
9 ations related to leases, easements, rights-of-way and  
10 agreements for use for oil and gas, other minerals, energy,  
11 and marine-related purposes on the Outer Continental  
12 Shelf, as authorized by law; for enforcing and imple-  
13 menting laws and regulations as authorized by law and  
14 to the extent provided by Presidential or Secretarial dele-  
15 gation; and for matching grants or cooperative agree-  
16 ments, \$136,968,000, of which \$93,438,000 is to remain  
17 available until September 30, 2018, and of which  
18 \$43,530,000 is to remain available until expended: *Pro-*  
19 *vided*, That this total appropriation shall be reduced by  
20 amounts collected by the Secretary and credited to this  
21 appropriation from additions to receipts resulting from in-  
22 creases to lease rental rates in effect on August 5, 1993,  
23 and from cost recovery fees from activities conducted by  
24 the Bureau of Safety and Environmental Enforcement  
25 pursuant to the Outer Continental Shelf Lands Act, in-

1 cluding studies, assessments, analysis, and miscellaneous  
2 administrative activities: *Provided further*, That the sum  
3 herein appropriated shall be reduced as such collections  
4 are received during the fiscal year, so as to result in a  
5 final fiscal year 2017 appropriation estimated at not more  
6 than \$93,438,000.

7 For an additional amount, \$53,000,000, to remain  
8 available until expended, to be reduced by amounts col-  
9 lected by the Secretary and credited to this appropriation,  
10 which shall be derived from non-refundable inspection fees  
11 collected in fiscal year 2017, as provided in this Act: *Pro-*  
12 *vided*, That to the extent that amounts realized from such  
13 inspection fees exceed \$53,000,000, the amounts realized  
14 in excess of \$53,000,000 shall be credited to this appro-  
15 priation and remain available until expended: *Provided*  
16 *further*, That for fiscal year 2017, not less than 50 percent  
17 of the inspection fees expended by the Bureau of Safety  
18 and Environmental Enforcement will be used to fund per-  
19 sonnel and mission-related costs to expand capacity and  
20 expedite the orderly development, subject to environmental  
21 safeguards, of the Outer Continental Shelf pursuant to the  
22 Outer Continental Shelf Lands Act (43 U.S.C. 1331 et  
23 seq.), including the review of applications for permits to  
24 drill.



1 507 shall be credited to this account as discretionary off-  
2 setting collections, to remain available until expended:  
3 *Provided further*, That the sum herein appropriated from  
4 the general fund shall be reduced as collections are re-  
5 ceived during the fiscal year, so as to result in a fiscal  
6 year 2017 appropriation estimated at not more than  
7 \$119,300,000.

8 ABANDONED MINE RECLAMATION FUND

9 For necessary expenses to carry out title IV of the  
10 Surface Mining Control and Reclamation Act of 1977,  
11 Public Law 95–87, \$27,303,000, to be derived from re-  
12 ceipts of the Abandoned Mine Reclamation Fund and to  
13 remain available until expended: *Provided*, That pursuant  
14 to Public Law 97–365, the Department of the Interior is  
15 authorized to use up to 20 percent from the recovery of  
16 the delinquent debt owed to the United States Government  
17 to pay for contracts to collect these debts: *Provided fur-*  
18 *ther*, That funds made available under title IV of Public  
19 Law 95–87 may be used for any required non-Federal  
20 share of the cost of projects funded by the Federal Gov-  
21 ernment for the purpose of environmental restoration re-  
22 lated to treatment or abatement of acid mine drainage  
23 from abandoned mines: *Provided further*, That such  
24 projects must be consistent with the purposes and prior-  
25 ities of the Surface Mining Control and Reclamation Act:

1 *Provided further*, That amounts provided under this head-  
2 ing may be used for the travel and per diem expenses of  
3 State and tribal personnel attending Office of Surface  
4 Mining Reclamation and Enforcement sponsored training.

5       In addition, \$90,000,000 (increased by \$15,000,000),  
6 to remain available until expended, for grants to States  
7 for reclamation of abandoned mine lands and other related  
8 activities in accordance with the terms and conditions in  
9 the report accompanying this Act: *Provided*, That such ad-  
10 ditional amount shall be used for economic and community  
11 development in conjunction with the priorities in section  
12 403(a) of the Surface Mining Control and Reclamation  
13 Act of 1977 (30 U.S.C. 1233(a)): *Provided further*, That  
14 of such additional amount, \$75,000,000 shall be distrib-  
15 uted in equal amounts to the 3 Appalachian States with  
16 the greatest amount of unfunded needs to meet the prior-  
17 ities described in paragraphs (1) and (2) of such section,  
18 and \$15,000,000 (increased by \$15,000,000) shall be dis-  
19 tributed in equal amounts to the 3 Appalachian States  
20 with the subsequent greatest amount of unfunded needs  
21 to meet such priorities: *Provided further*, That such addi-  
22 tional amount shall be allocated to States within 60 days  
23 after the date of enactment of this Act.

1 BUREAU OF INDIAN AFFAIRS AND BUREAU OF INDIAN  
2 EDUCATION  
3 OPERATION OF INDIAN PROGRAMS  
4 (INCLUDING TRANSFER OF FUNDS)

5 For expenses necessary for the operation of Indian  
6 programs, as authorized by law, including the Snyder Act  
7 of November 2, 1921 (25 U.S.C. 13), the Indian Self-De-  
8 termination and Education Assistance Act of 1975 (25  
9 U.S.C. 450 et seq.), the Education Amendments of 1978  
10 (25 U.S.C. 2001–2019), and the Tribally Controlled  
11 Schools Act of 1988 (25 U.S.C. 2501 et seq.),  
12 \$2,335,635,000 (increased by \$1,500,000), to remain  
13 available until September 30, 2018, except as otherwise  
14 provided herein; of which not to exceed \$8,500 may be  
15 for official reception and representation expenses; of which  
16 not to exceed \$74,773,000 shall be for welfare assistance  
17 payments: *Provided*, That in cases of designated Federal  
18 disasters, the Secretary may exceed such cap, from the  
19 amounts provided herein, to provide for disaster relief to  
20 Indian communities affected by the disaster: *Provided fur-*  
21 *ther*, That federally recognized Indian tribes and tribal or-  
22 ganizations of federally recognized Indian tribes may use  
23 their tribal priority allocations for unmet welfare assist-  
24 ance costs: *Provided further*, That not to exceed  
25 \$652,282,000 for school operations costs of Bureau-fund-

1 ed schools and other education programs shall become  
2 available on July 1, 2017, and shall remain available until  
3 September 30, 2018: *Provided further*, That not to exceed  
4 \$48,815,000 (increased by \$1,500,000) shall remain avail-  
5 able until expended for housing improvement, road main-  
6 tenance, attorney fees, litigation support, land records im-  
7 provement, and the Navajo-Hopi Settlement Program:  
8 *Provided further*, That notwithstanding any other provi-  
9 sion of law, including but not limited to the Indian Self-  
10 Determination Act of 1975 (25 U.S.C. 450f et seq.) and  
11 section 1128 of the Education Amendments of 1978 (25  
12 U.S.C. 2008), not to exceed \$75,335,000 within and only  
13 from such amounts made available for school operations  
14 shall be available for administrative cost grants associated  
15 with grants approved prior to July 1, 2017: *Provided fur-*  
16 *ther*, That any forestry funds allocated to a federally rec-  
17 ognized tribe which remain unobligated as of September  
18 30, 2018, may be transferred during fiscal year 2019 to  
19 an Indian forest land assistance account established for  
20 the benefit of the holder of the funds within the holder's  
21 trust fund account: *Provided further*, That any such unob-  
22 ligated balances not so transferred shall expire on Sep-  
23 tember 30, 2019: *Provided further*, That in order to en-  
24 hance the safety of Bureau field employees, the Bureau

1 may use funds to purchase uniforms or other identifying  
2 articles of clothing for personnel.

3 CONTRACT SUPPORT COSTS

4 For payments to tribes and tribal organizations for  
5 contract support costs associated with Indian Self-Deter-  
6 mination and Education Assistance Act agreements with  
7 the Bureau of Indian Affairs for fiscal year 2017, such  
8 sums as may be necessary, which shall be available for  
9 obligation through September 30, 2018: *Provided*, That  
10 notwithstanding any other provision of law, no amounts  
11 made available under this heading shall be available for  
12 transfer to another budget account.

13 CONSTRUCTION

14 (INCLUDING TRANSFER OF FUNDS)

15 For construction, repair, improvement, and mainte-  
16 nance of irrigation and power systems, buildings, utilities,  
17 and other facilities, including architectural and engineer-  
18 ing services by contract; acquisition of lands, and interests  
19 in lands; and preparation of lands for farming, and for  
20 construction of the Navajo Indian Irrigation Project pur-  
21 suant to Public Law 87-483, \$197,017,000, to remain  
22 available until expended: *Provided*, That such amounts as  
23 may be available for the construction of the Navajo Indian  
24 Irrigation Project may be transferred to the Bureau of  
25 Reclamation: *Provided further*, That not to exceed 6 per-

1 cent of contract authority available to the Bureau of In-  
2 dian Affairs from the Federal Highway Trust Fund may  
3 be used to cover the road program management costs of  
4 the Bureau: *Provided further*, That any funds provided for  
5 the Safety of Dams program pursuant to 25 U.S.C. 13  
6 shall be made available on a nonreimbursable basis: *Pro-*  
7 *vided further*, That for fiscal year 2017, in implementing  
8 new construction, replacement facilities construction, or  
9 facilities improvement and repair project grants in excess  
10 of \$100,000 that are provided to grant schools under Pub-  
11 lic Law 100–297, the Secretary of the Interior shall use  
12 the Administrative and Audit Requirements and Cost  
13 Principles for Assistance Programs contained in 43 CFR  
14 part 12 as the regulatory requirements: *Provided further*,  
15 That such grants shall not be subject to section 12.61 of  
16 43 CFR; the Secretary and the grantee shall negotiate and  
17 determine a schedule of payments for the work to be per-  
18 formed: *Provided further*, That in considering grant appli-  
19 cations, the Secretary shall consider whether such grantee  
20 would be deficient in assuring that the construction  
21 projects conform to applicable building standards and  
22 codes and Federal, tribal, or State health and safety  
23 standards as required by 25 U.S.C. 2005(b), with respect  
24 to organizational and financial management capabilities:  
25 *Provided further*, That if the Secretary declines a grant

1 application, the Secretary shall follow the requirements  
2 contained in 25 U.S.C. 2504(f): *Provided further*, That  
3 any disputes between the Secretary and any grantee con-  
4 cerning a grant shall be subject to the disputes provision  
5 in 25 U.S.C. 2507(e): *Provided further*, That in order to  
6 ensure timely completion of construction projects, the Sec-  
7 retary may assume control of a project and all funds re-  
8 lated to the project, if, within 18 months of the date of  
9 enactment of this Act, any grantee receiving funds appro-  
10 priated in this Act or in any prior Act, has not completed  
11 the planning and design phase of the project and com-  
12 menced construction: *Provided further*, That this appro-  
13 priation may be reimbursed from the Office of the Special  
14 Trustee for American Indians appropriation for the appro-  
15 priate share of construction costs for space expansion  
16 needed in agency offices to meet trust reform implementa-  
17 tion.

18 INDIAN LAND AND WATER CLAIM SETTLEMENTS AND

19 MISCELLANEOUS PAYMENTS TO INDIANS

20 For payments and necessary administrative expenses  
21 for implementation of Indian land and water claim settle-  
22 ments pursuant to Public Laws 99-264, 100-580, 101-  
23 618, 111-11, and 111-291, and for implementation of  
24 other land and water rights settlements, \$49,025,000, to  
25 remain available until expended.

## 1 INDIAN GUARANTEED LOAN PROGRAM ACCOUNT

2 For the cost of guaranteed loans and insured loans,  
3 \$8,757,000, of which \$1,182,000 is for administrative ex-  
4 penses, as authorized by the Indian Financing Act of  
5 1974: *Provided*, That such costs, including the cost of  
6 modifying such loans, shall be as defined in section 502  
7 of the Congressional Budget Act of 1974: *Provided fur-*  
8 *ther*, That these funds are available to subsidize total loan  
9 principal, any part of which is to be guaranteed or insured,  
10 not to exceed \$120,050,595.

## 11 ADMINISTRATIVE PROVISIONS

12 The Bureau of Indian Affairs may carry out the oper-  
13 ation of Indian programs by direct expenditure, contracts,  
14 cooperative agreements, compacts, and grants, either di-  
15 rectly or in cooperation with States and other organiza-  
16 tions.

17 Notwithstanding 25 U.S.C. 15, the Bureau of Indian  
18 Affairs may contract for services in support of the man-  
19 agement, operation, and maintenance of the Power Divi-  
20 sion of the San Carlos Irrigation Project.

21 Notwithstanding any other provision of law, no funds  
22 available to the Bureau of Indian Affairs for central office  
23 oversight and Executive Direction and Administrative  
24 Services (except executive direction and administrative  
25 services funding for Tribal Priority Allocations, regional

1 offices, and facilities operations and maintenance) shall be  
2 available for contracts, grants, compacts, or cooperative  
3 agreements with the Bureau of Indian Affairs under the  
4 provisions of the Indian Self-Determination Act or the  
5 Tribal Self-Governance Act of 1994 (Public Law 103–  
6 413).

7       In the event any tribe returns appropriations made  
8 available by this Act to the Bureau of Indian Affairs, this  
9 action shall not diminish the Federal Government’s trust  
10 responsibility to that tribe, or the government-to-govern-  
11 ment relationship between the United States and that  
12 tribe, or that tribe’s ability to access future appropria-  
13 tions.

14       Notwithstanding any other provision of law, no funds  
15 available to the Bureau of Indian Education, other than  
16 the amounts provided herein for assistance to public  
17 schools under 25 U.S.C. 452 et seq., shall be available to  
18 support the operation of any elementary or secondary  
19 school in the State of Alaska.

20       No funds available to the Bureau of Indian Edu-  
21 cation shall be used to support expanded grades for any  
22 school or dormitory beyond the grade structure in place  
23 or approved by the Secretary of the Interior at each school  
24 in the Bureau of Indian Education school system as of  
25 October 1, 1995, except that the Secretary of the Interior

1 may waive this prohibition to support expansion of up to  
2 one additional grade when the Secretary determines such  
3 waiver is needed to support accomplishment of the mission  
4 of the Bureau of Indian Education. Appropriations made  
5 available in this or any prior Act for schools funded by  
6 the Bureau shall be available, in accordance with the Bu-  
7 reau's funding formula, only to the schools in the Bureau  
8 school system as of September 1, 1996, and to any school  
9 or school program that was reinstated in fiscal year 2012.  
10 Funds made available under this Act may not be used to  
11 establish a charter school at a Bureau-funded school (as  
12 that term is defined in section 1141 of the Education  
13 Amendments of 1978 (25 U.S.C. 2021)), except that a  
14 charter school that is in existence on the date of the enact-  
15 ment of this Act and that has operated at a Bureau-fund-  
16 ed school before September 1, 1999, may continue to oper-  
17 ate during that period, but only if the charter school pays  
18 to the Bureau a pro rata share of funds to reimburse the  
19 Bureau for the use of the real and personal property (in-  
20 cluding buses and vans), the funds of the charter school  
21 are kept separate and apart from Bureau funds, and the  
22 Bureau does not assume any obligation for charter school  
23 programs of the State in which the school is located if  
24 the charter school loses such funding. Employees of Bu-  
25 reau-funded schools sharing a campus with a charter

1 school and performing functions related to the charter  
2 school's operation and employees of a charter school shall  
3 not be treated as Federal employees for purposes of chap-  
4 ter 171 of title 28, United States Code.

5       Notwithstanding any other provision of law, including  
6 section 113 of title I of appendix C of Public Law 106-  
7 113, if in fiscal year 2003 or 2004 a grantee received indi-  
8 rect and administrative costs pursuant to a distribution  
9 formula based on section 5(f) of Public Law 101-301, the  
10 Secretary shall continue to distribute indirect and admin-  
11 istrative cost funds to such grantee using the section 5(f)  
12 distribution formula.

13       Funds available under this Act may not be used to  
14 establish satellite locations of schools in the Bureau school  
15 system as of September 1, 1996, except that the Secretary  
16 may waive this prohibition in order for an Indian tribe  
17 to provide language and cultural immersion educational  
18 programs for non-public schools located within the juris-  
19 dictional area of the tribal government which exclusively  
20 serve tribal members, do not include grades beyond those  
21 currently served at the existing Bureau-funded school,  
22 provide an educational environment with educator pres-  
23 ence and academic facilities comparable to the Bureau-  
24 funded school, comply with all applicable Tribal, Federal,  
25 or State health and safety standards, and the Americans

1 with Disabilities Act, and demonstrate the benefits of es-  
2 tablishing operations at a satellite location in lieu of incur-  
3 ring extraordinary costs, such as for transportation or  
4 other impacts to students such as those caused by busing  
5 students extended distances: *Provided*, That no funds  
6 available under this Act may be used to fund operations,  
7 maintenance, rehabilitation, construction or other facili-  
8 ties-related costs for such assets that are not owned by  
9 the Bureau: *Provided further*, That the term “satellite  
10 school” means a school location physically separated from  
11 the existing Bureau school by more than 50 miles but that  
12 forms part of the existing school in all other respects.

13 DEPARTMENTAL OFFICES

14 OFFICE OF THE SECRETARY

15 DEPARTMENTAL OPERATIONS

16 For necessary expenses for management of the De-  
17 partment of the Interior, including the collection and dis-  
18 bursement of royalties, fees, and other mineral revenue  
19 proceeds, and for grants and cooperative agreements, as  
20 authorized by law, \$749,422,000 (reduced by \$2,500,000)  
21 (reduced by \$1,000,000) (reduced by \$2,000,000) (re-  
22 duced by \$2,000,000), to remain available until September  
23 30, 2018; of which not to exceed \$15,000 may be for offi-  
24 cial reception and representation expenses; and of which  
25 up to \$1,000,000 shall be available for workers compensa-

1 tion payments and unemployment compensation payments  
2 associated with the orderly closure of the United States  
3 Bureau of Mines; and of which \$10,000,000 for the Office  
4 of Valuation Services is to be derived from the Land and  
5 Water Conservation Fund and shall remain available until  
6 expended; and of which \$38,300,000 shall remain avail-  
7 able until expended for the purpose of mineral revenue  
8 management activities: *Provided*, That notwithstanding  
9 any other provision of law, \$15,000 under this heading  
10 shall be available for refunds of overpayments in connec-  
11 tion with certain Indian leases in which the Secretary con-  
12 curred with the claimed refund due, to pay amounts owed  
13 to Indian allottees or tribes, or to correct prior unrecover-  
14 able erroneous payments.

15 ADMINISTRATIVE PROVISIONS

16 For fiscal year 2017, up to \$400,000 of the payments  
17 authorized by the Act of October 20, 1976 (31 U.S.C.  
18 6901–6907) may be retained for administrative expenses  
19 of the Payments in Lieu of Taxes Program: *Provided*,  
20 That no payment shall be made pursuant to that Act to  
21 otherwise eligible units of local government if the com-  
22 puted amount of the payment is less than \$100: *Provided*  
23 *further*, That the Secretary may reduce the payment au-  
24 thorized by 31 U.S.C. 6901–6907 for an individual county  
25 by the amount necessary to correct prior year overpay-

1 ments to that county: *Provided further*, That the amount  
2 needed to correct a prior year underpayment to an indi-  
3 vidual county shall be paid from any reductions for over-  
4 payments to other counties and the amount necessary to  
5 cover any remaining underpayment is hereby appropriated  
6 and shall be paid to individual counties: *Provided further*,  
7 That of the total amount made available by this title for  
8 “Office of the Secretary—Departmental Operations”,  
9 \$480,000,000 shall be available to the Secretary of the  
10 Interior for fiscal year 2017 for payments in lieu of taxes  
11 under chapter 69 of title 31, United States Code.

12 INSULAR AFFAIRS

13 ASSISTANCE TO TERRITORIES

14 For expenses necessary for assistance to territories  
15 under the jurisdiction of the Department of the Interior  
16 and other jurisdictions identified in section 104(e) of Pub-  
17 lic Law 108–188, \$86,976,000, of which: (1) \$77,528,000  
18 shall remain available until expended for territorial assist-  
19 ance, including general technical assistance, maintenance  
20 assistance, disaster assistance, coral reef initiative activi-  
21 ties, and brown tree snake control and research; grants  
22 to the judiciary in American Samoa for compensation and  
23 expenses, as authorized by law (48 U.S.C. 1661(c));  
24 grants to the Government of American Samoa, in addition  
25 to current local revenues, for construction and support of

1 governmental functions; grants to the Government of the  
2 Virgin Islands as authorized by law; grants to the Govern-  
3 ment of Guam, as authorized by law; and grants to the  
4 Government of the Northern Mariana Islands as author-  
5 ized by law (Public Law 94–241; 90 Stat. 272); and (2)  
6 \$9,448,000 shall be available until September 30, 2018,  
7 for salaries and expenses of the Office of Insular Affairs:  
8 *Provided*, That all financial transactions of the territorial  
9 and local governments herein provided for, including such  
10 transactions of all agencies or instrumentalities estab-  
11 lished or used by such governments, may be audited by  
12 the Government Accountability Office, at its discretion, in  
13 accordance with chapter 35 of title 31, United States  
14 Code: *Provided further*, That Northern Mariana Islands  
15 Covenant grant funding shall be provided according to  
16 those terms of the Agreement of the Special Representa-  
17 tives on Future United States Financial Assistance for the  
18 Northern Mariana Islands approved by Public Law 104–  
19 134: *Provided further*, That the funds for the program of  
20 operations and maintenance improvement are appro-  
21 priated to institutionalize routine operations and mainte-  
22 nance improvement of capital infrastructure with terri-  
23 torial participation and cost sharing to be determined by  
24 the Secretary based on the grantee’s commitment to time-  
25 ly maintenance of its capital assets: *Provided further*, That

1 any appropriation for disaster assistance under this head-  
2 ing in this Act or previous appropriations Acts may be  
3 used as non-Federal matching funds for the purpose of  
4 hazard mitigation grants provided pursuant to section 404  
5 of the Robert T. Stafford Disaster Relief and Emergency  
6 Assistance Act (42 U.S.C. 5170c).

7 COMPACT OF FREE ASSOCIATION

8 For grants and necessary expenses, \$3,318,000, to  
9 remain available until expended, as provided for in sec-  
10 tions 221(a)(2) and 233 of the Compact of Free Associa-  
11 tion for the Republic of Palau; and section 221(a)(2) of  
12 the Compacts of Free Association for the Government of  
13 the Republic of the Marshall Islands and the Federated  
14 States of Micronesia, as authorized by Public Law 99-  
15 658 and Public Law 108-188.

16 ADMINISTRATIVE PROVISIONS

17 (INCLUDING TRANSFER OF FUNDS)

18 At the request of the Governor of Guam, the Sec-  
19 retary may transfer discretionary funds or mandatory  
20 funds provided under section 104(e) of Public Law 108-  
21 188 and Public Law 104-134, that are allocated for  
22 Guam, to the Secretary of Agriculture for the subsidy cost  
23 of direct or guaranteed loans, plus not to exceed three per-  
24 cent of the amount of the subsidy transferred for the cost  
25 of loan administration, for the purposes authorized by the

1 Rural Electrification Act of 1936 and section 306(a)(1)  
2 of the Consolidated Farm and Rural Development Act for  
3 construction and repair projects in Guam, and such funds  
4 shall remain available until expended: *Provided*, That such  
5 costs, including the cost of modifying such loans, shall be  
6 as defined in section 502 of the Congressional Budget Act  
7 of 1974: *Provided further*, That such loans or loan guaran-  
8 tees may be made without regard to the population of the  
9 area, credit elsewhere requirements, and restrictions on  
10 the types of eligible entities under the Rural Electrifica-  
11 tion Act of 1936 and section 306(a)(1) of the Consolidated  
12 Farm and Rural Development Act: *Provided further*, That  
13 any funds transferred to the Secretary of Agriculture shall  
14 be in addition to funds otherwise made available to make  
15 or guarantee loans under such authorities.

16 OFFICE OF THE SOLICITOR

17 SALARIES AND EXPENSES

18 For necessary expenses of the Office of the Solicitor,  
19 \$65,800,000.

20 OFFICE OF INSPECTOR GENERAL

21 SALARIES AND EXPENSES

22 For necessary expenses of the Office of Inspector  
23 General, \$50,047,000.



1 *further*, That the Secretary shall issue an annual account  
2 statement and maintain a record of any such accounts and  
3 shall permit the balance in each such account to be with-  
4 drawn upon the express written request of the account  
5 holder: *Provided further*, That not to exceed \$50,000 is  
6 available for the Secretary to make payments to correct  
7 administrative errors of either disbursements from or de-  
8 posits to Individual Indian Money or Tribal accounts after  
9 September 30, 2002: *Provided further*, That erroneous  
10 payments that are recovered shall be credited to and re-  
11 main available in this account for this purpose: *Provided*  
12 *further*, That the Secretary shall not be required to re-  
13 concile Special Deposit Accounts with a balance of less than  
14 \$500 unless the Office of the Special Trustee receives  
15 proof of ownership from a Special Deposit Accounts claim-  
16 ant: *Provided further*, That notwithstanding section 102  
17 of the American Indian Trust Fund Management Reform  
18 Act of 1994 (Public Law 103–412) or any other provision  
19 of law, the Secretary may aggregate the trust accounts  
20 of individuals whose whereabouts are unknown for a con-  
21 tinuous period of at least five years and shall not be re-  
22 quired to generate periodic statements of performance for  
23 the individual accounts: *Provided further*, That with re-  
24 spect to the eighth proviso, the Secretary shall continue  
25 to maintain sufficient records to determine the balance of

1 the individual accounts, including any accrued interest and  
2 income, and such funds shall remain available to the indi-  
3 vidual account holders.

4 DEPARTMENT-WIDE PROGRAMS

5 WILDLAND FIRE MANAGEMENT

6 (INCLUDING TRANSFERS OF FUNDS)

7 For necessary expenses for fire preparedness, fire  
8 suppression operations, fire science and research, emer-  
9 gency rehabilitation, fuels management activities, and  
10 rural fire assistance by the Department of the Interior,  
11 \$851,945,000, to remain available until expended, of  
12 which not to exceed \$10,000,000 shall be for the renova-  
13 tion or construction of fire facilities: *Provided*, That such  
14 funds are also available for repayment of advances to  
15 other appropriation accounts from which funds were pre-  
16 viously transferred for such purposes: *Provided further*,  
17 That of the funds provided \$180,000,000 is for hazardous  
18 fuels management activities: *Provided further*, That of the  
19 funds provided \$20,470,000 is for burned area rehabilita-  
20 tion: *Provided further*, That persons hired pursuant to 43  
21 U.S.C. 1469 may be furnished subsistence and lodging  
22 without cost from funds available from this appropriation:  
23 *Provided further*, That notwithstanding 42 U.S.C. 1856d,  
24 sums received by a bureau or office of the Department  
25 of the Interior for fire protection rendered pursuant to 42

1 U.S.C. 1856 et seq., protection of United States property,  
2 may be credited to the appropriation from which funds  
3 were expended to provide that protection, and are avail-  
4 able without fiscal year limitation: *Provided further*, That  
5 using the amounts designated under this title of this Act,  
6 the Secretary of the Interior may enter into procurement  
7 contracts, grants, or cooperative agreements, for fuels  
8 management and resilient landscapes activities, and for  
9 training and monitoring associated with such fuels man-  
10 agement and resilient landscapes activities, on Federal  
11 land, or on adjacent non-Federal land for activities that  
12 benefit resources on Federal land: *Provided further*, That  
13 the costs of implementing any cooperative agreement be-  
14 tween the Federal Government and any non-Federal entity  
15 may be shared, as mutually agreed on by the affected par-  
16 ties: *Provided further*, That notwithstanding requirements  
17 of the Competition in Contracting Act, the Secretary, for  
18 purposes of fuels management and resilient landscapes ac-  
19 tivities, may obtain maximum practicable competition  
20 among: (1) local private, nonprofit, or cooperative entities;  
21 (2) Youth Conservation Corps crews, Public Lands Corps  
22 (Public Law 109–154), or related partnerships with State,  
23 local, or nonprofit youth groups; (3) small or micro-busi-  
24 nesses; or (4) other entities that will hire or train locally  
25 a significant percentage, defined as 50 percent or more,

1 of the project workforce to complete such contracts: *Pro-*  
2 *vided further*, That in implementing this section, the Sec-  
3 retary shall develop written guidance to field units to en-  
4 sure accountability and consistent application of the au-  
5 thorities provided herein: *Provided further*, That funds ap-  
6 propriated under this heading may be used to reimburse  
7 the United States Fish and Wildlife Service and the Na-  
8 tional Marine Fisheries Service for the costs of carrying  
9 out their responsibilities under the Endangered Species  
10 Act of 1973 (16 U.S.C. 1531 et seq.) to consult and con-  
11 ference, as required by section 7 of such Act, in connection  
12 with wildland fire management activities: *Provided further*,  
13 That the Secretary of the Interior may use wildland fire  
14 appropriations to enter into leases of real property with  
15 local governments, at or below fair market value, to con-  
16 struct capitalized improvements for fire facilities on such  
17 leased properties, including but not limited to fire guard  
18 stations, retardant stations, and other initial attack and  
19 fire support facilities, and to make advance payments for  
20 any such lease or for construction activity associated with  
21 the lease: *Provided further*, That the Secretary of the Inte-  
22 rior and the Secretary of Agriculture may authorize the  
23 transfer of funds appropriated for wildland fire manage-  
24 ment, in an aggregate amount not to exceed \$50,000,000,  
25 between the Departments when such transfers would fa-

1 cilitate and expedite wildland fire management programs  
2 and projects: *Provided further*, That funds provided for  
3 wildfire suppression shall be available for support of Fed-  
4 eral emergency response actions: *Provided further*, That  
5 funds appropriated under this heading shall be available  
6 for assistance to or through the Department of State in  
7 connection with forest and rangeland research, technical  
8 information, and assistance in foreign countries, and, with  
9 the concurrence of the Secretary of State, shall be avail-  
10 able to support forestry, wildland fire management, and  
11 related natural resource activities outside the United  
12 States and its territories and possessions, including tech-  
13 nical assistance, education and training, and cooperation  
14 with United States and international organizations.

15 FLAME WILDFIRE SUPPRESSION RESERVE FUND

16 (INCLUDING TRANSFER OF FUNDS)

17 For necessary expenses for large fire suppression op-  
18 erations of the Department of the Interior and as a re-  
19 serve fund for suppression and Federal emergency re-  
20 sponse activities, \$92,000,000, to remain available until  
21 expended: *Provided*, That such amounts are only available  
22 for transfer to the “Wildland Fire Management” account  
23 following a declaration by the Secretary in accordance  
24 with section 502 of the FLAME Act of 2009 (43 U.S.C.  
25 1748a).



1 operations throughout the Department, \$67,100,000, to  
2 remain available until expended: *Provided*, That none of  
3 the funds appropriated in this Act or any other Act may  
4 be used to establish reserves in the Working Capital Fund  
5 account other than for accrued annual leave and deprecia-  
6 tion of equipment without prior approval of the Commit-  
7 tees on Appropriations of the House of Representatives  
8 and the Senate: *Provided further*, That the Secretary may  
9 assess reasonable charges to State, local and tribal govern-  
10 ment employees for training services provided by the Na-  
11 tional Indian Program Training Center, other than train-  
12 ing related to Public Law 93–638: *Provided further*, That  
13 the Secretary may lease or otherwise provide space and  
14 related facilities, equipment or professional services of the  
15 National Indian Program Training Center to State, local  
16 and tribal government employees or persons or organiza-  
17 tions engaged in cultural, educational, or recreational ac-  
18 tivities (as defined in section 3306(a) of title 40, United  
19 States Code) at the prevailing rate for similar space, facili-  
20 ties, equipment, or services in the vicinity of the National  
21 Indian Program Training Center: *Provided further*, That  
22 all funds received pursuant to the two preceding provisos  
23 shall be credited to this account, shall be available until  
24 expended, and shall be used by the Secretary for necessary  
25 expenses of the National Indian Program Training Center:

1 *Provided further*, That the Secretary may enter into grants  
2 and cooperative agreements to support the Office of Nat-  
3 ural Resource Revenue's collection and disbursement of  
4 royalties, fees, and other mineral revenue proceeds, as au-  
5 thorized by law.

6 ADMINISTRATIVE PROVISION

7 There is hereby authorized for acquisition from avail-  
8 able resources within the Working Capital Fund, aircraft  
9 which may be obtained by donation, purchase or through  
10 available excess surplus property: *Provided*, That existing  
11 aircraft being replaced may be sold, with proceeds derived  
12 or trade-in value used to offset the purchase price for the  
13 replacement aircraft.

14 GENERAL PROVISIONS, DEPARTMENT OF THE INTERIOR  
15 (INCLUDING TRANSFERS OF FUNDS)

16 EMERGENCY TRANSFER AUTHORITY—INTRA-BUREAU

17 SEC. 101. Appropriations made in this title shall be  
18 available for expenditure or transfer (within each bureau  
19 or office), with the approval of the Secretary, for the emer-  
20 gency reconstruction, replacement, or repair of aircraft,  
21 buildings, utilities, or other facilities or equipment dam-  
22 aged or destroyed by fire, flood, storm, or other unavoid-  
23 able causes: *Provided*, That no funds shall be made avail-  
24 able under this authority until funds specifically made  
25 available to the Department of the Interior for emer-

1 agencies shall have been exhausted: *Provided further*, That  
2 all funds used pursuant to this section must be replenished  
3 by a supplemental appropriation, which must be requested  
4 as promptly as possible.

5 EMERGENCY TRANSFER AUTHORITY—DEPARTMENT-WIDE

6       SEC. 102. The Secretary may authorize the expendi-  
7 ture or transfer of any no year appropriation in this title,  
8 in addition to the amounts included in the budget pro-  
9 grams of the several agencies, for the suppression or emer-  
10 gency prevention of wildland fires on or threatening lands  
11 under the jurisdiction of the Department of the Interior;  
12 for the emergency rehabilitation of burned-over lands  
13 under its jurisdiction; for emergency actions related to po-  
14 tential or actual earthquakes, floods, volcanoes, storms, or  
15 other unavoidable causes; for contingency planning subse-  
16 quent to actual oil spills; for response and natural resource  
17 damage assessment activities related to actual oil spills or  
18 releases of hazardous substances into the environment; for  
19 the prevention, suppression, and control of actual or po-  
20 tential grasshopper and Mormon cricket outbreaks on  
21 lands under the jurisdiction of the Secretary, pursuant to  
22 the authority in section 417(b) of Public Law 106–224  
23 (7 U.S.C. 7717(b)); for emergency reclamation projects  
24 under section 410 of Public Law 95–87; and shall trans-  
25 fer, from any no year funds available to the Office of Sur-  
26 face Mining Reclamation and Enforcement, such funds as

1 may be necessary to permit assumption of regulatory au-  
2 thority in the event a primacy State is not carrying out  
3 the regulatory provisions of the Surface Mining Act: *Pro-*  
4 *vided*, That appropriations made in this title for wildland  
5 fire operations shall be available for the payment of obliga-  
6 tions incurred during the preceding fiscal year, and for  
7 reimbursement to other Federal agencies for destruction  
8 of vehicles, aircraft, or other equipment in connection with  
9 their use for wildland fire operations, such reimbursement  
10 to be credited to appropriations currently available at the  
11 time of receipt thereof: *Provided further*, That for wildland  
12 fire operations, no funds shall be made available under  
13 this authority until the Secretary determines that funds  
14 appropriated for “wildland fire operations” and “FLAME  
15 Wildfire Suppression Reserve Fund” shall be exhausted  
16 within 30 days: *Provided further*, That all funds used pur-  
17 suant to this section must be replenished by a supple-  
18 mental appropriation, which must be requested as prompt-  
19 ly as possible: *Provided further*, That such replenishment  
20 funds shall be used to reimburse, on a pro rata basis, ac-  
21 counts from which emergency funds were transferred.

22 AUTHORIZED USE OF FUNDS

23 SEC. 103. Appropriations made to the Department  
24 of the Interior in this title shall be available for services  
25 as authorized by section 3109 of title 5, United States  
26 Code, when authorized by the Secretary, in total amount



1 tribute any Tribal Priority Allocation funds, including  
2 tribal base funds, to alleviate tribal funding inequities by  
3 transferring funds to address identified, unmet needs,  
4 dual enrollment, overlapping service areas or inaccurate  
5 distribution methodologies. No tribe shall receive a reduc-  
6 tion in Tribal Priority Allocation funds of more than 10  
7 percent in fiscal year 2017. Under circumstances of dual  
8 enrollment, overlapping service areas or inaccurate dis-  
9 tribution methodologies, the 10 percent limitation does not  
10 apply.

11            ELLIS, GOVERNORS, AND LIBERTY ISLANDS

12            SEC. 106. Notwithstanding any other provision of  
13 law, the Secretary of the Interior is authorized to acquire  
14 lands, waters, or interests therein including the use of all  
15 or part of any pier, dock, or landing within the State of  
16 New York and the State of New Jersey, for the purpose  
17 of operating and maintaining facilities in the support of  
18 transportation and accommodation of visitors to Ellis,  
19 Governors, and Liberty Islands, and of other program and  
20 administrative activities, by donation or with appropriated  
21 funds, including franchise fees (and other monetary con-  
22 sideration), or by exchange; and the Secretary is author-  
23 ized to negotiate and enter into leases, subleases, conces-  
24 sion contracts or other agreements for the use of such fa-  
25 cilities on such terms and conditions as the Secretary may  
26 determine reasonable.

## 1           OUTER CONTINENTAL SHELF INSPECTION FEES

2           SEC. 107. (a) In fiscal year 2017, the Secretary shall  
3 collect a nonrefundable inspection fee, which shall be de-  
4 posited in the “Offshore Safety and Environmental En-  
5 forcement” account, from the designated operator for fa-  
6 cilities subject to inspection under 43 U.S.C. 1348(c).

7           (b) Annual fees shall be collected for facilities that  
8 are above the waterline, excluding drilling rigs, and are  
9 in place at the start of the fiscal year. Fees for fiscal year  
10 2017 shall be:

11                   (1) \$10,500 for facilities with no wells, but with  
12 processing equipment or gathering lines;

13                   (2) \$17,000 for facilities with 1 to 10 wells,  
14 with any combination of active or inactive wells; and

15                   (3) \$31,500 for facilities with more than 10  
16 wells, with any combination of active or inactive  
17 wells.

18           (c) Fees for drilling rigs shall be assessed for all in-  
19 spections completed in fiscal year 2017. Fees for fiscal  
20 year 2017 shall be:

21                   (1) \$30,500 per inspection for rigs operating in  
22 water depths of 500 feet or more; and

23                   (2) \$16,700 per inspection for rigs operating in  
24 water depths of less than 500 feet.

1 (d) The Secretary shall bill designated operators  
2 under subsection (b) within 60 days, with payment re-  
3 quired within 30 days of billing. The Secretary shall bill  
4 designated operators under subsection (c) within 30 days  
5 of the end of the month in which the inspection occurred,  
6 with payment required within 30 days of billing.

7 BUREAU OF OCEAN ENERGY MANAGEMENT, REGULATION  
8 AND ENFORCEMENT REORGANIZATION

9 SEC. 108. The Secretary of the Interior, in order to  
10 implement a reorganization of the Bureau of Ocean En-  
11 ergy Management, Regulation and Enforcement, may  
12 transfer funds among and between the successor offices  
13 and bureaus affected by the reorganization only in con-  
14 formance with the reprogramming guidelines described in  
15 this Act.

16 CONTRACTS AND AGREEMENTS FOR WILD HORSE AND  
17 BURRO HOLDING FACILITIES

18 SEC. 109. Notwithstanding any other provision of  
19 this Act, the Secretary of the Interior may enter into  
20 multiyear cooperative agreements with nonprofit organiza-  
21 tions and other appropriate entities, and may enter into  
22 multiyear contracts in accordance with the provisions of  
23 section 3903 of title 41, United States Code (except that  
24 the 5-year term restriction in subsection (a) shall not  
25 apply), for the long-term care and maintenance of excess  
26 wild free roaming horses and burros by such organizations

1 or entities on private land. Such cooperative agreements  
2 and contracts may not exceed 10 years, subject to renewal  
3 at the discretion of the Secretary.

4                                    MASS MARKING OF SALMONIDS

5           SEC. 110. The United States Fish and Wildlife Serv-  
6 ice shall, in carrying out its responsibilities to protect  
7 threatened and endangered species of salmon, implement  
8 a system of mass marking of salmonid stocks, intended  
9 for harvest, that are released from federally operated or  
10 federally financed hatcheries including but not limited to  
11 fish releases of coho, chinook, and steelhead species.  
12 Marked fish must have a visible mark that can be readily  
13 identified by commercial and recreational fishers.

14                                   EXHAUSTION OF ADMINISTRATIVE REVIEW

15           SEC. 111. Paragraph (1) of section 122(a) of division  
16 E of Public Law 112–74 (125 Stat. 1013) is amended  
17 by striking “fiscal years 2012 through 2018,” and insert-  
18 ing “fiscal year 2012 and each fiscal year thereafter.”

19                                   WILD LANDS FUNDING PROHIBITION

20           SEC. 112. None of the funds made available in this  
21 Act or any other Act may be used to implement, admin-  
22 ister, or enforce Secretarial Order No. 3310 issued by the  
23 Secretary of the Interior on December 22, 2010.

24                                   CONTRACTS AND AGREEMENTS WITH INDIAN AFFAIRS

25           SEC. 113. Notwithstanding any other provision of  
26 law, during fiscal year 2017, in carrying out work involv-



1 plan, in a manner inconsistent with such State man-  
2 agement plan.

3 (b) For the purposes of this section—

4 (1) the term “Federal resource management  
5 plan” means—

6 (A) a land use plan prepared by the Bu-  
7 reau of Land Management for public lands pur-  
8 suant to section 202 of the Federal Land Policy  
9 and Management Act of 1976 (43 U.S.C.  
10 1712); or

11 (B) a land and resource management plan  
12 prepared by the Forest Service for National  
13 Forest System lands pursuant to section 6 of  
14 the Forest and Rangeland Renewable Resources  
15 Planning Act of 1974 (16 U.S.C. 1604);

16 (2) the term “greater sage-grouse” means the  
17 species *Centrocercus urophasianus* or the Columbia  
18 Basin distinct population segment of greater sage-  
19 grouse; and

20 (3) the term “State management plan” means  
21 a State-wide plan for the protection and recovery of  
22 greater sage-grouse that has been approved by the  
23 Governor of such State.

24 WATER CONVEYANCES

25 SEC. 115. None of the funds made available by this  
26 or any other Act may be used by the Secretary of the Inte-

rior to review, require approval of, or withhold approval for use of a right-of-way granted pursuant to the General Railroad Right-of-Way Act of 1875 (43 U.S.C. 934–939) if authorization of the use would have been considered under Department policy to be within the scope of a railroad’s authority as of the day before the effective date of the Department’s Solicitor’s Opinion M–37025, issued on November 4, 2011.

INDIAN EDUCATION FUND

SEC. 116. Section 801 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 458ddd) is amended—

(1) by striking “Foundation” each place it appears and inserting “Fund”;

(2) in subsection (a), by striking “foundation” and inserting “fund”;

(3) in subsection (a), by adding at the end the following: “The Fund shall be affiliated and may contract for services with a section 501(c)(3) national organization whose mission is to represent Native American students and educators for the improvement of schools and the education of Native children.”;

(4) In subsection (e)(1), by inserting “or public” after “private”;

(5) in subsection (e)—

1 (A) in paragraph (2), by striking “and” at  
2 the end;

3 (B) in paragraph (3), by striking the pe-  
4 riod and inserting a semicolon; and

5 (C) by adding at the end the following:

6 “(4) to promote and facilitate public-private  
7 partnerships that maximize the involvement of the  
8 private sector, including nonprofit organizations and  
9 for-profit entities, in providing financial and in-kind  
10 support for the improvement or replacement of fa-  
11 cilities and infrastructure and for the enhancement  
12 of telecommunications and technological capacity in  
13 Bureau-funded schools; and

14 “(5) to facilitate interagency agreements be-  
15 tween the Department of the Interior and other  
16 Federal agencies in furtherance of the purposes of  
17 the Fund.”;

18 (6) in subsection (f)(2), by striking all that fol-  
19 lows after the heading and inserting the following:  
20 “The number of members of the Board, the manner  
21 of their selection (including the filling of vacancies),  
22 and their terms of office shall be as provided in the  
23 constitution and bylaws of the Fund. The Board  
24 shall have nine members, including the Secretary  
25 and the Assistant Secretary of the Interior for In-

1       dian Affairs who shall serve as ex officio nonvoting  
2       members and who shall appoint three voting mem-  
3       bers to staggered terms, and including the President  
4       and Executive Director of the 501(c)(3) national or-  
5       ganization referenced in subsection (a) who shall  
6       serve as ex officio nonvoting members and who shall  
7       appoint two voting members to staggered terms.”;

8               (7) in subsection (f)(3), by striking “are” and  
9       all that follows through “practicable,” and inserting  
10      “shall, to the extent practicable, be drawn from var-  
11      ious disciplines related to the purposes of the Fund,  
12      and”;

13              (8) in subsection (m)—

14                      (A) in the heading, by inserting “AND  
15      PROPERTY” after “FUNDS”; and

16                      (B) by inserting “and property” after the  
17      first “funds” the first place it appears.

18      BLUE RIDGE NATIONAL HERITAGE AREA AND ERIE

19              CANALWAY NATIONAL HERITAGE CORRIDOR

20      SEC. 117. (a) Section 140(i)(1) of Title I of Public  
21      Law 108–108, as amended (54 U.S.C. 320101 note), is  
22      further amended by striking “\$10,000,000” and inserting  
23      “\$12,000,000”; and

24              (b) Section 810(a)(1) of Title VIII of Division B of  
25      Appendix D of Public Law 106–554, as amended (54

1 U.S.C. 320101 note), is further amended by striking  
2 “\$10,000,000” and inserting “\$12,000,000”.

3 FISH HATCHERY PROGRAMS

4 SEC. 118. (a) IN GENERAL.—Not later than two  
5 years after the date of the enactment of this Act, the Sec-  
6 retary of the Interior, in consultation with the Director  
7 of the California Department of Fish and Wildlife, shall  
8 develop and implement the expanded use of conservation  
9 fish hatchery programs to enhance, supplement, and re-  
10 build delta smelt (*Hypomesus transpacificus*) and other  
11 species listed as endangered species or threatened species  
12 under the Endangered Species Act of 1973 (16 U.S.C.  
13 1531 et seq.), under the biological opinion issued under  
14 that Act by the United States Fish and Wildlife Service,  
15 dated December 15, 2008, on the effects of the coordi-  
16 nated operations of the Central Valley Project and the  
17 State Water Project in California.

18 (b) PROGRAM DESIGN.—The conservation fish hatch-  
19 ery programs established under subsection (a) and their  
20 associated hatchery and genetic management plans shall  
21 be designed—

22 (1) to benefit, enhance, support, and otherwise  
23 recover naturally spawning fish species to the point  
24 where the measures under the Endangered Species  
25 Act of 1973 are no longer necessary for such spe-  
26 cies;





1 intendent to eliminate the sale in national parks of water  
2 in disposable, recyclable plastic bottles.

3 OIL AND GAS ROYALTIES

4 SEC. 122. None of the funds made available by this  
5 Act may be used to finalize, implement, or enforce the Bu-  
6 reau of Land Management's proposed rule regarding  
7 Waste Prevention, Production Subject to Royalties, and  
8 Resource Conservation published February 8, 2016.

9 PROHIBITION ON USE OF FUNDS FOR CERTAIN HISTORIC  
10 DESIGNATION

11 SEC. 123. (a) IN GENERAL.—None of the funds  
12 made available in this Act may be used to take any action  
13 to designate a Federal property for inclusion on, or to add  
14 a Federal property to, the National Register of Historic  
15 Places, or to operate or maintain a property on that reg-  
16 istry, if the managing agency of that Federal property ob-  
17 jects to such designation or inclusion, including actions re-  
18 lated to—

- 19 (1) cooperative agreements;  
20 (2) general administration;  
21 (3) maintenance of records and agreements; and  
22 (4) any other functions necessary to designate, add,  
23 operate, or maintain such Federal property.

24 (b) EXCEPTION.—The prohibition in subsection (a)  
25 shall not apply to actions related to a managing agency  
26 request for expedited removal of Federal property from

1 the National Register of Historic Places for reasons of na-  
2 tional security.

3 DRILLING MARGINS

4 SEC. 124. None of the funds made available in this  
5 Act or any other Act for any fiscal year may be used to  
6 develop, adopt, implement, administer, or enforce any  
7 change to the regulations and guidance in effect on April  
8 1, 2015, pertaining to drilling margins or static downhole  
9 mud weight (30 CFR 250.414(c)) including the provisions  
10 of the rules dated April 17, 2015, and April 29, 2016.

11 TRIBAL RECOGNITION

12 SEC. 125. None of the funds made available by this  
13 or any other Act may be used by the Secretary of the Inte-  
14 rior to implement, administer, or enforce the final rule en-  
15 titled “Federal Acknowledgment of American Indian  
16 Tribes” published by the Department of the Interior in  
17 the Federal Register on July 1, 2015 (80 Fed. Reg. 37862  
18 et seq.).

19 ECHINODERMS

20 SEC. 126. Section 14.92(a)(1) of title 50, Code of  
21 Federal Regulations, is amended by inserting “, including  
22 echinoderms commonly known as sea urchins and sea cu-  
23 cumbers,” after “products”.



1 ambient air quality standards, pursuant to, as re-  
2 quired by section 5(a)(8) of such Act (43 U.S.C.  
3 1334(a)(8)); and

4 (3) consults with the affected coastal states (as  
5 that term is used in that Act) on the results of such  
6 studies and analyses, and any actions that may be  
7 taken including any incremental burdens on such  
8 coastal states that may result.

9 (b) REPROPOSAL OF REGULATIONS.—The Secretary  
10 shall—

11 (1) before issuing any such final regulations—

12 (A) repropose the regulations; and

13 (B) provide a period of at least 180 days  
14 for the submission of public comment on such  
15 reproposed regulations; and

16 (2) delay the effective date of such final regula-  
17 tions for at least 180 days after the date they are  
18 published.

## 19 TITLE II

### 20 ENVIRONMENTAL PROTECTION AGENCY

#### 21 SCIENCE AND TECHNOLOGY

22 For science and technology, including research and  
23 development activities, which shall include research and  
24 development activities under the Comprehensive Environ-  
25 mental Response, Compensation, and Liability Act of

1 1980; necessary expenses for personnel and related costs  
2 and travel expenses; procurement of laboratory equipment  
3 and supplies; and other operating expenses in support of  
4 research and development, \$720,072,000 (increased by  
5 \$3,000,000), to remain available until September 30,  
6 2018: *Provided*, That of the funds included under this  
7 heading, \$10,000,000 shall be for Research: National Pri-  
8 orities as specified in the report accompanying this Act.

9 ENVIRONMENTAL PROGRAMS AND MANAGEMENT

10 For environmental programs and management, in-  
11 cluding necessary expenses, not otherwise provided for, for  
12 personnel and related costs and travel expenses; hire of  
13 passenger motor vehicles; hire, maintenance, and oper-  
14 ation of aircraft; purchase of reprints; library member-  
15 ships in societies or associations which issue publications  
16 to members only or at a price to members lower than to  
17 subscribers who are not members; administrative costs of  
18 the brownfields program under the Small Business Liabil-  
19 ity Relief and Brownfields Revitalization Act of 2002; and  
20 not to exceed \$9,000 for official reception and representa-  
21 tion expenses, \$2,527,470,000 (reduced by \$15,000,000)  
22 (reduced by \$14,000,000) (reduced by \$70,000,000) (re-  
23 duced by \$12,000,000) (reduced by \$3,000,000) (reduced  
24 by \$1,750,000) (reduced by \$468,000) (increased by  
25 \$468,000), to remain available until September 30, 2018:

1 *Provided*, That of the funds included under this heading,  
2 \$15,000,000 shall be for Environmental Protection: Na-  
3 tional Priorities as specified in the report accompanying  
4 this Act: *Provided further*, That of the funds included  
5 under this heading, \$409,709,000 shall be for Geographic  
6 Programs specified in the report accompanying this Act:  
7 *Provided further*, That the Administrator of the Environ-  
8 mental Protection Agency is authorized, in carrying out  
9 its responsibilities under section 2002(b) of the Solid  
10 Waste Disposal Act (42 U.S.C. 6912(b)), to use appro-  
11 priations made available under this heading to evaluate  
12 the effectiveness of States using State solid waste manage-  
13 ment plans to ensure the efficient and effective implemen-  
14 tation, consistent with Executive Order No. 12898, of the  
15 final regulations on coal combustion residuals that took  
16 effect on October 19, 2015, and codified in parts 257 and  
17 261 of title 40 of the Code of Federal Regulations: *Pro-*  
18 *vided further*, That the Administrator shall provide to the  
19 Committee on Appropriations and the appropriate author-  
20 izing Committees a report on the effectiveness of States  
21 using such plans in implementing the requirements of final  
22 coal combustion residual regulations in an efficient and  
23 effective manner.

1 HAZARDOUS WASTE ELECTRONIC MANIFEST SYSTEM  
2 FUND

3 For necessary expenses to carry out section 3024 of  
4 the Solid Waste Disposal Act (42 U.S.C. 6939g), includ-  
5 ing the development, operation, maintenance, and upgrad-  
6 ing of the hazardous waste electronic manifest system es-  
7 tablished by such section, \$3,178,000, to remain available  
8 until September 30, 2019.

9 OFFICE OF INSPECTOR GENERAL

10 For necessary expenses of the Office of Inspector  
11 General in carrying out the provisions of the Inspector  
12 General Act of 1978, \$41,489,000 (increased by  
13 \$10,038,000), to remain available until September 30,  
14 2018.

15 BUILDINGS AND FACILITIES

16 For construction, repair, improvement, extension, al-  
17 teration, and purchase of fixed equipment or facilities of,  
18 or for use by, the Environmental Protection Agency,  
19 \$34,467,000, to remain available until expended.

20 HAZARDOUS SUBSTANCE SUPERFUND

21 (INCLUDING TRANSFERS OF FUNDS)

22 For necessary expenses to carry out the Comprehen-  
23 sive Environmental Response, Compensation, and Liabil-  
24 ity Act of 1980 (CERCLA), including sections 111(c)(3),  
25 (c)(5), (c)(6), and (e)(4) (42 U.S.C. 9611)

1 \$1,115,929,000, to remain available until expended, con-  
2 sisting of such sums as are available in the Trust Fund  
3 on September 30, 2016, as authorized by section 517(a)  
4 of the Superfund Amendments and Reauthorization Act  
5 of 1986 (SARA) and up to \$1,115,929,000 as a payment  
6 from general revenues to the Hazardous Substance Super-  
7 fund for purposes as authorized by section 517(b) of  
8 SARA: *Provided*, That funds appropriated under this  
9 heading may be allocated to other Federal agencies in ac-  
10 cordance with section 111(a) of CERCLA: *Provided fur-*  
11 *ther*, That of the funds appropriated under this heading,  
12 \$8,778,000 shall be paid to the “Office of Inspector Gen-  
13 eral” appropriation to remain available until September  
14 30, 2018, and \$15,496,000 shall be paid to the “Science  
15 and Technology” appropriation to remain available until  
16 September 30, 2018.

17 LEAKING UNDERGROUND STORAGE TANK TRUST FUND  
18 PROGRAM

19 For necessary expenses to carry out leaking under-  
20 ground storage tank cleanup activities authorized by sub-  
21 title I of the Solid Waste Disposal Act, \$94,605,000, to  
22 remain available until expended, of which \$68,016,000  
23 shall be for carrying out leaking underground storage tank  
24 cleanup activities authorized by section 9003(h) of the  
25 Solid Waste Disposal Act; \$26,589,000 shall be for car-

1 rying out the other provisions of the Solid Waste Disposal  
2 Act specified in section 9508(c) of the Internal Revenue  
3 Code: *Provided*, That the Administrator is authorized to  
4 use appropriations made available under this heading to  
5 implement section 9013 of the Solid Waste Disposal Act  
6 to provide financial assistance to federally recognized In-  
7 dian tribes for the development and implementation of  
8 programs to manage underground storage tanks.

#### 9 INLAND OIL SPILL PROGRAMS

10 For expenses necessary to carry out the Environ-  
11 mental Protection Agency's responsibilities under the Oil  
12 Pollution Act of 1990, \$18,079,000, to be derived from  
13 the Oil Spill Liability trust fund, to remain available until  
14 expended.

#### 15 STATE AND TRIBAL ASSISTANCE GRANTS

16 For environmental programs and infrastructure as-  
17 sistance, including capitalization grants for State revolv-  
18 ing funds and performance partnership grants,  
19 \$3,370,729,000 (increased by \$6,000,000) (reduced by  
20 \$6,000,000), to remain available until expended, of  
21 which—

22 (1) \$1,000,000,000 shall be for making capital-  
23 ization grants for the Clean Water State Revolving  
24 Funds under title VI of the Federal Water Pollution  
25 Control Act; and of which \$1,070,500,000 shall be

1 for making capitalization grants for the Drinking  
2 Water State Revolving Funds under section 1452 of  
3 the Safe Drinking Water Act: *Provided*, That for fis-  
4 cal year 2017, funds made available under this title  
5 to each State for Clean Water State Revolving Fund  
6 capitalization grants and for Drinking Water State  
7 Revolving Fund capitalization grants may, at the  
8 discretion of each State, be used for projects to ad-  
9 dress green infrastructure, water or energy efficiency  
10 improvements, or other environmentally innovative  
11 activities: *Provided further*, That notwithstanding  
12 section 603(d)(7) of the Federal Water Pollution  
13 Control Act, the limitation on the amounts in a  
14 State water pollution control revolving fund that  
15 may be used by a State to administer the fund shall  
16 not apply to amounts included as principal in loans  
17 made by such fund in fiscal year 2017 and prior  
18 years where such amounts represent costs of admin-  
19 istering the fund to the extent that such amounts  
20 are or were deemed reasonable by the Administrator,  
21 accounted for separately from other assets in the  
22 fund, and used for eligible purposes of the fund, in-  
23 cluding administration: *Provided further*, That for  
24 fiscal year 2017, notwithstanding the provisions of  
25 sections 201(g)(1), (h), and (l) of the Federal Water

1 Pollution Control Act, grants under Title II of the  
2 Federal Water Pollution Control Act for American  
3 Samoa, Guam, the Commonwealth of the Northern  
4 Marianas, the United States Virgin Islands, and the  
5 District of Columbia may also be made for the pur-  
6 pose of providing assistance: (1) solely for facility  
7 plans, design activities, or plans, specification, and  
8 estimates for any proposed project for the construc-  
9 tion of treatment works; and (2) for the construc-  
10 tion, repair, or replacement of privately owned treat-  
11 ment works serving one or more principal residences  
12 or small commercial establishments; *Provided fur-*  
13 *ther*, That for fiscal year 2017, notwithstanding the  
14 provisions of 201(g)(1), (h), and (l) and section  
15 518(c) of the Federal Water Pollution Control Act,  
16 funds reserved by the Administrator for grants  
17 under section 518(c) of the Federal Water Pollution  
18 Control Act may also be used to provide assistance:  
19 (1) solely for facility plans, design activities, or  
20 plans, specifications, and estimates for any proposed  
21 project for the construction of treatment works; and  
22 (2) for the construction, repair, or replacement of  
23 privately owned treatment works serving one or  
24 more principal residences or small commercial estab-  
25 lishments; Funds reserved under section 518(c) of

1 such Act shall be available for grants only to Indian  
2 tribes, as defined in section 518(h) of such Act and  
3 former Indian reservations in Oklahoma (as defined  
4 by the Secretary of the Interior) and Native Villages  
5 (as defined in Public Law 92–203): *Provided further*,  
6 That for fiscal year 2017, notwithstanding any pro-  
7 vision of the Clean Water Act and regulations issued  
8 pursuant thereof, up to a total of \$2,000,000 of the  
9 funds reserved by the Administrator for grants  
10 under section 518(c) of the Federal Water Pollution  
11 Control Act may also be used for grants for training,  
12 technical assistance, and educational programs relat-  
13 ing to the operation and management of the treat-  
14 ment works specified in section 518(c) of such Act;  
15 Funds reserved under section 518(c) of such Act  
16 shall be available for grants only to Indian tribes, as  
17 defined in section 518(h) of such Act and former In-  
18 dian reservations in Oklahoma (as determined by the  
19 Secretary of the Interior) and Native Villages (as  
20 defined in Public Law 92–203): *Provided further*,  
21 That for fiscal year 2017, notwithstanding the limi-  
22 tation on amounts in section 518(c) of the Federal  
23 Water Pollution Control Act, up to a total of 2 per-  
24 cent of the funds appropriated, or \$30,000,000,  
25 whichever is greater, and notwithstanding the limita-

1       tion on amounts in section 1452(i) of the Safe  
2       Drinking Water Act, up to a total of 2 percent of  
3       the funds appropriated, or \$20,000,000, whichever  
4       is greater, for State Revolving Funds under such  
5       Acts may be reserved by the Administrator for  
6       grants under section 518(c) and section 1452(i) of  
7       such Acts: *Provided further*, That for fiscal year  
8       2017, notwithstanding the amounts specified in sec-  
9       tion 205(c) of the Federal Water Pollution Control  
10      Act, up to 1.5 percent of the aggregate funds appro-  
11      priated for the Clean Water State Revolving Fund  
12      program under the Act less any sums reserved under  
13      section 518(c) of the Act, may be reserved by the  
14      Administrator for grants made under title II of the  
15      Federal Water Pollution Control Act for American  
16      Samoa, Guam, the Commonwealth of the Northern  
17      Marianas, and United States Virgin Islands: *Pro-*  
18      *vided further*, That for fiscal year 2017, notwith-  
19      standing the limitations on amounts specified in sec-  
20      tion 1452(j) of the Safe Drinking Water Act, up to  
21      1.5 percent of the funds appropriated for the Drink-  
22      ing Water State Revolving Fund programs under the  
23      Safe Drinking Water Act may be reserved by the  
24      Administrator for grants made under section  
25      1452(j) of the Safe Drinking Water Act: *Provided*

1       *further*, That 10 percent of the funds made available  
2       under this title to each State for Clean Water State  
3       Revolving Fund capitalization grants and 20 percent  
4       of the funds made available under this title to each  
5       State for Drinking Water State Revolving Fund cap-  
6       italization grants shall be used by the State to pro-  
7       vide additional subsidy to eligible recipients in the  
8       form of forgiveness of principal, negative interest  
9       loans, or grants (or any combination of these), and  
10       shall be so used by the State only where such funds  
11       are provided as initial financing for an eligible re-  
12       cipient or to buy, refinance, or restructure the debt  
13       obligations of eligible recipients where such debt was  
14       incurred on or after the date of enactment of this  
15       Act, or where such debt was incurred prior to the  
16       date of enactment of this Act if the State, with con-  
17       currence from the Administrator, determines that  
18       such funds could be used to help address a threat  
19       to public health from heightened exposure to lead in  
20       drinking water or if a Federal or State emergency  
21       declaration has been issued due to a threat to public  
22       health from heightened exposure to lead in a munic-  
23       ipal drinking water supply before the date of enact-  
24       ment of this Act: *Provided further*, That in a State  
25       in which such an emergency declaration has been

1 issued, the State may use more than 20 percent of  
2 the funds made available under this title to the  
3 State for Drinking Water State Revolving Fund cap-  
4 italization grants to provide additional subsidy to eli-  
5 gible recipients;

6 (2) \$5,000,000 shall be for architectural, engi-  
7 neering, planning, design, construction and related  
8 activities in connection with the construction of high  
9 priority water and wastewater facilities in the area  
10 of the United States-Mexico Border, after consulta-  
11 tion with the appropriate border commission; *Pro-*  
12 *vided*, That no funds provided by this appropriations  
13 Act to address the water, wastewater and other crit-  
14 ical infrastructure needs of the colonias in the  
15 United States along the United States-Mexico bor-  
16 der shall be made available to a county or municipal  
17 government unless that government has established  
18 an enforceable local ordinance, or other zoning rule,  
19 which prevents in that jurisdiction the development  
20 or construction of any additional colonia areas, or  
21 the development within an existing colonia the con-  
22 struction of any new home, business, or other struc-  
23 ture which lacks water, wastewater, or other nec-  
24 essary infrastructure;

1           (3) \$17,000,000 shall be for grants to the State  
2 of Alaska to address drinking water and wastewater  
3 infrastructure needs of rural and Alaska Native Vil-  
4 lages: *Provided*, That of these funds: (A) the State  
5 of Alaska shall provide a match of 25 percent; (B)  
6 no more than 5 percent of the funds may be used  
7 for administrative and overhead expenses; and (C)  
8 the State of Alaska shall make awards consistent  
9 with the Statewide priority list established in con-  
10 junction with the Agency and the United States De-  
11 partment of Agriculture for all water, sewer, waste  
12 disposal, and similar projects carried out by the  
13 State of Alaska that are funded under section 221  
14 of the Federal Water Pollution Control Act (33  
15 U.S.C. 1301) or the Consolidated Farm and Rural  
16 Development Act (7 U.S.C. 1921 et seq.) which shall  
17 allocate not less than 25 percent of the funds pro-  
18 vided for projects in regional hub communities;

19           (4) \$80,000,000 shall be to carry out section  
20 104(k) of the Comprehensive Environmental Re-  
21 sponse, Compensation, and Liability Act of 1980  
22 (CERCLA), including grants, interagency agree-  
23 ments, and associated program support costs: *Pro-*  
24 *vided*, That not more than 25 percent of the amount  
25 appropriated to carry out section 104(k) of

1 CERCLA shall be used for site characterization, as-  
2 sessment, and remediation of facilities described in  
3 section 101(39)(D)(ii)(II) of CERCLA: *Provided*  
4 *further*, That at least 10 percent shall be allocated  
5 for assistance in persistent poverty counties: *Pro-*  
6 *vided further*, That for purposes of this section, the  
7 term “persistent poverty counties” means any coun-  
8 ty that has had 20 percent or more of its population  
9 living in poverty over the past 30 years, as measured  
10 by the 1990 and 2000 decennial censuses and the  
11 most recent Small Area Income and Poverty Esti-  
12 mates;

13 (5) \$100,000,000 shall be for grants under title  
14 VII, subtitle G of the Energy Policy Act of 2005;

15 (6) \$40,000,000 shall be for targeted airshed  
16 grants in accordance with the terms and conditions  
17 of the report accompanying this Act; and

18 (7) \$1,058,229,000 shall be for grants, includ-  
19 ing associated program support costs, to States, fed-  
20 erally recognized tribes, interstate agencies, tribal  
21 consortia, and air pollution control agencies for  
22 multi-media or single media pollution prevention,  
23 control and abatement and related activities, includ-  
24 ing activities pursuant to the provisions set forth  
25 under this heading in Public Law 104–134, and for

1 making grants under section 103 of the Clean Air  
2 Act for particulate matter monitoring and data col-  
3 lection activities subject to terms and conditions  
4 specified by the Administrator, of which:  
5 \$47,745,000 shall be for carrying out section 128 of  
6 CERCLA; \$9,646,000 shall be for Environmental  
7 Information Exchange Network grants, including as-  
8 sociated program support costs; \$1,498,000 shall be  
9 for grants to States under section 2007(f)(2) of the  
10 Solid Waste Disposal Act, which shall be in addition  
11 to funds appropriated under the heading “Leaking  
12 Underground Storage Tank Trust Fund Program”  
13 to carry out the provisions of the Solid Waste Dis-  
14 posal Act specified in section 9508(c) of the Internal  
15 Revenue Code other than section 9003(h) of the  
16 Solid Waste Disposal Act; \$17,848,000 of the funds  
17 available for grants under section 106 of the Federal  
18 Water Pollution Control Act shall be for State par-  
19 ticipation in national- and State-level statistical sur-  
20 veys of water resources and enhancements to State  
21 monitoring programs.

22 WATER INFRASTRUCTURE FINANCE AND INNOVATION  
23 PROGRAM ACCOUNT

24 For the cost of direct loans and for the cost of guar-  
25 anteed loans, as authorized by the Water Infrastructure

1 Finance and Innovation Act of 2014, \$45,000,000, to re-  
2 main available until expended: *Provided*, That such costs,  
3 including the cost of modifying such loans, shall be as de-  
4 fined in section 502 of the Congressional Budget Act of  
5 1974: *Provided further*, That these funds are available to  
6 subsidize gross obligations for the principal amount of di-  
7 rect loans, including capitalized interest, and total loan  
8 principal, including capitalized interest, any part of which  
9 is to be guaranteed, not to exceed \$5,487,000,000.

10 In addition, fees authorized to be collected pursuant  
11 to sections 5029 and 5030 of the Water Infrastructure  
12 Finance and Innovation Act of 2014 shall be deposited  
13 in this account to remain available until expended.

14 In addition, for administrative expenses to carry out  
15 the direct and guaranteed loan programs, notwithstanding  
16 section 5033 of the Water Infrastructure Finance and In-  
17 novation Act of 2014, \$5,000,000, to remain available  
18 until September 30, 2018.

19 ADMINISTRATIVE PROVISIONS—ENVIRONMENTAL  
20 PROTECTION AGENCY  
21 (INCLUDING TRANSFERS OF FUNDS)

22 For fiscal year 2017, notwithstanding 31 U.S.C.  
23 6303(1) and 6305(1), the Administrator of the Environ-  
24 mental Protection Agency, in carrying out the Agency's  
25 function to implement directly Federal environmental pro-

1 grams required or authorized by law in the absence of an  
2 acceptable tribal program, may award cooperative agree-  
3 ments to federally recognized Indian tribes or Intertribal  
4 consortia, if authorized by their member tribes, to assist  
5 the Administrator in implementing Federal environmental  
6 programs for Indian tribes required or authorized by law,  
7 except that no such cooperative agreements may be award-  
8 ed from funds designated for State financial assistance  
9 agreements.

10       The Administrator of the Environmental Protection  
11 Agency is authorized to collect and obligate pesticide reg-  
12 istration service fees in accordance with section 33 of the  
13 Federal Insecticide, Fungicide, and Rodenticide Act, as  
14 amended by Public Law 112–177, the Pesticide Registra-  
15 tion Improvement Extension Act of 2012.

16       Notwithstanding section 33(d)(2) of the Federal In-  
17 secticide, Fungicide, and Rodenticide Act (FIFRA) (7  
18 U.S.C. 136w–8(d)(2)), the Administrator of the Environ-  
19 mental Protection Agency may assess fees under section  
20 33 of FIFRA (7 U.S.C. 136w–8) for fiscal year 2017.

21       The Administrator is authorized to transfer up to  
22 \$300,000,000 of the funds appropriated for the Great  
23 Lakes Restoration Initiative under the heading “Environ-  
24 mental Programs and Management” to the head of any  
25 Federal department or agency, with the concurrence of

1 such head, to carry out activities that would support the  
2 Great Lakes Restoration Initiative and Great Lakes  
3 Water Quality Agreement programs, projects, or activities;  
4 to enter into an interagency agreement with the head of  
5 such Federal department or agency to carry out these ac-  
6 tivities; and to make grants to governmental entities, non-  
7 profit organizations, institutions, and individuals for plan-  
8 ning, research, monitoring, outreach, and implementation  
9 in furtherance of the Great Lakes Restoration Initiative  
10 and the Great Lakes Water Quality Agreement.

11       The Science and Technology, Environmental Pro-  
12 grams and Management, Office of Inspector General, Haz-  
13 ardous Substance Superfund, and Leaking Underground  
14 Storage Tank Trust Fund Program Accounts, are avail-  
15 able for the construction, alteration, repair, rehabilitation,  
16 and renovation of facilities provided that the cost does not  
17 exceed \$150,000 per project.

18       The Administrator of the Environmental Protection  
19 Agency shall base agency policies and actions regarding  
20 air emissions from forest biomass including, but not lim-  
21 ited to, air emissions from facilities that combust forest  
22 biomass for energy, on the principle that forest biomass  
23 emissions do not increase overall carbon dioxide accumula-  
24 tions in the atmosphere when USDA Forest Inventory and  
25 Analysis data show that forest carbon stocks in the United

1 States are stable or increasing on a national scale, or when  
2 forest biomass is derived from mill residuals, harvest re-  
3 siduals or forest management activities. Such policies and  
4 actions shall not pre-empt existing authorities of States  
5 to determine how to utilize biomass as a renewable energy  
6 source and shall not inhibit States' authority to apply the  
7 same policies to forest biomass as other renewable fuels  
8 in implementing Federal law.

9       The Administrator of the Environmental Protection  
10 Agency shall apply the criteria and procedures in effect  
11 as of the date of enactment of this Act for aquifer exemp-  
12 tions under the underground injection control regulatory  
13 framework, in a collaborative manner with the States and  
14 regulated industries, to promptly review and make deci-  
15 sions on all aquifer exemption applications using the cri-  
16 teria for exempted aquifers set forth in section 146.4 of  
17 title 40, Code of Federal Regulations (as in effect on April  
18 1, 2016). The Administrator shall not use substantial pro-  
19 gram revisions for purposes of reviewing and making deci-  
20 sions on aquifer exemption applications involving under-  
21 ground injection authorized by permit, provided the injec-  
22 tion is occurring into aquifers that meet the criteria for  
23 an exemption under such section 146.4 and the rec-  
24 ommendations of key State resource agencies are taken  
25 in account.

1 For fiscal year 2017, and notwithstanding section  
2 518(f) of the Federal Water Pollution Control Act (33  
3 U.S.C. 1377(f)), the Administrator is authorized to use  
4 the amounts appropriated for any fiscal year under section  
5 319 of the Act to make grants to federally recognized In-  
6 dian tribes pursuant to sections 319(h) and 518(e) of that  
7 Act.

### 8 TITLE III

### 9 RELATED AGENCIES

### 10 DEPARTMENT OF AGRICULTURE

### 11 FOREST SERVICE

### 12 FOREST AND RANGELAND RESEARCH

13 For necessary expenses of forest and rangeland re-  
14 search as authorized by law, \$291,982,000 (increased by  
15 \$10,000,000), to remain available through September 30,  
16 2019: *Provided*, That of the funds provided, \$77,000,000  
17 is for the forest inventory and analysis program.

### 18 STATE AND PRIVATE FORESTRY

19 For necessary expenses of cooperating with and pro-  
20 viding technical and financial assistance to States, terri-  
21 tories, possessions, and others, and for forest health man-  
22 agement, including treatments of pests, pathogens, and  
23 invasive or noxious plants and for restoring and rehabili-  
24 tating forests damaged by pests or invasive plants, cooper-  
25 ative forestry, and education and land conservation activi-

1 ties and conducting an international program as author-  
2 ized, \$244,038,000, to remain available through Sep-  
3 tember 30, 2018, as authorized by law, of which  
4 \$55,000,000 is to be derived from the Land and Water  
5 Conservation Fund to be used for the Forest Legacy Pro-  
6 gram, to remain available until expended.

7 NATIONAL FOREST SYSTEM

8 (INCLUDING TRANSFERS OF FUNDS)

9 For necessary expenses of the Forest Service, not  
10 otherwise provided for, for management, protection, im-  
11 provement, and utilization of the National Forest System,  
12 \$1,531,443,000 (reduced by \$2,000,000), to remain avail-  
13 able through September 30, 2018: *Provided*, That of the  
14 funds provided, \$40,000,000 shall be deposited in the Col-  
15 laborative Forest Landscape Restoration Fund for ecologi-  
16 cal restoration treatments as authorized by 16 U.S.C.  
17 7303(f): *Provided further*, That of the funds provided,  
18 \$384,805,000 shall be for forest products: *Provided fur-*  
19 *ther*, That of the funds provided, up to \$159,941,000 is  
20 for the Integrated Resource Restoration pilot program for  
21 Region 1, Region 2, Region 3, Region 4, and Region 5:  
22 *Provided further*, That of the funds provided for forest  
23 products, up to \$161,560,000 may be transferred to sup-  
24 port the Integrated Resource Restoration pilot program  
25 in the preceding proviso: *Provided further*, That the Sec-

1 reary of Agriculture may transfer to the Secretary of the  
2 Interior any unobligated funds appropriated in a previous  
3 fiscal year for operation of the Valles Caldera National  
4 Preserve.

5 CAPITAL IMPROVEMENT AND MAINTENANCE

6 (INCLUDING TRANSFER OF FUNDS)

7 For necessary expenses of the Forest Service, not  
8 otherwise provided for, \$364,164,000, to remain available  
9 through September 30, 2018, for construction, capital im-  
10 provement, maintenance and acquisition of buildings and  
11 other facilities and infrastructure; and for construction,  
12 reconstruction, decommissioning of roads that are no  
13 longer needed, including unauthorized roads that are not  
14 part of the transportation system, and maintenance of for-  
15 est roads and trails by the Forest Service as authorized  
16 by 16 U.S.C. 532–538 and 23 U.S.C. 101 and 205: *Pro-*  
17 *vided*, That \$40,000,000 shall be designated for urgently  
18 needed road decommissioning, road and trail repair and  
19 maintenance and associated activities, and removal of fish  
20 passage barriers, especially in areas where Forest Service  
21 roads may be contributing to water quality problems in  
22 streams and water bodies which support threatened, en-  
23 dangered, or sensitive species or community water sources:  
24 *Provided further*, That funds becoming available in fiscal  
25 year 2017 under the Act of March 4, 1913 (16 U.S.C.

1 501) shall be transferred to the General Fund of the  
2 Treasury and shall not be available for transfer or obliga-  
3 tion for any other purpose unless the funds are appro-  
4 priated: *Provided further*, That of the funds provided for  
5 decommissioning of roads, up to \$24,543,000 may be  
6 transferred to the “National Forest System” to support  
7 the Integrated Resource Restoration pilot program.

8 LAND ACQUISITION

9 For expenses necessary to carry out the provisions  
10 of chapter 2003 of title 54, United States Code, including  
11 administrative expenses, and for acquisition of land or  
12 waters, or interest therein, in accordance with statutory  
13 authority applicable to the Forest Service, \$27,280,000,  
14 to be derived from the Land and Water Conservation  
15 Fund and to remain available until expended.

16 ACQUISITION OF LANDS FOR NATIONAL FORESTS SPECIAL  
17 ACTS

18 For acquisition of lands within the exterior bound-  
19 aries of the Cache, Uinta, and Wasatch National Forests,  
20 Utah; the Toiyabe National Forest, Nevada; and the An-  
21 geles, San Bernardino, Sequoia, and Cleveland National  
22 Forests, California, as authorized by law, \$950,000, to be  
23 derived from forest receipts.

## 1 ACQUISITION OF LANDS TO COMPLETE LAND EXCHANGES

2 For acquisition of lands, such sums, to be derived  
3 from funds deposited by State, county, or municipal gov-  
4 ernments, public school districts, or other public school au-  
5 thorities, and for authorized expenditures from funds de-  
6 posited by non-Federal parties pursuant to Land Sale and  
7 Exchange Acts, pursuant to the Act of December 4, 1967  
8 (16 U.S.C. 484a), to remain available through September  
9 30, 2018, (16 U.S.C. 516–617a, 555a; Public Law 96–  
10 586; Public Law 76–589, 76–591; and Public Law 78–  
11 310).

## 12 RANGE BETTERMENT FUND

13 For necessary expenses of range rehabilitation, pro-  
14 tection, and improvement, 50 percent of all moneys re-  
15 ceived during the prior fiscal year, as fees for grazing do-  
16 mestic livestock on lands in National Forests in the 16  
17 Western States, pursuant to section 401(b)(1) of Public  
18 Law 94–579, to remain available through September 30,  
19 2018, of which not to exceed 6 percent shall be available  
20 for administrative expenses associated with on-the-ground  
21 range rehabilitation, protection, and improvements.

22 GIFTS, DONATIONS AND BEQUESTS FOR FOREST AND  
23 RANGELAND RESEARCH

24 For expenses authorized by 16 U.S.C. 1643(b),  
25 \$45,000, to remain available through September 30, 2018,

1 to be derived from the fund established pursuant to the  
2 above Act.

3 MANAGEMENT OF NATIONAL FOREST LANDS FOR  
4 SUBSISTENCE USES

5 For necessary expenses of the Forest Service to man-  
6 age Federal lands in Alaska for subsistence uses under  
7 title VIII of the Alaska National Interest Lands Conserva-  
8 tion Act (Public Law 96–487), \$2,500,000, to remain  
9 available through September 30, 2018.

10 WILDLAND FIRE MANAGEMENT  
11 (INCLUDING TRANSFERS OF FUNDS)

12 For necessary expenses for forest fire presuppression  
13 activities on National Forest System lands, for emergency  
14 fire suppression on or adjacent to such lands or other  
15 lands under fire protection agreement, hazardous fuels  
16 management on or adjacent to such lands, emergency re-  
17 habilitation of burned-over National Forest System lands  
18 and water, and for State and volunteer fire assistance,  
19 \$2,593,763,000 (increased by \$70,000,000) (increased by  
20 \$2,000,000), to remain available through September 30,  
21 2019: *Provided*, That such funds including unobligated  
22 balances under this heading, are available for repayment  
23 of advances from other appropriations accounts previously  
24 transferred for such purposes: *Provided further*, That such  
25 funds shall be available to reimburse State and other co-

1 operating entities for services provided in response to wild-  
2 fire and other emergencies or disasters to the extent such  
3 reimbursements by the Forest Service for non-fire emer-  
4 gencies are fully repaid by the responsible emergency man-  
5 agement agency: *Provided further*, That notwithstanding  
6 any other provision of law, \$6,914,000 of funds appro-  
7 priated under this appropriation shall be available for the  
8 Forest Service in support of fire science research author-  
9 ized by the Joint Fire Science Program, including all For-  
10 est Service authorities for the use of funds, such as con-  
11 tracts, grants, research joint venture agreements, and co-  
12 operative agreements: *Provided further*, That all authori-  
13 ties for the use of funds, including the use of contracts,  
14 grants, and cooperative agreements, available to execute  
15 the Forest and Rangeland Research appropriation, are  
16 also available in the utilization of these funds for Fire  
17 Science Research: *Provided further*, That funds provided  
18 shall be available for emergency rehabilitation and restora-  
19 tion, hazardous fuels management activities, support to  
20 Federal emergency response, and wildfire suppression ac-  
21 tivities of the Forest Service: *Provided further*, That of the  
22 funds provided, \$395,000,000 (increased by \$70,000,000)  
23 is for hazardous fuels management activities, \$19,795,000  
24 is for research activities and to make competitive research  
25 grants pursuant to the Forest and Rangeland Renewable

1 Resources Research Act, (16 U.S.C. 1641 et seq.),  
2 \$78,000,000 is for State fire assistance, and \$13,000,000  
3 (increased by \$2,000,000) is for volunteer fire assistance  
4 under section 10 of the Cooperative Forestry Assistance  
5 Act of 1978 (16 U.S.C. 2106): *Provided further*, That  
6 amounts in this paragraph may be transferred to the “Na-  
7 tional Forest System”, and “Forest and Rangeland Re-  
8 search” accounts to fund forest and rangeland research,  
9 the Joint Fire Science Program, vegetation and watershed  
10 management, heritage site rehabilitation, and wildlife and  
11 fish habitat management and restoration: *Provided fur-*  
12 *ther*, That of the funds provided, \$65,000,000 shall be  
13 available for the purpose of acquiring aircraft for the next-  
14 generation airtanker fleet to enhance firefighting mobility,  
15 effectiveness, efficiency, and safety, and such aircraft shall  
16 be suitable for contractor operation over the terrain and  
17 forest ecosystems characteristic of National Forest System  
18 lands, as determined by the Chief of the Forest Service:  
19 *Provided further*, That the costs of implementing any co-  
20 operative agreement between the Federal Government and  
21 any non-Federal entity may be shared, as mutually agreed  
22 on by the affected parties: *Provided further*, That the  
23 funds provided herein may be used by the Secretary of  
24 Agriculture to enter into procurement contracts or cooper-  
25 ative agreements or to issue grants for hazardous fuels

1 management activities and for training or monitoring as-  
2 sociated with such hazardous fuels management activities  
3 on Federal land or on non-Federal land if the Secretary  
4 determines such activities benefit resources on Federal  
5 land: *Provided further*, That funds made available to im-  
6 plement the Community Forest Restoration Act, Public  
7 Law 106–393, title VI, shall be available for use on non-  
8 Federal lands in accordance with authorities made avail-  
9 able to the Forest Service under the “State and Private  
10 Forestry” appropriation: *Provided further*, That the Sec-  
11 retary of the Interior and the Secretary of Agriculture  
12 may authorize the transfer of funds appropriated for  
13 wildland fire management, in an aggregate amount not to  
14 exceed \$50,000,000, between the Departments when such  
15 transfers would facilitate and expedite wildland fire man-  
16 agement programs and projects: *Provided further*, That of  
17 the funds provided for hazardous fuels management, not  
18 to exceed \$5,000,000 may be used to make grants, using  
19 any authorities available to the Forest Service under the  
20 “State and Private Forestry” appropriation, for the pur-  
21 pose of creating incentives for increased use of biomass  
22 from National Forest System lands: *Provided further*,  
23 That funds designated for wildfire suppression, including  
24 funds transferred from the “FLAME Wildfire Suppres-  
25 sion Reserve Fund”, shall be assessed for cost pools on

1 the same basis as such assessments are calculated against  
2 other agency programs: *Provided further*, That of the  
3 funds for hazardous fuels management, up to \$46,653,000  
4 may be transferred to the “National Forest System” to  
5 support the Integrated Resource Restoration pilot pro-  
6 gram.

7 FLAME WILDFIRE SUPPRESSION RESERVE FUND

8 (INCLUDING TRANSFERS OF FUNDS)

9 For necessary expenses for large fire suppression op-  
10 erations of the Department of Agriculture and as a reserve  
11 fund for suppression and Federal emergency response ac-  
12 tivities, \$315,000,000, to remain available until expended:  
13 *Provided*, That such amounts are only available for trans-  
14 fer to the “Wildland Fire Management” account following  
15 a declaration by the Secretary in accordance with section  
16 502 of the FLAME Act of 2009 (43 U.S.C. 1748a).

17 ADMINISTRATIVE PROVISIONS—FOREST SERVICE

18 (INCLUDING TRANSFERS OF FUNDS)

19 Appropriations to the Forest Service for the current  
20 fiscal year shall be available for: (1) purchase of passenger  
21 motor vehicles; acquisition of passenger motor vehicles  
22 from excess sources, and hire of such vehicles; purchase,  
23 lease, operation, maintenance, and acquisition of aircraft  
24 to maintain the operable fleet for use in Forest Service  
25 wildland fire programs and other Forest Service programs;

1 notwithstanding other provisions of law, existing aircraft  
2 being replaced may be sold, with proceeds derived or  
3 trade-in value used to offset the purchase price for the  
4 replacement aircraft; (2) services pursuant to 7 U.S.C.  
5 2225, and not to exceed \$100,000 for employment under  
6 5 U.S.C. 3109; (3) purchase, erection, and alteration of  
7 buildings and other public improvements (7 U.S.C. 2250);  
8 (4) acquisition of land, waters, and interests therein pur-  
9 suant to 7 U.S.C. 428a; (5) for expenses pursuant to the  
10 Volunteers in the National Forest Act of 1972 (16 U.S.C.  
11 558a, 558d, and 558a note); (6) the cost of uniforms as  
12 authorized by 5 U.S.C. 5901–5902; and (7) for debt col-  
13 lection contracts in accordance with 31 U.S.C. 3718(c).

14       Any appropriations or funds available to the Forest  
15 Service may be transferred to the Wildland Fire Manage-  
16 ment appropriation for forest firefighting, emergency re-  
17 habilitation of burned-over or damaged lands or waters  
18 under its jurisdiction, and fire preparedness due to severe  
19 burning conditions upon the Secretary’s notification of the  
20 House and Senate Committees on Appropriations that all  
21 fire suppression funds appropriated under the headings  
22 “Wildland Fire Management” and “FLAME Wildfire  
23 Suppression Reserve Fund” will be obligated within 30  
24 days: *Provided*, That all funds used pursuant to this para-

1 graph must be replenished by a supplemental appropria-  
2 tion which must be requested as promptly as possible.

3 Funds appropriated to the Forest Service shall be  
4 available for assistance to or through the Agency for Inter-  
5 national Development in connection with forest and range-  
6 land research, technical information, and assistance in for-  
7 eign countries, and shall be available to support forestry  
8 and related natural resource activities outside the United  
9 States and its territories and possessions, including tech-  
10 nical assistance, education and training, and cooperation  
11 with United States, private, and international organiza-  
12 tions. The Forest Service, acting for the International  
13 Program, may sign direct funding agreements with foreign  
14 governments and institutions as well as other domestic  
15 agencies (including the United States Agency for Inter-  
16 national Development, the Department of State, and the  
17 Millennium Challenge Corporation), United States private  
18 sector firms, institutions and organizations to provide  
19 technical assistance and training programs overseas on  
20 forestry and rangeland management.

21 Funds appropriated to the Forest Service shall be  
22 available for expenditure or transfer to the Department  
23 of the Interior, Bureau of Land Management, for removal,  
24 preparation, and adoption of excess wild horses and burros  
25 from National Forest System lands, and for the perform-

1   ance of cadastral surveys to designate the boundaries of  
2   such lands.

3           None of the funds made available to the Forest Serv-  
4   ice in this Act or any other Act with respect to any fiscal  
5   year shall be subject to transfer under the provisions of  
6   section 702(b) of the Department of Agriculture Organic  
7   Act of 1944 (7 U.S.C. 2257), section 442 of Public Law  
8   106–224 (7 U.S.C. 7772), or section 10417(b) of Public  
9   Law 107–171 (7 U.S.C. 8316(b)).

10          None of the funds available to the Forest Service may  
11   be reprogrammed without the advance approval of the  
12   House and Senate Committees on Appropriations in ac-  
13   cordance with the reprogramming procedures contained in  
14   this Act.

15          Not more than \$82,000,000 of funds available to the  
16   Forest Service shall be transferred to the Working Capital  
17   Fund of the Department of Agriculture and not more than  
18   \$14,500,000 of funds available to the Forest Service shall  
19   be transferred to the Department of Agriculture for De-  
20   partment Reimbursable Programs, commonly referred to  
21   as Greenbook charges. Nothing in this paragraph shall  
22   prohibit or limit the use of reimbursable agreements re-  
23   quested by the Forest Service in order to obtain services  
24   from the Department of Agriculture’s National Informa-

1 tion Technology Center and the Department of Agri-  
2 culture's International Technology Service.

3       Of the funds available to the Forest Service, up to  
4 \$5,000,000 shall be available for priority projects within  
5 the scope of the approved budget, which shall be carried  
6 out by the Youth Conservation Corps and shall be carried  
7 out under the authority of the Public Lands Corps Act  
8 of 1993, Public Law 103–82, as amended by Public Lands  
9 Corps Healthy Forests Restoration Act of 2005, Public  
10 Law 109–154.

11       Of the funds available to the Forest Service, \$4,000  
12 is available to the Chief of the Forest Service for official  
13 reception and representation expenses.

14       Pursuant to sections 405(b) and 410(b) of Public  
15 Law 101–593, of the funds available to the Forest Service,  
16 up to \$3,000,000 may be advanced in a lump sum to the  
17 National Forest Foundation to aid conservation partner-  
18 ship projects in support of the Forest Service mission,  
19 without regard to when the Foundation incurs expenses,  
20 for projects on or benefitting National Forest System  
21 lands or related to Forest Service programs: *Provided*,  
22 That of the Federal funds made available to the Founda-  
23 tion, no more than \$300,000 shall be available for admin-  
24 istrative expenses: *Provided further*, That the Foundation  
25 shall obtain, by the end of the period of Federal financial

1 assistance, private contributions to match on at least one-  
2 for-one basis funds made available by the Forest Service:  
3 *Provided further*, That the Foundation may transfer Fed-  
4 eral funds to a Federal or a non-Federal recipient for a  
5 project at the same rate that the recipient has obtained  
6 the non-Federal matching funds.

7 Pursuant to section 2(b)(2) of Public Law 98-244,  
8 up to \$3,000,000 of the funds available to the Forest  
9 Service may be advanced to the National Fish and Wildlife  
10 Foundation in a lump sum to aid cost-share conservation  
11 projects, without regard to when expenses are incurred,  
12 on or benefitting National Forest System lands or related  
13 to Forest Service programs: *Provided*, That such funds  
14 shall be matched on at least a one-for-one basis by the  
15 Foundation or its sub-recipients: *Provided further*, That  
16 the Foundation may transfer Federal funds to a Federal  
17 or non-Federal recipient for a project at the same rate  
18 that the recipient has obtained the non-Federal matching  
19 funds.

20 Funds appropriated to the Forest Service shall be  
21 available for interactions with and providing technical as-  
22 sistance to rural communities and natural resource-based  
23 businesses for sustainable rural development purposes.

24 Funds appropriated to the Forest Service shall be  
25 available for payments to counties within the Columbia

1 River Gorge National Scenic Area, pursuant to section  
2 14(c)(1) and (2), and section 16(a)(2) of Public Law 99–  
3 663.

4 Any funds appropriated to the Forest Service may  
5 be used to meet the non-Federal share requirement in sec-  
6 tion 502(c) of the Older Americans Act of 1965 (42  
7 U.S.C. 3056(c)(2)).

8 Funds available to the Forest Service, not to exceed  
9 \$65,000,000, shall be assessed for the purpose of per-  
10 forming fire, administrative and other facilities mainte-  
11 nance and decommissioning. Such assessments shall occur  
12 using a square foot rate charged on the same basis the  
13 agency uses to assess programs for payment of rent, utili-  
14 ties, and other support services.

15 Notwithstanding any other provision of law, any ap-  
16 propriations or funds available to the Forest Service not  
17 to exceed \$500,000 may be used to reimburse the Office  
18 of the General Counsel (OGC), Department of Agri-  
19 culture, for travel and related expenses incurred as a re-  
20 sult of OGC assistance or participation requested by the  
21 Forest Service at meetings, training sessions, management  
22 reviews, land purchase negotiations and similar nonlitiga-  
23 tion-related matters. Future budget justifications for both  
24 the Forest Service and the Department of Agriculture

1 should clearly display the sums previously transferred and  
2 the requested funding transfers.

3 An eligible individual who is employed in any project  
4 funded under title V of the Older Americans Act of 1965  
5 (42 U.S.C. 3056 et seq.) and administered by the Forest  
6 Service shall be considered to be a Federal employee for  
7 purposes of chapter 171 of title 28, United States Code.

8 Notwithstanding any other provision of this Act,  
9 through the Office of Budget and Program Analysis, the  
10 Forest Service shall report no later than 30 business days  
11 following the close of each fiscal quarter all current and  
12 prior year unobligated balances, by fiscal year, budget line  
13 item and account, to the House and Senate Committees  
14 on Appropriations.

15 Funds appropriated to the Forest Service shall be  
16 available to categorically exclude from documentation in  
17 an environmental assessment or an environmental impact  
18 statement under the National Environmental Policy Act  
19 of 1969 (42 U.S.C. 4321 et seq.) a forest management  
20 activity on National Forest System lands when the pri-  
21 mary purpose of the forest management activity is: (1)  
22 to address an insect or disease infestation; (2) to reduce  
23 hazardous fuel loads; (3) to protect a municipal water  
24 source; (4) to maintain, enhance, or modify critical habitat  
25 to protect it from catastrophic disturbances; (5) to in-

1 crease water yield; or (6) any combination of these pur-  
2 poses: *Provided*, That the land on which the forest man-  
3 agement activity is carried out may not exceed 3,000  
4 acres.

5 DEPARTMENT OF HEALTH AND HUMAN  
6 SERVICES

7 INDIAN HEALTH SERVICE

8 INDIAN HEALTH SERVICES

9 For expenses necessary to carry out the Act of Au-  
10 gust 5, 1954 (68 Stat. 674), the Indian Self-Determina-  
11 tion and Education Assistance Act, the Indian Health  
12 Care Improvement Act, and titles II and III of the Public  
13 Health Service Act with respect to the Indian Health Serv-  
14 ice, \$3,720,690,000, together with payments received dur-  
15 ing the fiscal year pursuant to 42 U.S.C. 238(b) and  
16 238b, for services furnished by the Indian Health Service:  
17 *Provided*, That funds made available to tribes and tribal  
18 organizations through contracts, grant agreements, or any  
19 other agreements or compacts authorized by the Indian  
20 Self-Determination and Education Assistance Act of 1975  
21 (25 U.S.C. 450), shall be deemed to be obligated at the  
22 time of the grant or contract award and thereafter shall  
23 remain available to the tribe or tribal organization without  
24 fiscal year limitation: *Provided further*, That  
25 \$960,831,000 for Purchased/Referred Care, including

1 \$53,000,000 for the Indian Catastrophic Health Emer-  
2 gency Fund, shall remain available until expended: *Pro-*  
3 *vided further*, That of the funds provided, up to  
4 \$37,000,000 shall remain available until expended for im-  
5 plementation of the loan repayment program under section  
6 108 of the Indian Health Care Improvement Act: *Provided*  
7 *further*, That of the funds provided, \$2,000,000 shall be  
8 used to supplement funds available for operational costs  
9 at tribal clinics operated under an Indian Self-Determina-  
10 tion and Education Assistance Act compact or contract  
11 where health care is delivered in space acquired through  
12 a full service lease, which is not eligible for maintenance  
13 and improvement and equipment funds from the Indian  
14 Health Service, and \$6,000,000 shall be for accreditation  
15 emergencies: *Provided further*, That the amounts collected  
16 by the Federal Government as authorized by sections 104  
17 and 108 of the Indian Health Care Improvement Act (25  
18 U.S.C. 1613a and 1616a) during the preceding fiscal year  
19 for breach of contracts shall be deposited to the Fund au-  
20 thorized by section 108A of the Act (25 U.S.C. 1616a-  
21 1) and shall remain available until expended and, notwith-  
22 standing section 108A(c) of the Act (25 U.S.C. 1616a-  
23 1(c)), funds shall be available to make new awards under  
24 the loan repayment and scholarship programs under sec-  
25 tions 104 and 108 of the Act (25 U.S.C. 1613a and

1 1616a): *Provided further*, That the amounts made avail-  
2 able within this account for the Substance Abuse and Sui-  
3 cide Prevention Program, for the Domestic Violence Pre-  
4 vention Program, for the Zero Suicide Initiative, for  
5 aftercare pilots at Youth Regional Treatment Centers, to  
6 improve collections from public and private insurance at  
7 Indian Health Service and tribally operated facilities, and  
8 for accreditation emergencies shall be allocated at the dis-  
9 cretion of the Director of the Indian Health Service and  
10 shall remain available until expended: *Provided further*,  
11 That funds provided in this Act may be used for annual  
12 contracts and grants that fall within 2 fiscal years, pro-  
13 vided the total obligation is recorded in the year the funds  
14 are appropriated: *Provided further*, That the amounts col-  
15 lected by the Secretary of Health and Human Services  
16 under the authority of title IV of the Indian Health Care  
17 Improvement Act shall remain available until expended for  
18 the purpose of achieving compliance with the applicable  
19 conditions and requirements of titles XVIII and XIX of  
20 the Social Security Act, except for those related to the  
21 planning, design, or construction of new facilities: *Pro-*  
22 *vided further*, That funding contained herein for scholar-  
23 ship programs under the Indian Health Care Improvement  
24 Act (25 U.S.C. 1613) shall remain available until ex-  
25 pended: *Provided further*, That amounts received by tribes

1 and tribal organizations under title IV of the Indian  
2 Health Care Improvement Act shall be reported and ac-  
3 counted for and available to the receiving tribes and tribal  
4 organizations until expended: *Provided further*, That the  
5 Bureau of Indian Affairs may collect from the Indian  
6 Health Service, tribes and tribal organizations operating  
7 health facilities pursuant to Public Law 93–638, such in-  
8 dividually identifiable health information relating to dis-  
9 abled children as may be necessary for the purpose of car-  
10 rying out its functions under the Individuals with Disabil-  
11 ities Education Act (20 U.S.C. 1400, et seq.): *Provided*  
12 *further*, That the Indian Health Care Improvement Fund  
13 may be used, as needed, to carry out activities typically  
14 funded under the Indian Health Facilities account.

15 CONTRACT SUPPORT COSTS

16 For payments to tribes and tribal organizations for  
17 contract support costs associated with Indian Self-Deter-  
18 mination and Education Assistance Act agreements with  
19 the Indian Health Service for fiscal year 2017, such sums  
20 as may be necessary: *Provided*, That notwithstanding any  
21 other provision of law, no amounts made available under  
22 this heading shall be available for transfer to another  
23 budget account.

## INDIAN HEALTH FACILITIES

1  
2 For construction, repair, maintenance, improvement,  
3 and equipment of health and related auxiliary facilities,  
4 including quarters for personnel; preparation of plans,  
5 specifications, and drawings; acquisition of sites, purchase  
6 and erection of modular buildings, and purchases of trail-  
7 ers; and for provision of domestic and community sanita-  
8 tion facilities for Indians, as authorized by section 7 of  
9 the Act of August 5, 1954 (42 U.S.C. 2004a), the Indian  
10 Self-Determination Act, and the Indian Health Care Im-  
11 provement Act, and for expenses necessary to carry out  
12 such Acts and titles II and III of the Public Health Serv-  
13 ice Act with respect to environmental health and facilities  
14 support activities of the Indian Health Service,  
15 \$557,946,000, to remain available until expended: *Pro-*  
16 *vided*, That notwithstanding any other provision of law,  
17 funds appropriated for the planning, design, construction,  
18 renovation or expansion of health facilities for the benefit  
19 of an Indian tribe or tribes may be used to purchase land  
20 on which such facilities will be located: *Provided further*,  
21 That not to exceed \$500,000 may be used by the Indian  
22 Health Service to purchase TRANSAM equipment from  
23 the Department of Defense for distribution to the Indian  
24 Health Service and tribal facilities: *Provided further*, That  
25 none of the funds appropriated to the Indian Health Serv-

1 ice may be used for sanitation facilities construction for  
2 new homes funded with grants by the housing programs  
3 of the United States Department of Housing and Urban  
4 Development: *Provided further*, That not to exceed  
5 \$2,700,000 from this account and the “Indian Health  
6 Services” account may be used by the Indian Health Serv-  
7 ice to obtain ambulances for the Indian Health Service  
8 and tribal facilities in conjunction with an existing inter-  
9 agency agreement between the Indian Health Service and  
10 the General Services Administration: *Provided further*,  
11 That not to exceed \$500,000 may be placed in a Demoli-  
12 tion Fund, to remain available until expended, and be used  
13 by the Indian Health Service for the demolition of Federal  
14 buildings.

15 ADMINISTRATIVE PROVISIONS—INDIAN HEALTH SERVICE

16 Appropriations provided in this Act to the Indian  
17 Health Service shall be available for services as authorized  
18 by 5 U.S.C. 3109 at rates not to exceed the per diem rate  
19 equivalent to the maximum rate payable for senior-level  
20 positions under 5 U.S.C. 5376; hire of passenger motor  
21 vehicles and aircraft; purchase of medical equipment; pur-  
22 chase of reprints; purchase, renovation and erection of  
23 modular buildings and renovation of existing facilities;  
24 payments for telephone service in private residences in the  
25 field, when authorized under regulations approved by the

1 Secretary; uniforms or allowances therefor as authorized  
2 by 5 U.S.C. 5901–5902; and for expenses of attendance  
3 at meetings that relate to the functions or activities of the  
4 Indian Health Service: *Provided*, That in accordance with  
5 the provisions of the Indian Health Care Improvement  
6 Act, non-Indian patients may be extended health care at  
7 all tribally administered or Indian Health Service facili-  
8 ties, subject to charges, and the proceeds along with funds  
9 recovered under the Federal Medical Care Recovery Act  
10 (42 U.S.C. 2651–2653) shall be credited to the account  
11 of the facility providing the service and shall be available  
12 without fiscal year limitation: *Provided further*, That not-  
13 withstanding any other law or regulation, funds trans-  
14 ferred from the Department of Housing and Urban Devel-  
15 opment to the Indian Health Service shall be administered  
16 under Public Law 86–121, the Indian Sanitation Facilities  
17 Act and Public Law 93–638: *Provided further*, That funds  
18 appropriated to the Indian Health Service in this Act, ex-  
19 cept those used for administrative and program direction  
20 purposes, shall not be subject to limitations directed at  
21 curtailing Federal travel and transportation: *Provided fur-*  
22 *ther*, That none of the funds made available to the Indian  
23 Health Service in this Act shall be used for any assess-  
24 ments or charges by the Department of Health and  
25 Human Services unless identified in the budget justifica-

1 tion and provided in this Act, or approved by the House  
2 and Senate Committees on Appropriations through the re-  
3 programming process: *Provided further*, That notwith-  
4 standing any other provision of law, funds previously or  
5 herein made available to a tribe or tribal organization  
6 through a contract, grant, or agreement authorized by  
7 title I or title V of the Indian Self-Determination and  
8 Education Assistance Act of 1975 (25 U.S.C. 450), may  
9 be deobligated and reobligated to a self-determination con-  
10 tract under title I, or a self-governance agreement under  
11 title V of such Act and thereafter shall remain available  
12 to the tribe or tribal organization without fiscal year limi-  
13 tation: *Provided further*, That none of the funds made  
14 available to the Indian Health Service in this Act shall  
15 be used to implement the final rule published in the Fed-  
16 eral Register on September 16, 1987, by the Department  
17 of Health and Human Services, relating to the eligibility  
18 for the health care services of the Indian Health Service  
19 until the Indian Health Service has submitted a budget  
20 request reflecting the increased costs associated with the  
21 proposed final rule, and such request has been included  
22 in an appropriations Act and enacted into law: *Provided*  
23 *further*, That with respect to functions transferred by the  
24 Indian Health Service to tribes or tribal organizations, the  
25 Indian Health Service is authorized to provide goods and

1 services to those entities on a reimbursable basis, includ-  
2 ing payments in advance with subsequent adjustment, and  
3 the reimbursements received therefrom, along with the  
4 funds received from those entities pursuant to the Indian  
5 Self-Determination Act, may be credited to the same or  
6 subsequent appropriation account from which the funds  
7 were originally derived, with such amounts to remain  
8 available until expended: *Provided further*, That reim-  
9 bursements for training, technical assistance, or services  
10 provided by the Indian Health Service will contain total  
11 costs, including direct, administrative, and overhead asso-  
12 ciated with the provision of goods, services, or technical  
13 assistance: *Provided further*, That the appropriation struc-  
14 ture for the Indian Health Service may not be altered  
15 without advance notification to the House and Senate  
16 Committees on Appropriations.

17 NATIONAL INSTITUTES OF HEALTH

18 NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH

19 SCIENCES

20 For necessary expenses for the National Institute of  
21 Environmental Health Sciences in carrying out activities  
22 set forth in section 311(a) of the Comprehensive Environ-  
23 mental Response, Compensation, and Liability Act of  
24 1980 (42 U.S.C. 9660(a)) and section 126(g) of the

1 Superfund Amendments and Reauthorization Act of 1986,  
2 \$77,349,000.

3 AGENCY FOR TOXIC SUBSTANCES AND DISEASE

4 REGISTRY

5 TOXIC SUBSTANCES AND ENVIRONMENTAL PUBLIC

6 HEALTH

7 For necessary expenses for the Agency for Toxic Sub-  
8 stances and Disease Registry (ATSDR) in carrying out  
9 activities set forth in sections 104(i) and 111(c)(4) of the  
10 Comprehensive Environmental Response, Compensation,  
11 and Liability Act of 1980 (CERCLA) and section 3019  
12 of the Solid Waste Disposal Act, \$74,691,000, of which  
13 up to \$1,000 per eligible employee of the Agency for Toxic  
14 Substances and Disease Registry shall remain available  
15 until expended for Individual Learning Accounts: *Pro-*  
16 *vided*, That notwithstanding any other provision of law,  
17 in lieu of performing a health assessment under section  
18 104(i)(6) of CERCLA, the Administrator of ATSDR may  
19 conduct other appropriate health studies, evaluations, or  
20 activities, including, without limitation, biomedical testing,  
21 clinical evaluations, medical monitoring, and referral to  
22 accredited healthcare providers: *Provided further*, That in  
23 performing any such health assessment or health study,  
24 evaluation, or activity, the Administrator of ATSDR shall  
25 not be bound by the deadlines in section 104(i)(6)(A) of

1 CERCLA: *Provided further*, That none of the funds appro-  
2 priated under this heading shall be available for ATSDR  
3 to issue in excess of 40 toxicological profiles pursuant to  
4 section 104(i) of CERCLA during fiscal year 2017, and  
5 existing profiles may be updated as necessary.

6 OTHER RELATED AGENCIES

7 EXECUTIVE OFFICE OF THE PRESIDENT

8 COUNCIL ON ENVIRONMENTAL QUALITY AND OFFICE OF  
9 ENVIRONMENTAL QUALITY

10 For necessary expenses to continue functions as-  
11 signed to the Council on Environmental Quality and Office  
12 of Environmental Quality pursuant to the National Envi-  
13 ronmental Policy Act of 1969, the Environmental Quality  
14 Improvement Act of 1970, and Reorganization Plan No.  
15 1 of 1977, and not to exceed \$750 for official reception  
16 and representation expenses, \$3,000,000: *Provided*, That  
17 notwithstanding section 202 of the National Environ-  
18 mental Policy Act of 1970, the Council shall consist of  
19 one member, appointed by the President, by and with the  
20 advice and consent of the Senate, serving as chairman and  
21 exercising all powers, functions, and duties of the Council.

22 CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD  
23 SALARIES AND EXPENSES

24 For necessary expenses in carrying out activities pur-  
25 suant to section 112(r)(6) of the Clean Air Act, including

1 hire of passenger vehicles, uniforms or allowances there-  
2 for, as authorized by 5 U.S.C. 5901–5902, and for serv-  
3 ices authorized by 5 U.S.C. 3109 but at rates for individ-  
4 uals not to exceed the per diem equivalent to the maximum  
5 rate payable for senior level positions under 5 U.S.C.  
6 5376, \$11,000,000: *Provided*, That the Chemical Safety  
7 and Hazard Investigation Board (Board) shall have not  
8 more than three career Senior Executive Service positions:  
9 *Provided further*, That notwithstanding any other provi-  
10 sion of law, the individual appointed to the position of In-  
11 spector General of the Environmental Protection Agency  
12 (EPA) shall, by virtue of such appointment, also hold the  
13 position of Inspector General of the Board: *Provided fur-*  
14 *ther*, That notwithstanding any other provision of law, the  
15 Inspector General of the Board shall utilize personnel of  
16 the Office of Inspector General of EPA in performing the  
17 duties of the Inspector General of the Board, and shall  
18 not appoint any individuals to positions within the Board.

19 OFFICE OF NAVAJO AND HOPI INDIAN RELOCATION

20 SALARIES AND EXPENSES

21 (INCLUDING TRANSFER OF FUNDS)

22 For necessary expenses of the Office of Navajo and  
23 Hopi Indian Relocation as authorized by Public Law 93–  
24 531, \$15,431,000, to remain available until expended:  
25 *Provided*, That funds provided in this or any other appro-

1 priations Act are to be used to relocate eligible individuals  
2 and groups including evictees from District 6, Hopi-parti-  
3 tioned lands residents, those in significantly substandard  
4 housing, and all others certified as eligible and not in-  
5 cluded in the preceding categories: *Provided further*, That  
6 none of the funds contained in this or any other Act may  
7 be used by the Office of Navajo and Hopi Indian Reloca-  
8 tion to evict any single Navajo or Navajo family who, as  
9 of November 30, 1985, was physically domiciled on the  
10 lands partitioned to the Hopi Tribe unless a new or re-  
11 placement home is provided for such household: *Provided*  
12 *further*, That no relocatee will be provided with more than  
13 one new or replacement home: *Provided further*, That the  
14 Office shall relocate any certified eligible relocatees who  
15 have selected and received an approved homesite on the  
16 Navajo reservation or selected a replacement residence off  
17 the Navajo reservation or on the land acquired pursuant  
18 to 25 U.S.C. 640d-10: *Provided further*, That \$200,000  
19 shall be transferred to the Office of Inspector General of  
20 the Department of the Interior, to remain available until  
21 expended, for audits and investigations of the Office of  
22 Navajo and Hopi Indian Relocation, consistent with the  
23 Inspector General Act of 1978 (5 U.S.C. App.).

1 INSTITUTE OF AMERICAN INDIAN AND ALASKA NATIVE  
2 CULTURE AND ARTS DEVELOPMENT  
3 PAYMENT TO THE INSTITUTE

4 For payment to the Institute of American Indian and  
5 Alaska Native Culture and Arts Development, as author-  
6 ized by title XV of Public Law 99–498 (20 U.S.C. 56 part  
7 A), \$11,619,000, to remain available until September 30,  
8 2018.

9 SMITHSONIAN INSTITUTION  
10 SALARIES AND EXPENSES

11 For necessary expenses of the Smithsonian Institu-  
12 tion, as authorized by law, including research in the fields  
13 of art, science, and history; development, preservation, and  
14 documentation of the National Collections; presentation of  
15 public exhibits and performances; collection, preparation,  
16 dissemination, and exchange of information and publica-  
17 tions; conduct of education, training, and museum assist-  
18 ance programs; maintenance, alteration, operation, lease  
19 agreements of no more than 30 years, and protection of  
20 buildings, facilities, and approaches; not to exceed  
21 \$100,000 for services as authorized by 5 U.S.C. 3109; and  
22 purchase, rental, repair, and cleaning of uniforms for em-  
23 ployees, \$712,487,000 (reduced by \$300,000) (increased  
24 by \$300,000), to remain available until September 30,  
25 2018, except as otherwise provided herein; of which not

1 to exceed \$50,467,000 for the instrumentation program,  
2 collections acquisition, exhibition reinstallation, the Na-  
3 tional Museum of African American History and Culture,  
4 and the repatriation of skeletal remains program shall re-  
5 main available until expended; and including such funds  
6 as may be necessary to support American overseas re-  
7 search centers: *Provided*, That funds appropriated herein  
8 are available for advance payments to independent con-  
9 tractors performing research services or participating in  
10 official Smithsonian presentations.

11 FACILITIES CAPITAL

12 For necessary expenses of repair, revitalization, and  
13 alteration of facilities owned or occupied by the Smithso-  
14 nian Institution, by contract or otherwise, as authorized  
15 by section 2 of the Act of August 22, 1949 (63 Stat. 623),  
16 and for construction, including necessary personnel,  
17 \$150,860,000, to remain available until expended, of  
18 which not to exceed \$10,000 shall be for services as au-  
19 thorized by 5 U.S.C. 3109.

20 NATIONAL GALLERY OF ART

21 SALARIES AND EXPENSES

22 For the upkeep and operations of the National Gal-  
23 lery of Art, the protection and care of the works of art  
24 therein, and administrative expenses incident thereto, as  
25 authorized by the Act of March 24, 1937 (50 Stat. 51),

1 as amended by the public resolution of April 13, 1939  
2 (Public Resolution 9, Seventy-sixth Congress), including  
3 services as authorized by 5 U.S.C. 3109; payment in ad-  
4 vance when authorized by the treasurer of the Gallery for  
5 membership in library, museum, and art associations or  
6 societies whose publications or services are available to  
7 members only, or to members at a price lower than to the  
8 general public; purchase, repair, and cleaning of uniforms  
9 for guards, and uniforms, or allowances therefor, for other  
10 employees as authorized by law (5 U.S.C. 5901–5902);  
11 purchase or rental of devices and services for protecting  
12 buildings and contents thereof, and maintenance, alter-  
13 ation, improvement, and repair of buildings, approaches,  
14 and grounds; and purchase of services for restoration and  
15 repair of works of art for the National Gallery of Art by  
16 contracts made, without advertising, with individuals,  
17 firms, or organizations at such rates or prices and under  
18 such terms and conditions as the Gallery may deem prop-  
19 er, \$130,801,000, to remain available until September 30,  
20 2018, of which not to exceed \$3,620,000 for the special  
21 exhibition program shall remain available until expended.

22 REPAIR, RESTORATION AND RENOVATION OF BUILDINGS

23 For necessary expenses of repair, restoration and  
24 renovation of buildings, grounds and facilities owned or  
25 occupied by the National Gallery of Art, by contract or

1 otherwise, for operating lease agreements of no more than  
2 10 years, with no extensions or renewals beyond the 10  
3 years, that address space needs created by the ongoing  
4 renovations in the Master Facilities Plan, as authorized,  
5 \$22,564,000, to remain available until expended: *Pro-*  
6 *vided*, That contracts awarded for environmental systems,  
7 protection systems, and exterior repair or renovation of  
8 buildings of the National Gallery of Art may be negotiated  
9 with selected contractors and awarded on the basis of con-  
10 tractor qualifications as well as price.

11 JOHN F. KENNEDY CENTER FOR THE PERFORMING

12 ARTS

13 OPERATIONS AND MAINTENANCE

14 For necessary expenses for the operation, mainte-  
15 nance and security of the John F. Kennedy Center for  
16 the Performing Arts, \$22,260,000.

17 CAPITAL REPAIR AND RESTORATION

18 For necessary expenses for capital repair and restora-  
19 tion of the existing features of the building and site of  
20 the John F. Kennedy Center for the Performing Arts,  
21 \$14,140,000, to remain available until expended.



1 \$149,848,000, to remain available until expended, of  
2 which \$139,148,000 shall be available for support of ac-  
3 tivities in the humanities, pursuant to section 7(c) of the  
4 Act and for administering the functions of the Act; and  
5 \$10,700,000 shall be available to carry out the matching  
6 grants program pursuant to section 10(a)(2) of the Act,  
7 including \$8,500,000 for the purposes of section 7(h):  
8 *Provided*, That appropriations for carrying out section  
9 10(a)(2) shall be available for obligation only in such  
10 amounts as may be equal to the total amounts of gifts,  
11 bequests, devises of money, and other property accepted  
12 by the chairman or by grantees of the National Endow-  
13 ment for the Humanities under the provisions of sections  
14 11(a)(2)(B) and 11(a)(3)(B) during the current and pre-  
15 ceding fiscal years for which equal amounts have not pre-  
16 viously been appropriated.

17 ADMINISTRATIVE PROVISIONS

18 None of the funds appropriated to the National  
19 Foundation on the Arts and the Humanities may be used  
20 to process any grant or contract documents which do not  
21 include the text of 18 U.S.C. 1913: *Provided*, That none  
22 of the funds appropriated to the National Foundation on  
23 the Arts and the Humanities may be used for official re-  
24 ception and representation expenses: *Provided further*,  
25 That funds from nonappropriated sources may be used as

1 necessary for official reception and representation ex-  
2 penses: *Provided further*, That the Chairperson of the Na-  
3 tional Endowment for the Arts may approve grants of up  
4 to \$10,000, if in the aggregate the amount of such grants  
5 does not exceed 5 percent of the sums appropriated for  
6 grantmaking purposes per year: *Provided further*, That  
7 such small grant actions are taken pursuant to the terms  
8 of an expressed and direct delegation of authority from  
9 the National Council on the Arts to the Chairperson.

10 COMMISSION OF FINE ARTS

11 SALARIES AND EXPENSES

12 For expenses of the Commission of Fine Arts under  
13 chapter 91 of title 40, United States Code, \$2,762,000:  
14 *Provided*, That the Commission is authorized to charge  
15 fees to cover the full costs of its publications, and such  
16 fees shall be credited to this account as an offsetting col-  
17 lection, to remain available until expended without further  
18 appropriation: *Provided further*, That the Commission is  
19 authorized to accept gifts, including objects, papers, art-  
20 work, drawings and artifacts, that pertain to the history  
21 and design of the Nation's Capital or the history and ac-  
22 tivities of the Commission of Fine Arts, for the purpose  
23 of artistic display, study or education: *Provided further*,  
24 That one-tenth of one percent of the funds provided under

1 this heading may be used for official reception and rep-  
2 resentation expenses.

3 NATIONAL CAPITAL ARTS AND CULTURAL AFFAIRS

4 For necessary expenses as authorized by Public Law  
5 99–190 (20 U.S.C. 956a), \$2,000,000.

6 ADVISORY COUNCIL ON HISTORIC PRESERVATION

7 SALARIES AND EXPENSES

8 For necessary expenses of the Advisory Council on  
9 Historic Preservation (Public Law 89–665), \$6,480,000.

10 NATIONAL CAPITAL PLANNING COMMISSION

11 SALARIES AND EXPENSES

12 For necessary expenses of the National Capital Plan-  
13 ning Commission under chapter 87 of title 40, United  
14 States Code, including services as authorized by 5 U.S.C.  
15 3109, \$8,099,000: *Provided*, That one-quarter of 1 per-  
16 cent of the funds provided under this heading may be used  
17 for official reception and representational expenses associ-  
18 ated with hosting international visitors engaged in the  
19 planning and physical development of world capitals.

20 UNITED STATES HOLOCAUST MEMORIAL MUSEUM

21 HOLOCAUST MEMORIAL MUSEUM

22 For expenses of the Holocaust Memorial Museum, as  
23 authorized by Public Law 106–292 (36 U.S.C. 2301–  
24 2310), \$57,000,000, of which \$1,215,000 shall remain  
25 available until September 30, 2019, for the Museum’s

1 equipment replacement program; and of which \$2,500,000  
2 for the Museum’s repair and rehabilitation program and  
3 \$1,264,000 for the Museum’s outreach initiatives program  
4 shall remain available until expended.

#### 5 TITLE IV

#### 6 GENERAL PROVISIONS

7 (INCLUDING TRANSFERS OF FUNDS)

#### 8 RESTRICTION ON USE OF FUNDS

9 SEC. 401. No part of any appropriation contained in  
10 this Act shall be available for any activity or the publica-  
11 tion or distribution of literature that in any way tends to  
12 promote public support or opposition to any legislative  
13 proposal on which Congressional action is not complete  
14 other than to communicate to Members of Congress as  
15 described in 18 U.S.C. 1913.

#### 16 OBLIGATION OF APPROPRIATIONS

17 SEC. 402. No part of any appropriation contained in  
18 this Act shall remain available for obligation beyond the  
19 current fiscal year unless expressly so provided herein.

#### 20 REPROGRAMMING PROCEDURES, DISCLOSURE OF

#### 21 ADMINISTRATIVE EXPENSES, AND OPERATING PLANS

22 SEC. 403. (a) DEFINITIONS.—For the purposes of  
23 this section:

24 (1) “Reprogramming” includes:

1           (A) The reallocation of funds from one  
2 program, project, or activity, to another within  
3 any appropriation funded in this Act.

4           (B) For construction, land acquisition, and  
5 forest legacy accounts, the reallocation of funds,  
6 including unobligated balances, from one con-  
7 struction, land acquisition, or forest legacy  
8 project to another such project.

9           (C) An operating plan or any later modi-  
10 fication thereof submitted under subsection (i)  
11 of this section.

12           (D) Proposed reorganizations even without  
13 a change in funding, including any change to  
14 the organization table presented in the budget  
15 justification.

16           (2) “Program”, “project”, and “activity” con-  
17 stitute the delineation below the appropriation ac-  
18 count level of any agency funded by this Act, as  
19 shown in any table of the report accompanying this  
20 Act.

21           (3) “Funds” includes funds provided in this Act  
22 or previous appropriations Acts that are available  
23 for obligation in the current fiscal year and any  
24 amounts available for obligation in the current fiscal  
25 year derived from collections, fees or charges.

1           (4) “Assessment” is any overhead charge, de-  
2           duction, reserve or holdback, including working cap-  
3           ital fund and cost pool charges, from any program,  
4           project, and activity to support government-wide, de-  
5           partmental, agency, or bureau administrative func-  
6           tions or headquarters, regional, or central operations  
7           or to provide for contingencies.

8           (b) GENERAL GUIDELINES FOR REPROGRAMMING.—

9           (1) A reprogramming should be made only  
10          when an unforeseen situation arises, and then only  
11          if postponement of the project or the activity until  
12          the next appropriation year would result in actual  
13          loss or damage.

14          (2) Any project or activity, which may be de-  
15          ferred through reprogramming, shall not later be ac-  
16          complished by means of further reprogramming, but  
17          instead, funds should again be sought for the de-  
18          ferred project or activity through the regular appro-  
19          priations process.

20          (3) Except under the most urgent situations,  
21          reprogramming should not be employed to initiate  
22          new programs or increase allocations specifically de-  
23          nied or limited by the Congress, or to decrease allo-  
24          cations specifically increased by the Congress.

1           (4) New programs requested in the budget  
2           should not be initiated before enactment of the bill  
3           without notification to, and the approval of, the  
4           Committees on Appropriations of the House of Rep-  
5           resentatives and the Senate (hereinafter “the Com-  
6           mittees”). This restriction applies to all such actions  
7           regardless of whether a formal reprogramming of  
8           funds is required to begin the program.

9           (c) CRITERIA.—

10           (1) A reprogramming shall be submitted to the  
11           Committees in writing 30 days prior to implementa-  
12           tion if—

13                   (A) it exceeds \$1,000,000 individually or  
14                   cumulatively or results in a cumulative increase  
15                   or decrease of more than 10 percent of funds  
16                   annually in any affected program, project, or  
17                   activity;

18                   (B) it is a reorganization; or

19                   (C) it is an operating plan or any later  
20                   modification thereof as submitted under sub-  
21                   section (i) of this section: *Provided*, That such  
22                   plan or modification thereof also meets any of  
23                   the other criteria under subsection (e)(1) of this  
24                   section.

1           (2) No funds shall be available for obligation or  
2           expenditure through a reprogramming until 30 days  
3           after the receipt by the Committees of a notice of  
4           proposed reprogramming.

5           (3) A reprogramming shall be considered ap-  
6           proved 30 days after receipt if the Committees have  
7           posed no objection. However, agencies will be ex-  
8           pected to extend the approval deadline if specifically  
9           requested by either Committee.

10          (d) EXCEPTIONS.—

11           (1) With regard to the tribal priority allocations  
12           of the Bureau of Indian Affairs, there is no restric-  
13           tion on reprogrammings among these programs.  
14           However, the Bureau shall report on all  
15           reprogrammings made during a given fiscal year no  
16           later than 60 days after the end of the fiscal year.

17           (2) With regard to the Environmental Protec-  
18           tion Agency, State and Tribal Assistance Grants ac-  
19           count, the Committees do not require reprogram-  
20           ming requests associated with States and Tribes  
21           Partnership Grants.

22          (e) ASSESSMENTS.—

23           (1) No assessment shall be levied or collected  
24           unless such assessment and the basis therefor are  
25           presented to the Committees in the budget justifica-

1 tions and are subsequently approved by the Commit-  
2 tees. The explanation for any assessment in the  
3 budget justification shall show the amount of the as-  
4 sessment, the activities assessed, and the purpose of  
5 the funds.

6 (2) Proposed changes to estimated assessments,  
7 as such estimates were presented in annual budget  
8 justifications, shall be submitted through the re-  
9 programming process set out in this section and  
10 shall be subject to the same dollar and reporting cri-  
11 teria as any other reprogramming.

12 (3) Each department, agency or bureau that  
13 utilizes assessments shall submit an annual report to  
14 the Committees which provides details on the use of  
15 all funds assessed from any other program, project,  
16 or activity.

17 (4) In no case shall contingency funds or as-  
18 sessments be used to finance agency actions dis-  
19 approved or limited by the Congress.

20 (f) LAND ACQUISITIONS, EASEMENTS, AND FOREST  
21 LEGACY.—Lands shall not be acquired for more than the  
22 approved appraised value (as addressed in section 301(3)  
23 of Public Law 91–646), unless such acquisitions are sub-  
24 mitted to the Committees for approval in compliance with  
25 these procedures.

1 (g) LAND EXCHANGES.—Land exchanges, wherein  
2 the estimated value of the Federal lands to be exchanged  
3 is greater than \$1,000,000, shall not be consummated  
4 until the Committees have had a 30-day period in which  
5 to examine the proposed exchange. In addition, the Com-  
6 mittees shall be provided advance notification of exchanges  
7 valued between \$500,000 and \$1,000,000.

8 (h) BUDGET STRUCTURE.—The program, project,  
9 and activity structure for any agency appropriation ac-  
10 count shall not be altered without advance approval of the  
11 Committees.

12 (i) OPERATING PLANS.—Not later than 60 days after  
13 the date of enactment of this Act, each department or  
14 agency funded by this Act shall submit an operating plan  
15 to the Committees to establish the baseline for application  
16 of reprogramming for the current fiscal year. The oper-  
17 ating plan shall include—

18 (1) a table for each appropriation with a sepa-  
19 rate column to display the President’s budget re-  
20 quest, adjustments made by the Congress, enacted  
21 rescissions, if appropriate, and the fiscal year en-  
22 acted level;

23 (2) a delineation in the table for each appro-  
24 priation by program, project, and activity for the re-  
25 spective appropriation; and



1 lated Agencies Appropriations Act, 1997 (Public Law  
2 104–208).

3 (d) MINERAL EXAMINATIONS.—In order to process  
4 patent applications in a timely and responsible manner,  
5 upon the request of a patent applicant, the Secretary of  
6 the Interior shall allow the applicant to fund a qualified  
7 third-party contractor to be selected by the Director of the  
8 Bureau of Land Management to conduct a mineral exam-  
9 ination of the mining claims or mill sites contained in a  
10 patent application as set forth in subsection (b). The Bu-  
11 reau of Land Management shall have the sole responsi-  
12 bility to choose and pay the third-party contractor in ac-  
13 cordance with the standard procedures employed by the  
14 Bureau of Land Management in the retention of third-  
15 party contractors.

16 CONTRACT SUPPORT COSTS, PRIOR YEAR LIMITATION

17 SEC. 405. Sections 405 and 406 of division F of the  
18 Consolidated and Further Continuing Appropriations Act,  
19 2015 (Public Law 113–235) shall continue in effect in fis-  
20 cal year 2017.

21 CONTRACT SUPPORT COSTS, FISCAL YEAR 2017

22 LIMITATION

23 SEC. 406. Amounts provided by this Act for fiscal  
24 year 2017 under the headings “Department of Health and  
25 Human Services, Indian Health Service, Contract Support  
26 Costs” and “Department of the Interior, Bureau of Indian

1 Affairs and Bureau of Indian Education, Contract Sup-  
2 port Costs” are the only amounts available for contract  
3 support costs arising out of self-determination or self-gov-  
4 ernance contracts, grants, compacts, or annual funding  
5 agreements for fiscal year 2017 with the Bureau of Indian  
6 Affairs or the Indian Health Service: *Provided*, That such  
7 amounts provided by this Act are not available for pay-  
8 ment of claims for contract support costs for prior years,  
9 or for repayments of payments for settlements or judg-  
10 ments awarding contract support costs for prior years.

11 FOREST MANAGEMENT PLANS

12 SEC. 407. The Secretary of Agriculture shall not be  
13 considered to be in violation of subparagraph 6(f)(5)(A)  
14 of the Forest and Rangeland Renewable Resources Plan-  
15 ning Act of 1974 (16 U.S.C. 1604(f)(5)(A)) solely because  
16 more than 15 years have passed without revision of the  
17 plan for a unit of the National Forest System. Nothing  
18 in this section exempts the Secretary from any other re-  
19 quirement of the Forest and Rangeland Renewable Re-  
20 sources Planning Act (16 U.S.C. 1600 et seq.) or any  
21 other law: *Provided*, That if the Secretary is not acting  
22 expeditiously and in good faith, within the funding avail-  
23 able, to revise a plan for a unit of the National Forest  
24 System, this section shall be void with respect to such plan  
25 and a court of proper jurisdiction may order completion  
26 of the plan on an accelerated basis.

## 1 PROHIBITION WITHIN NATIONAL MONUMENTS

2 SEC. 408. No funds provided in this Act may be ex-  
3 pended to conduct preleasing, leasing and related activities  
4 under either the Mineral Leasing Act (30 U.S.C. 181 et  
5 seq.) or the Outer Continental Shelf Lands Act (43 U.S.C.  
6 1331 et seq.) within the boundaries of a National Monu-  
7 ment established pursuant to the Act of June 8, 1906 (16  
8 U.S.C. 431 et seq.) as such boundary existed on January  
9 20, 2001, except where such activities are allowed under  
10 the Presidential proclamation establishing such monu-  
11 ment.

## 12 LIMITATION ON TAKINGS

13 SEC. 409. Unless otherwise provided herein, no funds  
14 appropriated in this Act for the acquisition of lands or  
15 interests in lands may be expended for the filing of dec-  
16 larations of taking or complaints in condemnation without  
17 the approval of the House and Senate Committees on Ap-  
18 propriations: *Provided*, That this provision shall not apply  
19 to funds appropriated to implement the Everglades Na-  
20 tional Park Protection and Expansion Act of 1989, or to  
21 funds appropriated for Federal assistance to the State of  
22 Florida to acquire lands for Everglades restoration pur-  
23 poses.

## 24 TIMBER SALE REQUIREMENTS

25 SEC. 410. No timber sale in Alaska's Region 10 shall  
26 be advertised if the indicated rate is deficit (defined as

1 the value of the timber is not sufficient to cover all logging  
2 and stumpage costs and provide a normal profit and risk  
3 allowance under the Forest Service's appraisal process)  
4 when appraised using a residual value appraisal. The west-  
5 ern red cedar timber from those sales which is surplus  
6 to the needs of the domestic processors in Alaska, shall  
7 be made available to domestic processors in the contiguous  
8 48 United States at prevailing domestic prices. All addi-  
9 tional western red cedar volume not sold to Alaska or con-  
10 tiguous 48 United States domestic processors may be ex-  
11 ported to foreign markets at the election of the timber sale  
12 holder. All Alaska yellow cedar may be sold at prevailing  
13 export prices at the election of the timber sale holder.

14 PROHIBITION ON NO-BID CONTRACTS

15 SEC. 411. None of the funds appropriated or other-  
16 wise made available by this Act to executive branch agen-  
17 cies may be used to enter into any Federal contract unless  
18 such contract is entered into in accordance with the re-  
19 quirements of Chapter 33 of title 41, United States Code,  
20 or Chapter 137 of title 10, United States Code, and the  
21 Federal Acquisition Regulation, unless—

22 (1) Federal law specifically authorizes a con-  
23 tract to be entered into without regard for these re-  
24 quirements, including formula grants for States, or  
25 federally recognized Indian tribes; or



1 NATIONAL ENDOWMENT FOR THE ARTS GRANT  
2 GUIDELINES

3 SEC. 413. Of the funds provided to the National En-  
4 dowment for the Arts—

5 (1) The Chairperson shall only award a grant  
6 to an individual if such grant is awarded to such in-  
7 dividual for a literature fellowship, National Herit-  
8 age Fellowship, or American Jazz Masters Fellow-  
9 ship.

10 (2) The Chairperson shall establish procedures  
11 to ensure that no funding provided through a grant,  
12 except a grant made to a State or local arts agency,  
13 or regional group, may be used to make a grant to  
14 any other organization or individual to conduct ac-  
15 tivity independent of the direct grant recipient.  
16 Nothing in this subsection shall prohibit payments  
17 made in exchange for goods and services.

18 (3) No grant shall be used for seasonal support  
19 to a group, unless the application is specific to the  
20 contents of the season, including identified programs  
21 or projects.

22 NATIONAL ENDOWMENT FOR THE ARTS PROGRAM  
23 PRIORITIES

24 SEC. 414. (a) In providing services or awarding fi-  
25 nancial assistance under the National Foundation on the  
26 Arts and the Humanities Act of 1965 from funds appro-

1 priated under this Act, the Chairperson of the National  
2 Endowment for the Arts shall ensure that priority is given  
3 to providing services or awarding financial assistance for  
4 projects, productions, workshops, or programs that serve  
5 underserved populations.

6 (b) In this section:

7 (1) The term “underserved population” means  
8 a population of individuals, including urban minori-  
9 ties, who have historically been outside the purview  
10 of arts and humanities programs due to factors such  
11 as a high incidence of income below the poverty line  
12 or to geographic isolation.

13 (2) The term “poverty line” means the poverty  
14 line (as defined by the Office of Management and  
15 Budget, and revised annually in accordance with sec-  
16 tion 673(2) of the Community Services Block Grant  
17 Act (42 U.S.C. 9902(2))) applicable to a family of  
18 the size involved.

19 (c) In providing services and awarding financial as-  
20 sistance under the National Foundation on the Arts and  
21 Humanities Act of 1965 with funds appropriated by this  
22 Act, the Chairperson of the National Endowment for the  
23 Arts shall ensure that priority is given to providing serv-  
24 ices or awarding financial assistance for projects, produc-  
25 tions, workshops, or programs that will encourage public

1 knowledge, education, understanding, and appreciation of  
2 the arts.

3 (d) With funds appropriated by this Act to carry out  
4 section 5 of the National Foundation on the Arts and Hu-  
5 manities Act of 1965—

6 (1) the Chairperson shall establish a grant cat-  
7 egory for projects, productions, workshops, or pro-  
8 grams that are of national impact or availability or  
9 are able to tour several States;

10 (2) the Chairperson shall not make grants ex-  
11 ceeding 15 percent, in the aggregate, of such funds  
12 to any single State, excluding grants made under the  
13 authority of paragraph (1);

14 (3) the Chairperson shall report to the Con-  
15 gress annually and by State, on grants awarded by  
16 the Chairperson in each grant category under sec-  
17 tion 5 of such Act; and

18 (4) the Chairperson shall encourage the use of  
19 grants to improve and support community-based  
20 music performance and education.

21 STATUS OF BALANCES OF APPROPRIATIONS

22 SEC. 415. The Department of the Interior, the Envi-  
23 ronmental Protection Agency, the Forest Service, and the  
24 Indian Health Service shall provide the Committees on  
25 Appropriations of the House of Representatives and Sen-

1 ate quarterly reports on the status of balances of appro-  
2 priations including all uncommitted, committed, and unob-  
3 ligated funds in each program and activity.

4 REPORT ON USE OF CLIMATE CHANGE FUNDS

5 SEC. 416. Not later than 120 days after the date on  
6 which the President's fiscal year 2018 budget request is  
7 submitted to the Congress, the President shall submit a  
8 comprehensive report to the Committees on Appropria-  
9 tions of the House of Representatives and the Senate de-  
10 scribing in detail all Federal agency funding, domestic and  
11 international, for climate change programs, projects, and  
12 activities in fiscal years 2016 and 2017, including an ac-  
13 counting of funding by agency with each agency identi-  
14 fying climate change programs, projects, and activities  
15 and associated costs by line item as presented in the Presi-  
16 dent's Budget Appendix, and including citations and link-  
17 ages where practicable to each strategic plan that is driv-  
18 ing funding within each climate change program, project,  
19 and activity listed in the report.

20 PROHIBITION ON USE OF FUNDS

21 SEC. 417. Notwithstanding any other provision of  
22 law, none of the funds made available in this Act or any  
23 other Act may be used to promulgate or implement any  
24 regulation requiring the issuance of permits under title V  
25 of the Clean Air Act (42 U.S.C. 7661 et seq.) for carbon

1 dioxide, nitrous oxide, water vapor, or methane emissions  
2 resulting from biological processes associated with live-  
3 stock production.

4 GREENHOUSE GAS REPORTING RESTRICTIONS

5 SEC. 418. Notwithstanding any other provision of  
6 law, none of the funds made available in this or any other  
7 Act may be used to implement any provision in a rule,  
8 if that provision requires mandatory reporting of green-  
9 house gas emissions from manure management systems.

10 MODIFICATION OF AUTHORITIES

11 SEC. 419. (a) Section 8162(m)(3) of the Department  
12 of Defense Appropriations Act, 2000 (40 U.S.C. 8903  
13 note; Public Law 106–79) is amended by striking “Sep-  
14 tember 30, 2016” and inserting “September 30, 2017”.

15 (b) For fiscal year 2017, the authority provided by  
16 the provisos under the heading “Dwight D. Eisenhower  
17 Memorial Commission—Capital Construction” in division  
18 E of Public Law 112–74 shall not be in effect.

19 FUNDING PROHIBITION

20 SEC. 420. None of the funds made available by this  
21 or any other Act may be used to regulate the lead content  
22 of ammunition, ammunition components, or fishing tackle  
23 under the Toxic Substances Control Act (15 U.S.C. 2601  
24 et seq.) or any other law.

## 1 EXTENSION OF GRAZING PERMITS

2 SEC. 421. The terms and conditions of section 325  
3 of Public Law 108–108 (117 Stat. 1307), regarding graz-  
4 ing permits issued by the Forest Service on any lands not  
5 subject to administration under section 402 of the Federal  
6 Lands Policy and Management Act (43 U.S.C. 1752),  
7 shall remain in effect for fiscal year 2017.

## 8 RECREATION FEE

9 SEC. 422. Section 810 of the Federal Lands Recre-  
10 ation Enhancement Act (16 U.S.C. 6809) is amended by  
11 striking “September 30, 2017” and inserting “September  
12 30, 2018”.

## 13 STEWARDSHIP CONTRACTING AMENDMENTS

14 SEC. 423. Section 604(d) of the Healthy Forests Res-  
15 toration Act of 2003 (16 U.S.C. 6591c(d)) is amended—

16 (1) in paragraph (5), by adding at the end the  
17 following: “Notwithstanding section 2 of the Act of  
18 July 31, 1947 (commonly known as the Materials  
19 Act of 1947; 30 U.S.C. 602), the Director may enter  
20 into an agreement or contract under subsection  
21 (b).”; and

22 (2) in paragraph (7)—

23 (A) by striking “and the Director”; and

24 (B) by inserting “entered into by the  
25 Chief” after “contracts and agreements”.



1 identified in subparagraphs (A) and (C) of section  
2 404(f)(1) of the Act (33 U.S.C. 1344(f)(1)(A), (C)).

3 WATERS OF THE UNITED STATES

4 SEC. 427. None of the funds made available in this  
5 Act or any other Act for any fiscal year may be used to  
6 develop, adopt, implement, administer, or enforce any  
7 change to the regulations and guidance in effect on Octo-  
8 ber 1, 2012, pertaining to the definition of waters under  
9 the jurisdiction of the Federal Water Pollution Control  
10 Act (33 U.S.C. 1251, et seq.), including the provisions of  
11 the rules dated November 13, 1986, and August 25, 1993,  
12 relating to said jurisdiction, and the guidance documents  
13 dated January 15, 2003, and December 2, 2008, relating  
14 to said jurisdiction.

15 HUNTING, FISHING, AND RECREATIONAL SHOOTING ON

16 FEDERAL LAND

17 SEC. 428. (a) LIMITATION ON USE OF FUNDS.—  
18 None of the funds made available by this or any other  
19 Act for any fiscal year may be used to prohibit the use  
20 of or access to Federal land (as such term is defined in  
21 section 3 of the Healthy Forests Restoration Act of 2003  
22 (16 U.S.C. 6502)) for hunting, fishing, or recreational  
23 shooting if such use or access—

24 (1) was not prohibited on such Federal land as  
25 of January 1, 2013; and



1 until the Administrator of the Environmental Protection  
2 Agency—

3 (1) publicizes Environmental Protection Agency  
4 recognition of a commercially available lead test kit  
5 that meets both criteria under section 745.88(e) of  
6 title 40, Code of Federal Regulations; or

7 (2) solicits public comment on alternatives to  
8 subpart E of part 745 of title 40, Code of Federal  
9 Regulations, following the date of enactment of this  
10 Act.

#### 11 FINANCIAL ASSURANCE

12 SEC. 430. None of the funds made available by this  
13 Act may be used to develop, propose, finalize, implement,  
14 enforce, or administer any regulation that would establish  
15 new financial responsibility requirements pursuant to sec-  
16 tion 108(b) of the Comprehensive Environmental Re-  
17 sponse, Compensation, and Liability Act of 1980 (42  
18 U.S.C. 9608(b)).

#### 19 GHG NSPS

20 SEC. 431. None of the funds made available by this  
21 Act shall be used to propose, finalize, implement, or en-  
22 force—

23 (1) any standard of performance under section  
24 111(b) of the Clean Air Act (42 U.S.C. 7411(b)) for  
25 any new fossil fuel-fired electricity utility generating

1 unit if the Administrator of the Environmental Pro-  
2 tection Agency's determination that a technology is  
3 adequately demonstrated includes consideration of  
4 one or more facilities for which assistance is pro-  
5 vided (including any tax credit) under subtitle A of  
6 title IV of the Energy Policy Act of 2005 (42 U.S.C.  
7 15961 et seq.) or section 48A of the Internal Rev-  
8 enue Code of 1986;

9 (2) any regulation or guidance under section  
10 111(b) of the Clean Air Act (42 U.S.C. 7411(b)) es-  
11 tablishing any standard of performance for emis-  
12 sions of any greenhouse gas from any modified or  
13 reconstructed source that is a fossil fuel-fired elec-  
14 tric utility generating unit; or

15 (3) any regulation or guidance under section  
16 111(d) of the Clean Air Act (42 U.S.C. 7411(d))  
17 that applies to the emission of any greenhouse gas  
18 by an existing source that is a fossil fuel-fired elec-  
19 tric utility generating unit.

20 AVAILABILITY OF VACANT GRAZING ALLOTMENTS

21 SEC. 432. The Secretary of the Interior, with respect  
22 to public lands administered by the Bureau of Land Man-  
23 agement, and the Secretary of Agriculture, with respect  
24 to the National Forest System lands, shall make vacant  
25 grazing allotments available to a holder of a grazing per-

1 mit or lease issued by either Secretary if the lands covered  
2 by the permit or lease or other grazing lands used by the  
3 holder of the permit or lease are unusable because of  
4 drought or wildfire, as determined by the Secretary con-  
5 cerned. The terms and conditions contained in a permit  
6 or lease made available pursuant to this section shall be  
7 the same as the terms and conditions of the most recent  
8 permit or lease that was applicable to the vacant grazing  
9 allotment made available. Section 102 of the National En-  
10 vironmental Policy Act of 1969 (42 U.S.C. 4332) shall  
11 not apply with respect to any Federal agency action under  
12 this section.

13 PROTECTION OF WATER RIGHTS

14 SEC. 433. None of the funds made available in this  
15 or any other Act may be used to condition the issuance,  
16 renewal, amendment, or extension of any permit, approval,  
17 license, lease, allotment, easement, right-of-way, or other  
18 land use or occupancy agreement on the transfer of any  
19 water right, including sole and joint ownership, directly  
20 to the United States, or any impairment of title, in whole  
21 or in part, granted or otherwise recognized under State  
22 law, by Federal or State adjudication, decree, or other  
23 judgment, or pursuant to any interstate water compact.  
24 Additionally, none of the funds made available in this or  
25 any other Act may be used to require any water user to

1 apply for or acquire a water right in the name of the  
2 United States under State law as a condition of the  
3 issuance, renewal, amendment, or extension of any permit,  
4 approval, license, lease, allotment, easement, right-of-way,  
5 or other land use or occupancy agreement.

6                   LIMITATION ON STATUS CHANGES

7           SEC. 434. None of the funds made available by this  
8 Act shall be used to propose, finalize, implement, or en-  
9 force any regulation or guidance under Section 612 of the  
10 Clean Air Act (42 U.S.C. 7671k) that changes the status  
11 from acceptable to unacceptable for purposes of the Sig-  
12 nificant New Alternatives Policy (SNAP) program of any  
13 hydrofluorocarbon used as a refrigerant or in foam blow-  
14 ing agents, applications or uses. Nothing in this section  
15 shall prevent EPA from approving new materials, applica-  
16 tions or uses as acceptable under the SNAP program.

17                   USE OF AMERICAN IRON AND STEEL

18           SEC. 435. (a)(1) None of the funds made available  
19 by a State water pollution control revolving fund as au-  
20 thorized by section 1452 of the Safe Drinking Water Act  
21 (42 U.S.C. 300j-12) shall be used for a project for the  
22 construction, alteration, maintenance, or repair of a public  
23 water system or treatment works unless all of the iron and  
24 steel products used in the project are produced in the  
25 United States.

1           (2) In this section, the term “iron and steel” products  
2 means the following products made primarily of iron or  
3 steel: lined or unlined pipes and fittings, manhole covers  
4 and other municipal castings, hydrants, tanks, flanges,  
5 pipe clamps and restraints, valves, structural steel, rein-  
6 forced precast concrete, and construction materials.

7           (b) Subsection (a) shall not apply in any case or cat-  
8 egory of cases in which the Administrator of the Environ-  
9 mental Protection Agency (in this section referred to as  
10 the “Administrator”) finds that—

11                 (1) applying subsection (a) would be incon-  
12 sistent with the public interest;

13                 (2) iron and steel products are not produced in  
14 the United States in sufficient and reasonably avail-  
15 able quantities and of a satisfactory quality; or

16                 (3) inclusion of iron and steel products pro-  
17 duced in the United States will increase the cost of  
18 the overall project by more than 25 percent.

19           (c) If the Administrator receives a request for a waiv-  
20 er under this section, the Administrator shall make avail-  
21 able to the public on an informal basis a copy of the re-  
22 quest and information available to the Administrator con-  
23 cerning the request, and shall allow for informal public  
24 input on the request for at least 15 days prior to making  
25 a finding based on the request. The Administrator shall

1 make the request and accompanying information available  
2 by electronic means, including on the official public Inter-  
3 net Web site of the Environmental Protection Agency.

4 (d) This section shall be applied in a manner con-  
5 sistent with United States obligations under international  
6 agreements.

7 (e) The Administrator may retain up to 0.25 percent  
8 of the funds appropriated in this Act for the Clean and  
9 Drinking Water State Revolving Funds for carrying out  
10 the provisions described in subsection (a)(1) for manage-  
11 ment and oversight of the requirements of this section.

12 SOCIAL COST OF CARBON

13 SEC. 436. None of the funds made available by this  
14 or any other Act shall be used for the social cost of carbon  
15 (SCC) to be incorporated into any rulemaking or guidance  
16 document until a new Interagency Working Group (IWG)  
17 revises the estimates using the discount rates and the do-  
18 mestic-only limitation on benefits estimates in accordance  
19 with Executive Order No. 12866 and OMB Circular A-  
20 4 as of January 1, 2015: *Provided*, That such IWG shall  
21 provide to the public all documents, models, and assump-  
22 tions used in developing the SCC and solicit public com-  
23 ment prior to finalizing any revised estimates.



1 Clean Air Act (42 U.S.C. 7470 et seq.) if the Ad-  
2 ministrator or the State, local or tribal permitting  
3 authority, as applicable, has determined the applica-  
4 tion to be complete prior to the date of promulgation  
5 of final designations, or has published a public no-  
6 tice of a preliminary determination or draft permit  
7 before the date that is 60 days after the date of pro-  
8 mulgation of final designations; and

9 (5) the provisions of subsections (1) through  
10 (4) above shall apply notwithstanding the deadlines  
11 set forth in Section 107(d) of the Clean Air Act (42  
12 U.S.C. 7407(d)) and Section 110(a)(1) of the Clean  
13 Air Act (42 U.S.C. 7410(a)(1)).

14 METHANE EMISSIONS

15 SEC. 439. None of the funds made available by this  
16 Act shall be used to develop, propose, finalize, implement  
17 or enforce—

18 (1) any rule or guideline to address methane  
19 emissions from sources in the oil and natural gas  
20 sector under Sections 111(b) or (d) of the Clean Air  
21 Act (42 U.S.C. 7411(b), 7411(d));

22 (2) any rule changing the term “adjacent” for  
23 purposes of defining “stationary source” and “major  
24 source” as applied to the oil and gas sector under  
25 the Clean Air Act; and





1 lie comments on the proposed rule and holds at least one  
2 more public meeting on the proposed rule in each of the  
3 eleven contiguous Western States (as defined in section  
4 103(o) of such Act (43 U.S.C. 1702(o))), Texas. and  
5 Oklahoma.

6 HUMANE TRANSFER OF EXCESS ANIMALS

7 SEC. 444. Notwithstanding any other provision of  
8 law, the Secretary of the Interior may transfer excess wild  
9 horses or burros that have been removed from the public  
10 lands to other Federal, State, and local government agen-  
11 cies for use as work animals: *Provided*, That the Secretary  
12 may make any such transfer immediately upon request of  
13 such Federal, State, or local government agency: *Provided*  
14 *further*, That any excess animal transferred under this  
15 provision shall lose its status as a wild free-roaming horse  
16 or burro as defined in the Wild Free-Roaming Horses and  
17 Burros Act: *Provided further*, That any Federal, State, or  
18 local government agency receiving excess wild horses or  
19 burros as authorized in this section shall not destroy the  
20 horses or burros in a way that results in their destruction  
21 into commercial products, or sell or otherwise transfer the  
22 horses in a way that results in their destruction for proc-  
23 essing into commercial products.

1 LIMITATION ON USE OF FUNDS FOR TREATMENT OF  
2 LESSER PRAIRIE CHICKEN UNDER ENDANGERED  
3 SPECIES ACT OF 1973

4 SEC. 445. None of the funds made available by this  
5 Act shall be used to treat the lesser prairie chicken as an  
6 endangered species or threatened species, or a candidate  
7 for listing as such a species, under the Endangered Spe-  
8 cies Act of 1973 (16 U.S.C. 1531 et seq.).

9 INDIAN HEALTH GOVERNING BOARD

10 SEC. 446. Not later than six months after the date  
11 of receipt by the Secretary of Health and Human Services  
12 of a written request from the tribe or tribes served by a  
13 hospital operated by the Indian Health Service, the Sec-  
14 retary shall install a governance board exclusively for such  
15 hospital for a trial period of three years: *Provided*, That  
16 the governance board shall be comprised of Indian Health  
17 Service senior executives, elected tribal officials, and hos-  
18 pital administration experts outside of the Indian Health  
19 Service system: *Provided further*, that the governance  
20 board shall follow industry-wide best practices: *Provided*  
21 *further*, that the governance board shall approve, oversee  
22 the implementation of, and evaluate metrics of quality  
23 care, patient safety and satisfaction, and finance: *Provided*  
24 *further*, that the governance board shall work with the In-  
25 dian Health Service on developing standards and proce-  
26 dures for employee recruitment, retention, training, com-

1 munication, and dismissal to assure consistency with other  
2 high performing federally run health facilities: *Provided*  
3 *further*, that the hospital shall have a chief executive offi-  
4 cer hired and accountable to the Director of the Indian  
5 Health Service who shall be a liaison between the Indian  
6 Health Service and the governance board: *Provided fur-*  
7 *ther*, that the chief executive officer shall retain authority  
8 for all hospital personnel matters in accordance with exist-  
9 ing law: *Provided further*, that the chief executive officer  
10 and the governance board shall sign a memorandum of  
11 understanding to share all pertinent hospital information  
12 while protecting individual privacy rights in accordance  
13 with existing law: *Provided further*, that the Secretary  
14 shall replace the chief executive officer upon receipt of a  
15 written request by the governance board: *Provided further*,  
16 that the governance board shall meet at the hospital regu-  
17 larly: *Provided further*, that the governance board shall  
18 regularly communicate to the affected tribe or tribes, to  
19 the Secretary, and to the Congress: *Provided further*, that  
20 at the end of the trial period, the governance board shall  
21 publish and disseminate a report evaluating the aforemen-  
22 tioned metrics and providing recommendations for any  
23 other tribe or tribes wanting to establish a similar govern-  
24 ance board at any other hospital operated by the Indian  
25 Health Service: *Provided further*, that if a tribe moves

1 from direct service delivery to delivery through contracting  
2 or compacting pursuant to Public Law 93–638, the tribe  
3 involved in the pilot has the opportunity to end the pilot  
4 and the opportunity to collaborate with the Indian Health  
5 Service to reconfigure a governance structure in which  
6 that Indian Health Service may upon request continue its  
7 participation in the governance structure in a contracted  
8 or compacted arrangement.

9 SCIENTIFICALLY SUPPORTED IMPLEMENTATION OF OMR  
10 FLOW REQUIREMENTS

11 SEC. 447. (a) To maximize water supplies for the  
12 Central Valley Project and the State Water Project, in im-  
13 plementing the provisions of the smelt biological opinion  
14 or salmonid biological opinion, or any successor biological  
15 opinions or court orders, pertaining to management of re-  
16 verse flow in the Old and Middle Rivers, the Secretary  
17 of the Interior shall—

18 (1) consider the relevant provisions of the appli-  
19 cable biological opinions or any successor biological  
20 opinions;

21 (2) manage export pumping rates to achieve a  
22 reverse OMR flow rate of 5,000 cubic feet per sec-  
23 ond unless existing information or that developed by  
24 the Secretary of the Interior under paragraphs (3)  
25 and (4) leads the Secretary to reasonably conclude,  
26 using the best scientific and commercial data avail-

1       able, that a less negative OMR flow rate is necessary  
2       to avoid a significant negative impact on the long-  
3       term survival of the species covered by the smelt bio-  
4       logical opinion or salmonid biological opinion. If the  
5       best scientific and commercial data available to the  
6       Secretary indicates that a reverse OMR flow rate  
7       more negative than 5,000 cubic feet per second  
8       can be established without an imminent negative im-  
9       pact on the long-term survival of the species covered  
10      by the smelt biological opinion or salmonid biological  
11      opinion, the Secretary shall manage export pumping  
12      rates to achieve that more negative OMR flow rate;

13           (3) document, in writing, any significant facts  
14      about real-time conditions relevant to the determina-  
15      tions of OMR reverse flow rates, including—

16           (A) whether targeted real-time fish moni-  
17      toring pursuant to this section, including moni-  
18      toring in the vicinity of Station 902, indicates  
19      that a significant negative impact on the long-  
20      term survival of species covered by the smelt bi-  
21      ological opinion or salmonid biological opinion is  
22      imminent; and

23           (B) whether near-term forecasts with avail-  
24      able models show under prevailing conditions  
25      that OMR flow of 5,000 cubic feet per second

1 or higher will cause a significant negative im-  
2 pact on the long-term survival of species cov-  
3 ered by the smelt biological opinion or salmonid  
4 biological opinion;

5 (4) show, in writing, that any determination to  
6 manage OMR reverse flow at rates less negative  
7 than 5,000 cubic feet per second is necessary to  
8 avoid a significant negative impact on the long-term  
9 survival of species covered by the smelt biological  
10 opinion or salmonid biological opinion, and provide,  
11 in writing, an explanation of the data examined and  
12 the connection between those data and the choice  
13 made, after considering—

14 (A) the distribution of Delta smelt  
15 throughout the Delta;

16 (B) the potential effects of documented,  
17 quantified entrainment on subsequent Delta  
18 smelt abundance;

19 (C) the water temperature;

20 (D) other significant factors relevant to  
21 the determination; and

22 (E) whether any alternative measures  
23 could have a substantially lesser water supply  
24 impact; and

1           (5) for any subsequent smelt biological opinion  
2           or salmonid biological opinion, make the showing re-  
3           quired in paragraph (4) for any determination to  
4           manage OMR reverse flow at rates less negative  
5           than the most negative limit in the biological opinion  
6           if the most negative limit in the biological opinion is  
7           more negative than 5,000 cubic feet per second.

8           (b) NO REINITIATION OF CONSULTATION.—In imple-  
9           menting or at the conclusion of actions under subsection  
10          (a), the Secretary of the Interior or the Secretary of Com-  
11          merce shall not reinstate consultation on those adjusted  
12          operations unless there is a significant negative impact on  
13          the long-term survival of the species covered by the smelt  
14          biological opinion or salmonid biological opinion. Any ac-  
15          tion taken under subsection (a) that does not create a sig-  
16          nificant negative impact on the long-term survival to spe-  
17          cies covered by the smelt biological opinion or salmonid  
18          biological opinion will not alter application of the take per-  
19          mitted by the incidental take statement in the biological  
20          opinion under section 7(o)(2) of the Endangered Species  
21          Act of 1973.

22          (c) CALCULATION OF REVERSE FLOW IN OMR.—  
23          Within 90 days of the enactment of this title, the Sec-  
24          retary of the Interior is directed, in consultation with the  
25          California Department of Water Resources to revise the

1 method used to calculate reverse flow in Old and Middle  
2 Rivers, for implementation of the reasonable and prudent  
3 alternatives in the smelt biological opinion and the  
4 salmonid biological opinion, and any succeeding biological  
5 opinions, for the purpose of increasing Central Valley  
6 Project and State Water Project water supplies. The  
7 method of calculating reverse flow in Old and Middle Riv-  
8 ers shall be reevaluated not less than every five years  
9 thereafter to achieve maximum export pumping rates  
10 within limits established by the smelt biological opinion,  
11 the salmonid biological opinion, and any succeeding bio-  
12 logical opinions.

13 TEMPORARY OPERATIONAL FLEXIBILITY FOR FIRST FEW  
14 STORMS OF THE WATER YEAR

15 SEC. 448. (a) IN GENERAL.—Consistent with avoid-  
16 ing an immediate significant negative impact on the long-  
17 term survival upon listed fish species over and above the  
18 range of impacts authorized under the Endangered Spe-  
19 cies Act of 1973 and other environmental protections  
20 under subsection (d), the Secretary of the Interior and the  
21 Secretary of Commerce shall authorize the Central Valley  
22 Project and the California State Water Project, combined,  
23 to operate at levels that result in negative OMR flows at  
24 7,500 cubic feet per second (based on United States Ge-  
25 ological Survey gauges on Old and Middle Rivers) daily

1 average as described in subsections (b) and (c) to capture  
2 peak flows during storm events.

3 (b) DAYS OF TEMPORARY OPERATIONAL FLEXI-  
4 BILITY.—The temporary operational flexibility described  
5 in subsection (a) shall be authorized on days that the Cali-  
6 fornia Department of Water Resources determines the net  
7 Sacramento-San Joaquin River Delta outflow index is at,  
8 or above, 13,000 cubic feet per second.

9 (c) COMPLIANCE WITH ENDANGERED SPECIES ACT  
10 AUTHORIZATIONS.—In carrying out this section, the Sec-  
11 retary of the Interior and the Secretary of Commerce may  
12 continue to impose any requirements under the smelt bio-  
13 logical opinion and salmonid biological opinion during any  
14 period of temporary operational flexibility as they deter-  
15 mine are reasonably necessary to avoid additional signifi-  
16 cant negative impacts on the long-term survival of a listed  
17 fish species over and above the range of impacts author-  
18 ized under the Endangered Species Act of 1973, provided  
19 that the requirements imposed do not reduce water sup-  
20 plies available for the Central Valley Project and the Cali-  
21 fornia State Water Project.

22 (d) OTHER ENVIRONMENTAL PROTECTIONS.—

23 (1) STATE LAW.—The actions of the Secretary  
24 of the Interior and the Secretary of Commerce under  
25 this section shall be consistent with applicable regu-

1 latory requirements under State law. The foregoing  
2 does not constitute a waiver of sovereign immunity.

3 (2) FIRST SEDIMENT FLUSH.—During the first  
4 flush of sediment out of the Sacramento-San Joa-  
5 quin River Delta in each water year, and provided  
6 that such determination is based upon objective evi-  
7 dence, OMR flow may be managed at rates less neg-  
8 ative than 5,000 cubic feet per second for a min-  
9 imum duration to avoid movement of adult Delta  
10 smelt (*Hypomesus transpacificus*) to areas in the  
11 southern Sacramento-San Joaquin River Delta that  
12 would be likely to increase entrainment at Central  
13 Valley Project and California State Water Project  
14 pumping plants.

15 (3) APPLICABILITY OF OPINION.—This section  
16 shall not affect the application of the salmonid bio-  
17 logical opinion from April 1 to May 31, unless the  
18 Secretary of Commerce finds, based on the best sci-  
19 entific and commercial data available, that some or  
20 all of such applicable requirements may be adjusted  
21 during this time period to provide emergency water  
22 supply relief without resulting in additional adverse  
23 effects over and above the range of impacts author-  
24 ized under the Endangered Species Act of 1973. In  
25 addition to any other actions to benefit water sup-

1       ply, the Secretary of the Interior and the Secretary  
2       of Commerce shall consider allowing through-Delta  
3       water transfers to occur during this period if they  
4       can be accomplished consistent with section  
5       3405(a)(1)(H) of the Central Valley Project Im-  
6       provement Act. Water transfers solely or exclusively  
7       through the California State Water Project that do  
8       not require any use of Reclamation facilities or ap-  
9       proval by Reclamation are not required to be con-  
10      sistent with section 3405(a)(1)(H) of the Central  
11      Valley Project Improvement Act.

12           (4) MONITORING.—During operations under  
13      this section, the Commissioner of Reclamation, in  
14      coordination with the United States Fish and Wild-  
15      life Service, National Marine Fisheries Service, and  
16      California Department of Fish and Wildlife, shall  
17      undertake expanded monitoring programs and other  
18      data gathering to improve Central Valley Project  
19      and California State Water Project water supplies,  
20      to ensure incidental take levels are not exceeded, and  
21      to identify potential negative impacts, if any, and ac-  
22      tions necessary to mitigate impacts of the temporary  
23      operational flexibility to species listed under the En-  
24      dangered Species Act of 1973 (16 U.S.C. 1531 et  
25      seq.).

1           (e) EFFECT OF HIGH OUTFLOWS.—In recognition of  
2 the high outflow levels from the Sacramento-San Joaquin  
3 River Delta during the days this section is in effect under  
4 subsection (b), the Secretary of the Interior and the Sec-  
5 retary of Commerce shall not count such days toward the  
6 5-day and 14-day running averages of tidally filtered daily  
7 Old and Middle River flow requirements under the smelt  
8 biological opinion and salmonid biological opinion, as long  
9 as the Secretaries avoid significant negative impact on the  
10 long-term survival of listed fish species over and above the  
11 range of impacts authorized under the Endangered Spe-  
12 cies Act of 1973.

13           (f) LEVEL OF DETAIL REQUIRED FOR ANALYSIS.—  
14 In articulating the determinations required under this sec-  
15 tion, the Secretary of the Interior and the Secretary of  
16 Commerce shall fully satisfy the requirements herein but  
17 shall not be expected to provide a greater level of sup-  
18 porting detail for the analysis than feasible to provide  
19 within the short timeframe permitted for timely decision  
20 making in response to changing conditions in the Sac-  
21 ramento-San Joaquin River Delta.

22           (g) OMR FLOWS.—The Secretary of the Interior and  
23 the Secretary of Commerce shall, through the adaptive  
24 management provisions in the salmonid biological opinion,  
25 limit OMR reverse flow to 5,000 cubic feet per second

1 based on date-certain triggers in the salmonid biological  
2 opinions only if using real-time migration information on  
3 salmonids demonstrates that such action is necessary to  
4 avoid a significant negative impact on the long-term sur-  
5 vival of listed fish species over and above the range of im-  
6 pacts authorized under the Endangered Species Act of  
7 1973.

8 (h) NO REINITIATION OF CONSULTATION.—In imple-  
9 menting or at the conclusion of actions under this section,  
10 the Secretary of the Interior shall not reinitiate consulta-  
11 tion on those adjusted operations if there is no immediate  
12 significant negative impact on the long-term survival of  
13 listed fish species over and above the range of impacts au-  
14 thorized under the Endangered Species Act of 1973. Any  
15 action taken under this section that does not create an  
16 immediate significant negative impact on the long-term  
17 survival of listed fish species over and above the range of  
18 impacts authorized under the Endangered Species Act of  
19 1973 will not alter application of the take permitted by  
20 the incidental take statement in those biological opinions  
21 under section 7(o)(2) of the Endangered Species Act of  
22 1973.

23 STATE WATER PROJECT OFFSET AND WATER RIGHTS

24 PROTECTIONS

25 SEC. 449. (a) OFFSET FOR STATE WATER  
26 PROJECT.—

1           (1) IMPLEMENTATION IMPACTS.—The Sec-  
2           retary of the Interior shall confer with the California  
3           Department of Fish and Wildlife in connection with  
4           the implementation of this section on potential im-  
5           pacts to any consistency determination for oper-  
6           ations of the State Water Project issued pursuant to  
7           California Fish and Game Code section 2080.1.

8           (2) ADDITIONAL YIELD.—If, as a result of the  
9           application of this section, the California Depart-  
10          ment of Fish and Wildlife—

11                   (A) determines that operations of the State  
12                   Water Project are inconsistent with the consist-  
13                   ency determinations issued pursuant to Cali-  
14                   fornia Fish and Game Code section 2080.1 for  
15                   operations of the State Water Project; or

16                   (B) requires take authorization under Cali-  
17                   fornia Fish and Game Code section 2081 for  
18                   operation of the State Water Project in a man-  
19                   ner that directly or indirectly results in reduced  
20                   water supply to the State Water Project as  
21                   compared with the water supply available under  
22                   the smelt biological opinion and the salmonid  
23                   biological opinion; and as a result, Central Val-  
24                   ley Project yield is greater than it otherwise  
25                   would have been, then that additional yield

1 shall be made available to the State Water  
2 Project for delivery to State Water Project con-  
3 tractors to offset that reduced water supply.

4 (3) NOTIFICATION RELATED TO ENVIRON-  
5 MENTAL PROTECTIONS.—The Secretary of the Inte-  
6 rior and Secretary of Commerce shall—

7 (A) notify the Director of the California  
8 Department of Fish and Wildlife regarding any  
9 changes in the manner in which the smelt bio-  
10 logical opinion or the salmonid biological opin-  
11 ion is implemented; and

12 (B) confirm that those changes are con-  
13 sistent with the Endangered Species Act of  
14 1973 (16 U.S.C. 1531 et seq.).

15 (b) AREA OF ORIGIN AND WATER RIGHTS PROTEC-  
16 TIONS.—

17 (1) IN GENERAL.—The Secretary of the Inte-  
18 rior and the Secretary of Commerce, in carrying out  
19 the mandates of this section, shall take no action  
20 that—

21 (A) diminishes, impairs, or otherwise af-  
22 fects in any manner any area of origin, water-  
23 shed of origin, county of origin, or any other  
24 water rights protection, including rights to

1 water appropriated before December 19, 1914,  
2 provided under State law;

3 (B) limits, expands or otherwise affects the  
4 application of section 10505, 10505.5, 11128,  
5 11460, 11461, 11462, 11463 or 12200 through  
6 12220 of the California Water Code or any  
7 other provision of State water rights law, with-  
8 out respect to whether such a provision is spe-  
9 cifically referred to in this section; or

10 (C) diminishes, impairs, or otherwise af-  
11 fects in any manner any water rights or water  
12 rights priorities under applicable law.

13 (2) SECTION 7 OF THE ENDANGERED SPECIES  
14 ACT.—Any action proposed to be undertaken by the  
15 Secretary of the Interior and the Secretary of Com-  
16 merce pursuant to both this section and section 7 of  
17 the Endangered Species Act of 1973 (16 U.S.C.  
18 1531 et seq.) shall be undertaken in a manner that  
19 does not alter water rights or water rights priorities  
20 established by California law or it shall not be un-  
21 dertaken at all. Nothing in this subsection affects  
22 the obligations of the Secretary of the Interior and  
23 the Secretary of Commerce under section 7 of the  
24 Endangered Species Act of 1973.

25 (3) EFFECT OF ACT.—

1 (A) Nothing in this section affects or modi-  
2 fies any obligation of the Secretary of the Inte-  
3 rior under section 8 of the Act of June 17,  
4 1902 (32 Stat. 390, chapter 1093).

5 (B) Nothing in this section diminishes, im-  
6 pairs, or otherwise affects in any manner any  
7 Project purposes or priorities for the allocation,  
8 delivery or use of water under applicable law,  
9 including the Project purposes and priorities es-  
10 tablished under section 3402 and section 3406  
11 of the Central Valley Project Improvement Act  
12 (Public Law 102–575; 106 Stat. 4706).

13 (c) NO REDIRECTED ADVERSE IMPACTS.—

14 (1) IN GENERAL.—The Secretary of the Inte-  
15 rior and Secretary of Commerce shall not carry out  
16 any specific action authorized under this section that  
17 will directly or through State agency action indi-  
18 rectly result in the involuntary reduction of water  
19 supply to an individual, district, or agency that has  
20 in effect a contract for water with the State Water  
21 Project or the Central Valley Project, including Set-  
22 tlement and Exchange contracts, refuge contracts,  
23 and Friant Division contracts, as compared to the  
24 water supply that would be provided in the absence  
25 of action under this section, and nothing in this sec-

1 tion is intended to modify, amend or affect any of  
2 the rights and obligations of the parties to such con-  
3 tracts.

4 (2) ACTION ON DETERMINATION.—If, after ex-  
5 ploring all options, the Secretary of the Interior or  
6 the Secretary of Commerce makes a final determina-  
7 tion that a proposed action under this section cannot  
8 be carried out in accordance with paragraph (1),  
9 that Secretary—

10 (A) shall document that determination in  
11 writing for that action, including a statement of  
12 the facts relied on, and an explanation of the  
13 basis, for the decision;

14 (B) may exercise the Secretary’s existing  
15 authority, including authority to undertake the  
16 drought-related actions otherwise addressed in  
17 this title, or to otherwise comply with other ap-  
18 plicable law, including the Endangered Species  
19 Act of 1973 (16 U.S.C. 1531 et seq.); and

20 (C) shall comply with subsection (a).

21 (d) ALLOCATIONS FOR SACRAMENTO VALLEY WATER  
22 SERVICE CONTRACTORS.—

23 (1) DEFINITIONS.—In this subsection:

24 (A) EXISTING CENTRAL VALLEY PROJECT  
25 AGRICULTURAL WATER SERVICE CONTRACTOR

1           WITHIN THE SACRAMENTO RIVER WATER-  
2           SHED.—The term “existing Central Valley  
3           Project agricultural water service contractor  
4           within the Sacramento River Watershed”  
5           means any water service contractor within the  
6           Shasta, Trinity, or Sacramento River division of  
7           the Central Valley Project that has in effect a  
8           water service contract on the date of enactment  
9           of this section that provides water for irriga-  
10          tion.

11           (B) YEAR TERMS.—The terms “Above  
12          Normal”, “Below Normal”, “Dry”, and “Wet”,  
13          with respect to a year, have the meanings given  
14          those terms in the Sacramento Valley Water  
15          Year Type (40–30–30) Index.

16          (2) ALLOCATIONS OF WATER.—

17           (A) ALLOCATIONS.—Subject to subsection  
18          (c), the Secretary of the Interior shall make  
19          every reasonable effort in the operation of the  
20          Central Valley Project to allocate water pro-  
21          vided for irrigation purposes to each existing  
22          Central Valley Project agricultural water service  
23          contractor within the Sacramento River Water-  
24          shed in accordance with the following:

1 (i) Not less than 100 percent of the  
2 contract quantity of the existing Central  
3 Valley Project agricultural water service  
4 contractor within the Sacramento River  
5 Watershed in a “Wet” year.

6 (ii) Not less than 100 percent of the  
7 contract quantity of the existing Central  
8 Valley Project agricultural water service  
9 Contractor within the Sacramento River  
10 Watershed in an “Above Normal” year.

11 (iii) Not less than 100 percent of the  
12 contract quantity of the existing Central  
13 Valley Project agricultural water service  
14 contractor within the Sacramento River  
15 Watershed in a “Below Normal” year that  
16 is preceded by an “Above Normal” or  
17 “Wet” year.

18 (iv) Not less than 50 percent of the  
19 contract quantity of the existing Central  
20 Valley Project agricultural water service  
21 contractor within the Sacramento River  
22 Watershed in a “Dry” year that is pre-  
23 ceded by a “Below Normal”, “Above Nor-  
24 mal”, or “Wet” year.

1 (v) Subject to clause (ii), in any other  
2 year not identified in any of clauses (i)  
3 through (iv), not less than twice the alloca-  
4 tion percentage to south-of-Delta Central  
5 Valley Project agricultural water service  
6 contractors, up to 100 percent.

7 (B) EFFECT OF CLAUSE.—Nothing in  
8 clause (A)(v) precludes an allocation to an ex-  
9isting Central Valley Project agricultural water  
10 service contractor within the Sacramento River  
11 Watershed that is greater than twice the alloca-  
12 tion percentage to a south-of-Delta Central Val-  
13 ley Project agricultural water service con-  
14 tractor.

15 (3) PROTECTION OF ENVIRONMENT, MUNICIPAL  
16 AND INDUSTRIAL SUPPLIES, AND OTHER CONTRAC-  
17 TORS.—

18 (A) ENVIRONMENT.—Nothing in para-  
19 graph (2) shall adversely affect—

20 (i) the cold water pool behind Shasta  
21 Dam;

22 (ii) the obligation of the Secretary of  
23 the Interior to make water available to  
24 managed wetlands pursuant to section  
25 3406(d) of the Central Valley Project Im-

1           provement Act (Public Law 102–575; 106  
2           Stat. 4722); or

3           (iii) any obligation—

4                   (I) of the Secretary of the Inte-  
5                   rior and the Secretary of Commerce  
6                   under the smelt biological opinion, the  
7                   salmonid biological opinion, or any  
8                   other applicable biological opinion; or

9                   (II) under the Endangered Spe-  
10                  cies Act of 1973 (16 U.S.C. 1531 et  
11                  seq.) or any other applicable law (in-  
12                  cluding regulations).

13           (B) MUNICIPAL AND INDUSTRIAL SUP-  
14           PLIES.—Nothing in paragraph (2)—

15                   (i) modifies any provision of a water  
16                   Service contract that addresses municipal  
17                   or industrial water shortage policies of the  
18                   Secretary of the Interior and the Secretary  
19                   of Commerce;

20                   (ii) affects or limits the authority of  
21                   the Secretary of the Interior and the Sec-  
22                   retary of Commerce to adopt or modify  
23                   municipal and industrial water shortage  
24                   policies;

1 (iii) affects or limits the authority of  
2 the Secretary of the Interior and the Sec-  
3 retary of Commerce to implement a munic-  
4 ipal or industrial water shortage policy;

5 (iv) constrains, governs, or affects, di-  
6 rectly or indirectly, the operations of the  
7 American River division of the Central Val-  
8 ley Project or any deliveries from that divi-  
9 sion or a unit or facility of that division;

10 or

11 (v) affects any allocation to a Central  
12 Valley Project municipal or industrial  
13 water service contractor by increasing or  
14 decreasing allocations to the contractor, as  
15 compared to the allocation the contractor  
16 would have received absent paragraph (2).

17 (C) OTHER CONTRACTORS.—Nothing in  
18 subsection (b)—

19 (i) affects the priority of any indi-  
20 vidual or entity with Sacramento River  
21 water rights, including an individual or en-  
22 tity with a Sacramento River settlement  
23 contract, that has priority to the diversion  
24 and use of Sacramento River water over

1 water rights held by the United States for  
2 operations of the Central Valley Project;

3 (ii) affects the obligation of the  
4 United States to make a substitute supply  
5 of water available to the San Joaquin  
6 River exchange contractors;

7 (iii) affects the allocation of water to  
8 Friant division contractors of the Central  
9 Valley Project;

10 (iv) results in the involuntary reduc-  
11 tion in contract water allocations to indi-  
12 viduals or entities with contracts to receive  
13 water from the Friant division; or

14 (v) authorizes any actions inconsistent  
15 with State water rights law.

16 SEC. 450. None of the funds in this Act shall be avail-  
17 able to implement the Stipulation of Settlement (Natural  
18 Resources Defense Council, et al. v. Kirk Rodgers, et al.,  
19 Eastern District of California, No. Civ. 9 S-88-1658  
20 LKK/GGH) or subtitle A of title X of Public Law 111-  
21 11.

22 SEC. 451. None of the funds in this Act shall be avail-  
23 able for the purchase of water in the State of California  
24 to supplement instream flow within a river basin that has  
25 suffered a drought within the last 2 years.

1        SEC. 452. The Commissioner of Reclamation is di-  
2        rected to work with local water and irrigation districts in  
3        the Stanislaus River Basin to ascertain the water storage  
4        made available by the Draft Plan of Operations in New  
5        Melones Reservoir (DRPO) for water conservation pro-  
6        grams, conjunctive use projects, water transfers, resched-  
7        uled project water and other projects to maximize water  
8        storage and ensure the beneficial use of the water re-  
9        sources in the Stanislaus River Basin. All such programs  
10       and projects shall be implemented according to all applica-  
11       ble laws and regulations. The source of water for any such  
12       storage program at New Melones Reservoir shall be made  
13       available under a valid water right, consistent with the  
14       State water transfer guidelines and any other applicable  
15       State water law. The Commissioner shall inform the Con-  
16       gress within 18 months setting forth the amount of stor-  
17       age made available by the DRPO that has been put to  
18       use under this program, including proposals received by  
19       the Commissioner from interested parties for the purpose  
20       of this section.

21       SEC. 453. None of the funds made available by this  
22       Act may be used to make a Presidential declaration by  
23       public proclamation of a national monument under chap-  
24       ter 3203 of title 54, United States Code in the counties  
25       of Coconino, Maricopa, Mohave and Yavapai in the State

1 of Arizona, in the counties of Modoc and Siskiyou in the  
2 State of California, in the counties of Chaffee, Conejos,  
3 Dolores, Moffat, Montezuma, and Park in the State of  
4 Colorado, in the counties of Carson City, Churchill, Clark,  
5 Douglas, Elko, Eureka, Humboldt, Lander, Lincoln,  
6 Lyon, Nye, Pershing, Storey and Washoe in the State of  
7 Nevada, in the county of Otero in the State of New Mex-  
8 ico, in the counties of Jackson, Josephine and, Malheur  
9 in the State of Oregon, in the counties of Beaver, Carbon,  
10 Duchesne, Emery, Garfield, Iron, Juab, Kane, Millard,  
11 Piute, San Juan, Sanpete, Sevier, Tooele, Uintah, Wash-  
12 ington, and Wayne in the State of Utah, or in the county  
13 of Penobscot in the State of Maine.

14 SPENDING REDUCTION ACCOUNT

15 SEC. 454. The amount by which the applicable alloca-  
16 tion of new budget authority made by the Committee on  
17 Appropriations of the House of Representatives under sec-  
18 tion 302(b) of the Congressional Budget Act of 1974 ex-  
19 ceeds the amount of proposed new budget authority is \$0.

20 SEC. 455. None of the funds made available by this  
21 Act may be used by the Environmental Protection Agency  
22 to finalize, implement, administer, or enforce section  
23 1037.601(a)(1) of title 40, Code of Federal Regulations,  
24 as proposed to be revised under the proposed rule entitled  
25 “Greenhouse Gas Emissions and Fuel Efficiency Stand-  
26 ards for Medium- and Heavy-Duty Engines and Vehicles-

1 Phase 2” published by the Environmental Protection  
2 Agency in the Federal Register on July 13, 2015 (80 Fed.  
3 Reg. 40138 et seq.), or any rule of the same substance,  
4 with respect to glider kits and glider vehicles (as defined  
5 in section 1037.801 of title 40, Code of Federal Regula-  
6 tions, as proposed to be revised under such proposed rule).

7       SEC. 456. None of the funds made available by this  
8 Act may be used by the Secretary of the Interior to imple-  
9 ment, administer, or enforce any rule or guidance of the  
10 same substance as the proposed rule regarding Risk Man-  
11 agement, Financial Assurance and Loss Prevention for  
12 which advanced notice of proposed rulemaking was pub-  
13 lished by the Bureau of Ocean Energy Management on  
14 August 19, 2014 (79 Fed. Reg. 49027) or the National  
15 Notice to Lessees and Operators of Federal Oil and Gas  
16 and Sulphur Leases, Outer Continental Shelf (OCS)  
17 issued by such Bureau (NTL No. 2016–N03).

18       SEC. 457. None of the funds made available under  
19 this Act may be used to enter into a cooperative agree-  
20 ments with or make any grant or loan to an entity to es-  
21 tablish in any of Baca, Bent, Crowley, Huerfano, Kiowa,  
22 Las Animas, Otero, Prowers, and Pueblo counties, Colo-  
23 rado, a national heritage area, national heritage corridor,  
24 national heritage canal way, national heritage tour route,  
25 national historic district, or cultural heritage corridor.

1       SEC. 458. None of the funds made available by this  
2 Act may be used by the Administrator of the Environ-  
3 mental Protection Agency to hire or pay the salary of any  
4 officer or employee of the Environmental Protection Agen-  
5 cy under subsection (f) or (g) of section 207 of the Public  
6 Health Service Act (42 U.S.C. 209) who is not already  
7 receiving pay under either such subsection on the date of  
8 enactment of this Act.

9       SEC. 459. None of the funds made available by this  
10 Act may be used to propose or develop legislation to redi-  
11 rect funds allocated under section 105(a)(2)(A) of the  
12 Gulf of Mexico Energy Security Act of 2006 (43 U.S.C.  
13 1331 note).

14       SEC. 460. None of the funds made available by this  
15 Act may be used to develop, propose, finalize, implement  
16 or enforce the rule entitled “Management of Non-Federal  
17 Oil and Gas Rights” and published by the United States  
18 Fish and Wildlife Service on December 11, 2015 (80 Fed.  
19 Reg. 77200), or any rule of the same substance.

20       SEC. 461. None of the funds made available by this  
21 Act may be used by the Administrator of the Environ-  
22 mental Protection Agency to enforce the requirements of  
23 part 112 of title 40, Code of Federal Regulations, with  
24 respect to any farm (as that term is defined in section  
25 112.2 of such title).

1       SEC. 462. None of the funds made available by this  
2 Act may be used in contravention of section 1913 of title  
3 18, United States Code.

4       SEC. 463. (a) None of the funds made available by  
5 this Act under the heading “Environmental Programs and  
6 Management” may be used for the Office of Congressional  
7 and Intergovernmental Relations of the Environmental  
8 Protection Agency.

9       (b) The amount otherwise provided by this Act for  
10 “Environmental Programs and Management” is hereby  
11 reduced by \$4,235,000.

12       SEC. 464. None of the funds made available by this  
13 Act may be used to implement, administer, or enforce the  
14 draft technical report entitled “Protecting Aquatic Life  
15 from Effects of Hydrologic Alteration” published by the  
16 Environmental Protection Agency and the United States  
17 Geological Survey on March 1, 2016 (81 Fed. Reg.  
18 10620).

19       SEC. 465. None of the funds made available by this  
20 Act may be used by the Environmental Protection Agency  
21 to develop, finalize, promulgate, implement, administer, or  
22 enforce any rule under section 112 of the Clean Air Act  
23 (42 U.S.C. 7412) that applies to glass manufacturers that  
24 do not use continuous furnaces.

1        SEC. 466. None of the funds made available by this  
2 Act may be used to implement, administer, or enforce the  
3 final rule entitled “Hydraulic Fracturing on Federal and  
4 Indian Lands” as published in the Federal Register on  
5 March 26, 2015 and March 30, 2015 (80 Fed. Reg. 16127  
6 and 16577, respectively).

7        SEC. 467. None of the funds made available by this  
8 Act may be used to finalize, implement, administer, or en-  
9 force the proposed rule entitled “Greenhouse Gas Emis-  
10 sions and Fuel Efficiency Standards for Medium- and  
11 Heavy-Duty Engines and Vehicles-Phase 2” published by  
12 the Environmental Protection Agency in the Federal Reg-  
13 ister on July 13, 2015 (80 Fed. Reg. 40138 et seq.), with  
14 respect to trailers.

15        SEC. 468. None of the funds made available by this  
16 Act may be used to finalize, implement, administer, or en-  
17 force the proposed rule entitled “Health and Environ-  
18 mental Protection Standards for Uranium and Thorium  
19 Mill Tailings” published by the Environmental Protection  
20 Agency in the Federal Register on January 26, 2015 (80  
21 Fed. Reg. 4156 et seq.), or any rule of the same sub-  
22 stance.

23        SEC. 469. None of the funds in this Act may be used  
24 to enforce permit requirements pursuant to part 14 of title

1 50, Code of Federal Regulations, with respect to the ex-  
2 port of squid, octopus, and cuttlefish products.

3 SEC. 470. None of the funds made available by this  
4 Act may be used by the Administrator of the Environ-  
5 mental Protection Agency to issue any regulation under  
6 the Solid Waste Disposal Act (42 U.S.C. 6901 et seq.)  
7 that applies to an animal feeding operation, including a  
8 concentrated animal feeding operation and a large con-  
9 centrated animal feeding operation, as such terms are de-  
10 fined in section 122.23 of title 40, Code of Federal Regu-  
11 lations.

12 SEC. 471. For “United States Fish and Wildlife Serv-  
13 ice–Resource Management” to reinstate the wolf-livestock  
14 loss demonstration program as authorized by Public Law  
15 111–11, there is hereby appropriated, and the amount  
16 otherwise provided by this Act for “Environmental Protec-  
17 tion Agency–Environmental Programs and Management”  
18 is hereby reduced by, \$1,000,000.

19 SEC. 472. None of the funds made available by this  
20 Act may used by the Secretary of the Interior to imple-  
21 ment, administer, or enforce any rule of the same sub-  
22 stance as the proposed rule entitled “Oil and Gas and Sul-  
23 phur Operations in the Outer Continental Shelf-Blowout  
24 Preventer Systems and Well Control” and published April  
25 17, 2015 (80 Fed. Reg. 21504), the final rule issued by

1 the Bureau of Safety and Environmental Enforcement  
2 with that title (Docket ID: BSEE–2015–0002;  
3 15XE1700DX EEEE500000 EX1SF0000.DAQ000), or  
4 any rule of the same substance as such proposed or final  
5 rule.

6 LIMITATION ON USE OF FUNDS FOR EXECUTIVE ORDER  
7 RELATING TO STEWARDSHIP OF OCEANS, COASTS,  
8 AND THE GREAT LAKES

9 SEC. 473. None of the funds made available by this  
10 Act may be used to implement, administer, or enforce Ex-  
11 ecutive Order No. 13547 (75 Fed. Reg. 43023, relating  
12 to the stewardship of oceans, coasts, and the Great  
13 Lakes), including the National Ocean Policy developed  
14 under such Executive order.

15 SEC. 474. None of the funds made available by this  
16 Act may be used by the Environmental Protection Agency  
17 to take any of the actions described as a “backstop” in  
18 the December 29, 2009, letter from EPA’s Regional Ad-  
19 ministrator to the States in the Watershed and the Dis-  
20 trict of Columbia in response to the development or imple-  
21 mentation of a State’s watershed implementation and re-  
22 ferred to in enclosure B of such letter.

23 SEC. 475. None of the funds made available by this  
24 Act may be used to implement or enforce the threatened  
25 species or endangered species listing of any plant or wild-  
26 life that has not undergone a review as required by section

1 4(c)(2) of the Endangered Species Act of 1973 (16 U.S.C.  
2 1533(c)(2) et seq.).

3 SEC. 476. None of the funds made available by this  
4 Act may be used to implement or enforce the threatened  
5 species listing of the Preble's meadow jumping mouse  
6 under the Endangered Species Act of 1973 (16 U.S.C.  
7 1531 et seq.).

8 SEC. 477. None of the funds made available by this  
9 Act may be used by the Secretary of the Interior to treat  
10 any gray wolf in any of the 48 contiguous States or the  
11 District of Columbia as an endangered species or threat-  
12 ened species under the Endangered Species Act of 1973  
13 (16 U.S.C. 1531 et seq.) after June 13, 2017.

14 SEC. 478. None of the funds made available by this  
15 Act may be used to treat the New Mexico Meadow Jump-  
16 ing Mouse as an endangered species under the Endan-  
17 gered Species Act of 1973 (16 U.S.C. 1531 et seq.).

18 SEC. 479. None of the funds made available by this  
19 Act shall be used to give formal notification under, or pre-  
20 pare, propose, implement, administer, or enforce any rule  
21 or recommendation pursuant to, section 115 of the Clean  
22 Air Act (42 U.S.C. 7415).

23 SEC. 480. None of the funds made available by this  
24 Act may be used to finalize, implement, administer, or en-  
25 force the proposed rule entitled "Accidental Release Pre-

1 vention Requirements: Risk Management Programs Under  
2 the Clean Air Act” published by the Environmental Pro-  
3 tection Agency in the Federal Register on March 14, 2016  
4 (81 Fed. Reg. 13638 et seq.).

5 SEC. 481. None of the funds made available by this  
6 Act may be used to carry out any rule issued after the  
7 date of the enactment of this Act that is a major rule  
8 described in subparagraph (A) of section 804(2) of title  
9 5, United States Code.

10 SEC. 482. None of the funds made available by this  
11 Act may be used by the Environmental Protection Agency  
12 to make grants pursuant to section 6 of the National En-  
13 vironmental Education Act (20 U.S.C. 5505).

14 SEC. 483. None of the funds made available by this  
15 Act may be used to destroy any buildings or structures  
16 on Midway Island.

17 SEC. 484. None of the funds made available by this  
18 Act may be used by the Department of the Interior for  
19 the purpose of destroying any records regarding, related  
20 to, or generated by the Inorganic Section of the United  
21 States Geological Survey Energy Geochemistry Labora-  
22 tory in Lakewood, Colorado.

23 SEC. 485. None of the funds made available by this  
24 Act may be used to consult with the National Science  
25 Foundation with respect to section 106 of the National

1 Historic Preservation Act of 1966 or section 7 of the En-  
2 dangered Species Act of 1973 with respect to any Environ-  
3 mental Impact Statement prepared pursuant to the “No-  
4 tice of Intent to Prepare an Environmental Impact State-  
5 ment and Initiate Section 106 Consultation for Proposed  
6 Changes to Arecibo Observatory Operations, Arecibo,  
7 Puerto Rico and Notice of Public Scoping Meetings and  
8 Comment Period”, published in the Federal Register May  
9 23, 2016.

10 SEC. 486. None of the funds made available by this  
11 Act may be used enforce the decision in Civil Action No.  
12 14–1807 (JDB), United States District Court for the Dis-  
13 trict of Columbia, issued March 29, 2016.

14 SEC. 487. None of the funds made available by this  
15 Act may be used to finalize, implement, or enforce the pro-  
16 posed rule entitled “Oil and Gas and Sulphur Operations  
17 on the Outer Continental Shelf—Requirements for Explor-  
18 atory Drilling on the Arctic Outer Continental Shelf” as  
19 published February 24, 2015 (80 Fed. Reg. 9916).

20 SEC. 488. None of the funds made available by this  
21 Act may be used by the Director of the United States Fish  
22 and Wildlife Service—

23 (1) to issue a final rule for the proposed regula-  
24 tions listed under docket number FWS–R7–NWRS–  
25 2014–0005; or

1           (2) to implement the final rule entitled “Alaska;  
2           Hunting and Trapping in National Preserves” and  
3           dated (80 Fed. Reg. 64325 (October 23, 2015)).

4           SEC. 489. None of the funds made available by this  
5 Act may be used by the Department of the Interior to  
6 require changes to an existing placer mining plan of oper-  
7 ations with regard to reclamation activities, including re-  
8 vegetation, or to modify the bond requirements for the  
9 mining operation.

10          SEC. 490. None of the funds made available by this  
11 Act may be used by the Department of the Interior, the  
12 Environmental Protection Agency, or any other Federal  
13 agency to lease or purchase new light duty vehicles for  
14 any executive fleet, or for an agency’s fleet inventory, ex-  
15 cept in accordance with Presidential Memorandum—Fed-  
16 eral Fleet Performance, dated May 24, 2011.

17          SEC. 491. None of the funds made available by this  
18 Act for the “DEPARTMENT OF INTERIOR—NA-  
19 TIONAL PARK SERVICE—NATIONAL RECREATION AND  
20 PRESERVATION” may be used in contravention of section  
21 320101 of title 54, United States Code.

22          SEC. 492. None of the funds made available in this  
23 Act may be used may be used to eliminate the Urban  
24 Wildlife Refuge Partnership.



1           (3) the Endangered Species Act of 1973 (16  
2           U.S.C. 1531 et seq.).

3           SEC. 497. None of the funds made available by this  
4 Act may be used to implement the Final Comprehensive  
5 Conservation Plan for the Arctic National Wildlife Refuge,  
6 Alaska for which notice of availability was published in  
7 the Federal Register on April 13, 2015 (80 Fed. Reg.  
8 19678).

9           SEC. 498. None of the funds made available by this  
10 Act may be used to remove Arctic Sales 255, 258, and  
11 262 from the 2017–2022 Outer Continental Shelf Oil and  
12 Gas Leasing Proposed Program for which notice of avail-  
13 ability was published on March 18, 2016 (81 Fed. Reg.  
14 14881).

15          SEC. 499. None of the funds made available by this  
16 Act may be used to declare a national monument under  
17 section 320301 of title 54, United States Code, in the ex-  
18 clusive economic zone of the United States established by  
19 Proclamation Numbered 5030, dated March 10, 1983.

20           COMPLIANCE WITH GREAT LAKES COMPACT

21          SEC. 500. None of the funds made available by this  
22 Act may be used by a State in contravention of the inter-  
23 state compact regarding water resources in the Great  
24 Lakes—St. Lawrence River Basin consented to and ap-  
25 proved by Congress in Public Law 110–342.



1       dered against it for: commission of fraud or a crimi-  
2       nal offense in connection with obtaining, attempting  
3       to obtain, or performing a public (Federal, State, or  
4       local) contract or subcontract; violation of Federal or  
5       State antitrust statutes relating to the submission of  
6       offers; or commission of embezzlement, theft, for-  
7       gery, bribery, falsification or destruction of records,  
8       making false statements, tax evasion, violating Fed-  
9       eral criminal tax laws, or receiving stolen property;

10       (2) are presently indicted for, or otherwise  
11       criminally or civilly charged by a governmental enti-  
12       ty with, commission of any of the offenses enumer-  
13       ated above in paragraph (1); or

14       (3) within a 3-year period preceding this offer,  
15       has been notified of any delinquent Federal taxes in  
16       an amount that exceeds \$3,000 for which the liabil-  
17       ity remains unsatisfied.

18       This Act may be cited as the “Department of the In-  
19       terior, Environment, and Related Agencies Appropriations  
20       Act, 2017”.

Passed the House of Representatives July 14, 2016.

Attest:

*Clerk.*

114<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

**H. R. 5538**

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**AN ACT**

Making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2017, and for other purposes.

Re\_Report language(2).pdf

**From:** [Colvin, Chris](#)  
**To:** [Earnest, Gifford](#)  
**Cc:** [Farinelli, Susan](#); [Ripps, Alma](#); [Sean Reilly](#); [Jennifer Werner](#); [John Spernoga](#)  
**Subject:** Re: Report language  
**Date:** Thursday, August 10, 2017 1:14:24 PM

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I think it was the FY2017 Omnibus Approps ([H.R. 244](#)).

[https://appropriations.house.gov/uploadedfiles/05.01.17\\_fy\\_2017\\_omnibus\\_-\\_interior\\_-\\_summary.pdf](https://appropriations.house.gov/uploadedfiles/05.01.17_fy_2017_omnibus_-_interior_-_summary.pdf)

<https://rules.house.gov/sites/republicans.rules.house.gov/files/115/OMNI/DIVISION%20G%20-%20INT%20SOM%20FY17%20OCR.pdf> (this is the section of the report that includes the section Alma quoted, page 17).

On Thu, Aug 10, 2017 at 2:53 PM, Earnest, Gifford <[kyle\\_earnest@nps.gov](mailto:kyle_earnest@nps.gov)> wrote:  
Looping in Budget. They may be able to answer this question.

G. Kyle Earnest, Legislative Affairs Specialist  
Office of Legislative and Congressional Affairs  
National Park Service  
Office: (202) 513-7258

On Thu, Aug 10, 2017 at 2:01 PM, Farinelli, Susan <[susan\\_farinelli@nps.gov](mailto:susan_farinelli@nps.gov)> wrote:  
Hi Alma,

It looks like this came from report language for an early apporps bill. I found the specific reference here:

<http://docs.house.gov/billsthisweek/20170501/DIVISION%20G%20-%20INT%20SOM%20FY17%20OCR.pdf>

It appears to be in the reports for both H.R. 5538 and S. 3068 in the 114th Congress but neither bill passed. Maybe it was included in CR language? I'm adding in Kyle as he may know.

Susan

On Thu, Aug 10, 2017 at 12:11 PM, Ripps, Alma <[alma\\_ripps@nps.gov](mailto:alma_ripps@nps.gov)> wrote:  
Susan,

Do you know what report number and associated bill number contained the following language related to the sale of disposable water bottles?

**DIVISION G- DEPARTMENT OF THE INTERIOR, ENVIRONMENT,  
AND RELATED AGENCIES APPROPRIATIONS ACT, 2017**

\* \* \* \* \*

**TITLE I- DEPARTMENT OF THE INTERIOR**

\* \* \* \* \*

**NATIONAL PARK SERVICE**

**OPERATION OF THE NATIONAL PARK SYSTEM**

\* \* \* \* \*

*Bottled Water.*-The Committees note continued expressions of concern relating to a bottled water ban implemented under Policy Memorandum 11-03. The report provided to the Committees in April 2016, in response to a directive in the explanatory statement accompanying Division G of the Consolidated Appropriations Act, 2016, did not provide sufficient data to justify the Service's actions. The Committees understand that the Service plans to reconsider this policy and therefore directs the incoming National Park Service Director to review Policy Memorandum 11-03 and to report to the Committees on the results of this evaluation. Accordingly, the Committees direct the Service to suspend further implementation of Policy Memorandum 11-03 and urge the Service to examine opportunities to partner with non-governmental entities in developing a comprehensive program that uniformly addresses plastic waste recycling system-wide.

Alma

(Acting Chief of Staff - August 7-11, 2017)

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**Alma Ripps**  
**Chief, Office of Policy**  
**National Park Service**  
**1849 C Street, NW, Room 2660**  
**Washington, DC 20240**  
**202-354-3950 (main)**  
**202-354-3951 (direct)**

--  
Susan Farinelli  
Office of Legislative and Congressional Affairs  
National Park Service  
202-513-7254

--

Chris Colvin  
Legislative Affairs Specialist  
National Park Service  
Office of Legislative & Congressional Affairs  
1849 C Street, NW - Room 3321  
Washington, DC 20240  
\*\*\*NEW\*\*\* Office (202) 513-7257  
Mobile (202) 263-9012  
[christopher\\_colvin@nps.gov](mailto:christopher_colvin@nps.gov)

Re\_Report language(3).pdf

**From:** [Ripps, Alma](#)  
**To:** [Reilly, Sean](#)  
**Cc:** [Earnest, Gifford](#); [Farinelli, Susan](#); [Chris Colvin](#); [Jennifer Werner](#); [John Spernoga](#)  
**Subject:** Re: Report language  
**Date:** Thursday, August 10, 2017 1:16:04 PM

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Thanks hadn't seen that additional language before.

Alma

(Acting Chief of Staff - August 7-11, 2017)

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**Alma Ripps**  
**Chief, Office of Policy**  
**National Park Service**  
**1849 C Street, NW, Room 2660**  
**Washington, DC 20240**  
**202-354-3950 (main)**  
**202-354-3951 (direct)**

On Thu, Aug 10, 2017 at 3:07 PM, Reilly, Sean <[sean\\_reilly@nps.gov](mailto:sean_reilly@nps.gov)> wrote:

That report language is from the report accompanying the 2017 Omnibus - Public Law No: 115-31. See attached (although I'm not finding a report number).

Additionally, there's other language that was included in the House-passed approps bill HR 5538 (sec 121), also attached.

On Thu, Aug 10, 2017 at 2:53 PM, Earnest, Gifford <[kyle\\_earnest@nps.gov](mailto:kyle_earnest@nps.gov)> wrote:

Looping in Budget. They may be able to answer this question.

G. Kyle Earnest, Legislative Affairs Specialist  
Office of Legislative and Congressional Affairs  
National Park Service  
Office: (202) 513-7258

On Thu, Aug 10, 2017 at 2:01 PM, Farinelli, Susan <[susan\\_farinelli@nps.gov](mailto:susan_farinelli@nps.gov)> wrote:

Hi Alma,

It looks like this came from report language for an early apporps bill. I found the specific reference here:

<http://docs.house.gov/billsthisweek/20170501/DIVISION%20G%20-%20INT%20SOM%20FY17%20OCR.pdf>

It appears to be in the reports for both H.R. 5538 and S. 3068 in the 114th Congress but neither bill passed. Maybe it was included in CR language? I'm adding in Kyle as he may know.

Susan

On Thu, Aug 10, 2017 at 12:11 PM, Ripps, Alma <[alma\\_rippls@nps.gov](mailto:alma_rippls@nps.gov)> wrote:  
Susan,

Do you know what report number and associated bill number contained the following language related to the sale of disposable water bottles?

**DIVISION G- DEPARTMENT OF THE INTERIOR, ENVIRONMENT,  
AND RELATED AGENCIES APPROPRIATIONS ACT, 2017**

\* \* \* \* \*

**TITLE I- DEPARTMENT OF THE INTERIOR**

\* \* \* \* \*

**NATIONAL PARK SERVICE**

**OPERATION OF THE NATIONAL PARK SYSTEM**

\* \* \* \* \*

*Bottled Water.*-The Committees note continued expressions of concern relating to a bottled water ban implemented under Policy Memorandum 11-03. The report provided to the Committees in April 2016, in response to a directive in the explanatory statement accompanying Division G of the Consolidated Appropriations Act, 2016, did not provide sufficient data to justify the Service's actions. The Committees understand that the Service plans to reconsider this policy and therefore directs the incoming National Park Service Director to review Policy Memorandum 11-03 and to report to the Committees on the results of this evaluation. Accordingly, the Committees direct the Service to suspend further implementation of Policy Memorandum 11-03 and urge the Service to examine opportunities to partner with non-governmental entities in developing a comprehensive program that uniformly addresses plastic waste recycling system-wide.

Alma

(Acting Chief of Staff - August 7-11, 2017)

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**Alma Ripps**  
**Chief, Office of Policy**  
**National Park Service**  
**1849 C Street, NW, Room 2660**  
**Washington, DC 20240**

**202-354-3950 (main)**  
**202-354-3951 (direct)**

--

Susan Farinelli  
Office of Legislative and Congressional Affairs  
National Park Service  
202-513-7254

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Sean Reilly  
Chief, Budget Formulation and Strategic Planning  
National Park Service  
desk: 202.208.6315  
cell: 202.868.7320

Re\_Report language(4).pdf

**From:** [Ripps, Alma](#)  
**To:** [Colvin, Chris](#)  
**Cc:** [Earnest, Gifford](#); [Farinelli, Susan](#); [Sean Reilly](#); [Jennifer Werner](#); [John Spernoga](#)  
**Subject:** Re: Report language  
**Date:** Thursday, August 10, 2017 1:32:29 PM

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Your smart AD Melissa figured it out:

Alma - here's why there is no report number: the conference committee language (explanatory statement) was inserted into the Congressional Record rather than published as a separate report.

I would just describe the water bottle directive as "report language accompanying the bill that was signed into law as P.L. 115-31" or "report language accompanying H.R. 244 when it was considered by the House in May, 2017" .

SEC. 4. Explanatory Statement.

The explanatory statement regarding this Act, printed in the House section of the Congressional Record on or about May 2, 2017, and submitted by the Chairman of the Committee on Appropriations of the House, shall have the same effect with respect to the allocation of funds and implementation of divisions A through L of this Act as if it were a joint explanatory statement of a committee of conference.

Sorry to send you on a wild goose chase, but of course that is what we do in the front hallway (even if only for a week!). Thanks everyone. Just wanted to make sure I referenced this correctly.

Alma

(Acting Chief of Staff - August 7-11, 2017)

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**202-354-3951 (direct)**

On Thu, Aug 10, 2017 at 3:04 PM, Colvin, Chris <[christopher\\_colvin@nps.gov](mailto:christopher_colvin@nps.gov)> wrote:  
I think it was the FY2017 Omnibus Approps ([H.R. 244](#)).

[https://appropriations.house.gov/uploadedfiles/05.01.17\\_fy\\_2017\\_omnibus\\_-\\_interior\\_-\\_](https://appropriations.house.gov/uploadedfiles/05.01.17_fy_2017_omnibus_-_interior_-_)

[summary.pdf](#)

<https://rules.house.gov/sites/republicans.rules.house.gov/files/115/OMNI/DIVISION%20G%20-%20INT%20SOM%20FY17%20OCR.pdf> (this is the section of the report that includes the section Alma quoted, page 17).

On Thu, Aug 10, 2017 at 2:53 PM, Earnest, Gifford <[kyle\\_earnest@nps.gov](mailto:kyle_earnest@nps.gov)> wrote:  
Looping in Budget. They may be able to answer this question.

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**NATIONAL PARK SERVICE**  
**OPERATION OF THE NATIONAL PARK SYSTEM**

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*Bottled Water.*-The Committees note continued expressions of concern relating to a bottled water ban implemented under Policy Memorandum 11-03. The report provided to the Committees in April 2016, in response to a directive in the explanatory statement accompanying Division G of the Consolidated Appropriations Act, 2016, did not provide sufficient data to justify the Service's actions. The Committees understand that the Service plans to reconsider this policy and therefore directs the incoming National Park Service Director to review Policy Memorandum 11-03 and to report to the Committees on the results of this evaluation. Accordingly, the Committees direct the Service to suspend further implementation of Policy Memorandum 11-03 and urge the Service to examine opportunities to partner with non-governmental entities in developing a comprehensive program that uniformly addresses plastic waste recycling system-wide.

Alma

(Acting Chief of Staff - August 7-11, 2017)

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Chris Colvin  
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Policy rescission.pdf

**From:** [Ripps, Alma](#)  
**To:** [April Slayton](#); [Thomas Crosson](#)  
**Cc:** [Michael Shelton](#); [Jennifer Lee](#)  
**Subject:** Policy rescission  
**Date:** Friday, August 11, 2017 10:14:31 AM  
**Attachments:** [Final signed DO #100 12 20 16.pdf](#)  
[PM 11-03 Recycling and Reduction of Disposale Plastic Bottles in Parks.pdf](#)  
[DO #100 briefing paper 3 29 17 v.5.docx](#)  
[DO100 Fact Sheet FAQs 11.22.16.docx](#)  
[Report language from PL 115-31 on water bottles.docx](#)  
[Authority to rescind policy, MP \(2006\), Introduction.pdf](#)  
[Water bottle briefing paper 7 11 17.pdf](#)

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April/Tom,

In anticipation of the issuance of a memo on Monday from Todd Willens rescinding **Director's Order #100** (Resource Stewardship for the 21st Century) and **Policy Memorandum 11-03** (ban on the sale of plastic disposable water bottles in parks), I wanted to make sure you had the documents you needed at hand. I am out for the next two weeks and unavailable, but Mike Shelton (cc'd on this email) will be acting chief and can assist with the policy aspects of this (how policy is developed in the NPS, authority to rescind guidance, NPS Directives System, etc.).

In terms of subject matter experts, please direct inquires to Ray Sauvajot for DO #100 and Shawn Bengé for PM 11-03.

This is very close hold. We anticipate this will generate a lot of media although I assume you will send most of those inquiries to the Dept Comms.

It is hard to do talking points until we see the memo and the reasons behind the rescissions. There is a lot of good info in the briefing papers (attached) you can pull from to develop anything you need including number of public comments received on DO #100. I also found the fact sheet/talking points/FAQs from when DO #100 was issued (attached). Please make sure Mike Shelton reviews all the answers to make sure they are correct from a policy standpoint. He can also help draft any answers related to general policy.

And with most things, this may not happen at all on Monday, but obviously we need to be prepared.

Can direct press to the [Office of Policy website \(www.nps.gov/policy\)](http://www.nps.gov/policy) where the guidance documents are found ([DO #100](#) under Director's Orders and [PM 11-03](#) under Policy Memoranda). There is also a very helpful document called "[Things to know about National Park Service policy and the Directives System](#)" under Policy Development).

I am here until 3:00pm today then have to catch my flight.

Alma

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**Alma Ripps**  
**Chief, Office of Policy**  
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**1849 C Street, NW, Room 2660**  
**Washington, DC 20240**  
**202-354-3950 (main)**

**202-354-3951 (direct)**

Final signed DO #100 12\_20\_16.pdf



# United States Department of the Interior

NATIONAL PARK SERVICE

1849 C Street, N.W.  
Washington, D.C. 20240

## DIRECTOR'S ORDER #100: RESOURCE STEWARDSHIP FOR THE 21ST CENTURY

Approved: Jonathan B. Jarvis  
Director

Effective Date: December 20, 2016

**Duration:** This Order will remain in effect until amended or rescinded.

This Director's Order, together with Reference Manual 100, supersedes and replaces Policy Memorandum 16-01, and any other previously issued conflicting guidance.

### Contents:

1. Background and Purpose
2. Authority
3. Establishing the NPS Overarching Resource Stewardship Goal
4. Integrating Natural and Cultural Resource Stewardship
5. Managing Resources Emphasizing Resilience, Connectivity at Land/seascape Scales, and Life-cycle Stewardship
6. Incorporating the Precautionary Principle and Adaptive Management into Resource Stewardship
7. Basing Resource Stewardship Decisions on Science, Law, and Long-term Public Interest
8. Updating and Sustaining the Workforce
9. Ensuring Scientific Literacy for Superintendents
10. Investing in Service-wide Resource Stewardship Training
11. Integrating the Stewardship Goal within Appropriate Management Documents
12. Roles and Responsibilities
13. Additional Definitions

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## 1. Background and Purpose

The National Park System<sup>1</sup> and related areas<sup>2</sup> face environmental and social changes that are increasingly widespread, complex, accelerating, and uncertain. Addressing these challenges requires updates of National Park Service (NPS) policy to reflect the complexity of decisions needed for resource stewardship. This Director's Order (Order) is intended to guide the Service in taking the necessary actions to support resource stewardship to fulfill its mission in the 21st century. The Order builds on the direction set in Policy Memorandum 16-01. See also Policy Memoranda 12-02, 14-02 and 15-01.

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<sup>1</sup> The "National Park System" includes those areas of land and water administered by the National Park Service for park, monument, historic, parkway, recreational, or other purposes (see, 54 USC 100501).

<sup>2</sup> "Related areas" include affiliated areas, national heritage areas, national trails, and wild and scenic rivers that are not part of the National Park System.

## 1.1 Background

In 1963, A. Starker Leopold chaired a committee of scientists in preparing a report titled, *Wildlife Management in the National Parks*. Known as the “Leopold Report,” it represented the first comprehensive attempt at evaluating best practices and principles for sustainable resource management, and was a source of longstanding policies for natural resource management in the National Park System.

Much has changed for the NPS since the 1960s. The number and types of units in the System, and its overall size, have increased significantly. The annual number of visitors has grown four-fold. Social, cultural, and demographic changes to American society have been profound. Climate change is creating and will continue to drive dynamic environmental shifts that affect natural and cultural resources, facilities, visitation patterns, and visitor experiences. Additional pressures such as biodiversity loss, invasive species, land use changes, and pollution are accelerating. New scientific information and new disciplines of science have expanded our understanding of natural and cultural systems, and revealed that much is still unknown about how these systems function.

For these reasons, the Director asked the Science Committee of the National Park System Advisory Board (NPSAB) to revisit the Leopold Report and provide findings and recommendations. The committee delivered *Revisiting Leopold: Resource Stewardship in the National Parks* (Report) to the NPSAB, which adopted and presented it to the Director.

The Report makes several important recommendations for advancing resource stewardship in the 21st century, noting:

The overarching goal of NPS resource management should be to steward NPS resources for continuous change that is not yet fully understood, in order to preserve ecological integrity and cultural and historical authenticity, provide visitors with transformative experiences, and form the core of a national conservation land- and seascape.

## 1.2 Purpose

The purpose of this Order, and its companion Reference Manual (RM-100), is to articulate and communicate policies and actions to support resource stewardship in the 21st century. This Order will help the Service fulfill the NPS mission:

The National Park Service preserves unimpaired the natural and cultural resources and values of the [N]ational [P]ark [S]ystem for the enjoyment, education, and inspiration of this and future generations. The National Park Service cooperates with partners to extend the benefits of natural and cultural resource conservation and outdoor recreation throughout this country and the world. [*Management Policies* (2006), inside front cover.]

This Order provides policies that form a new framework for stewardship decision making within the NPS based upon the overarching resource stewardship goal described in section 3. The Order also defines new terms and concepts that will be used in this and future guidance.

## 2. Authority

Authority to issue this Order is contained in the National Park Service Organic Act and other NPS laws ([54 USC 100101\(a\) et seq.](#)), and delegations of authority contained in [Part 245](#) of the Department of the Interior (DOI) Manual.

This Order is intended only to improve the internal management of the NPS, and is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or equity by a party against the United States, its departments, agencies, instrumentalities or entities, its officers or employees, or any other person.

## 3. Establishing the NPS Overarching Resource Stewardship Goal

This Order reaffirms that resource stewardship is a preeminent duty of the NPS, and that “[w]hen proposed park uses and the protection of park resources and values come into conflict, the protection of resources and values must be predominant.” *Management Policies*, [section 1.5](#). The NPS defines resource stewardship as both an ethic of active responsibility to pass on the parks unimpaired to future generations as well as the application of the necessary expertise to meet this duty. This ethic and application of expertise extends to NPS programs and NPS participation in partnerships. This Order does not redefine “unimpaired,” but instead recognizes (1) there are new and complex environmental and social forces affecting park resources that must be considered in resource management, and (2) these forces may be beyond the influence of the NPS and their consequences may be irreversible.

The overarching goal of resource stewardship (stewardship goal) is to manage NPS resources in a context of [continuous change](#) that we do not fully understand, in order to:

- preserve and restore [ecological, historical, and cultural integrity](#);
- contribute as an ecological and cultural [core of national and international networks of protected lands, waters, and resources](#); and
- provide [visitors](#) and [program participants](#) with opportunities for transformative experiences that educate and inspire.

The stewardship goal will be achieved by incorporating it into NPS management and culture. This requires relying on science and scholarship for guidance in understanding novel conditions, threats, and risks to resources and identifying and evaluating management actions; exemplary resource management practices; collaboration with partners outside park boundaries; and open and inclusive communication with partners and the public. In addition, it is essential that policies consider NPS resources and values in a broader context, with particular attention to preservation of significant natural and cultural land/seascape elements, critical habitats and features, and wilderness character. (See [Director’s Order #41: Wilderness Stewardship](#), section 6.2).

To achieve the stewardship goal, the NPS will:

- integrate the management of natural and cultural resources, where beneficial to resource stewardship;
- adopt and apply new conservation concepts and guiding strategies for resource stewardship;
- update and sustain the NPS workforce; and
- incorporate these concepts, policies, and actions into appropriate management documents.

The following sections identify specific policies and actions necessary for implementing this stewardship goal in the 21st century.

This Order does not explicitly address the transformative experiences component of the stewardship goal. Efforts in that regard are already underway, and can be found in *Achieving Relevance in Our Second Century* (2014) and future guidance.

#### **4. Integrating Natural and Cultural Resource Stewardship**

##### **4.1 Objective**

To incorporate the stewardship goal into NPS management and culture, the Service will integrate natural and cultural resource management where beneficial to resource stewardship. This integration recognizes the impact of humans on their environment and the impact of a changing environment on humans. Although natural and cultural resource management have much in common, their separate and specific needs must also be recognized. Integrating resource stewardship requires coordination between natural and cultural resource programs. It also requires coordination within these programs where beneficial to resource stewardship. In addition, traditional ecological knowledge (TEK) can inform integrated resource stewardship.

##### **4.2 Policies**

The NPS will take the following actions to integrate natural and cultural resource programs, functions, and funding mechanisms, where beneficial to resource stewardship:

- Create incentives for funding projects, including the Service-wide Comprehensive Call, that integrate perspectives and disciplines from natural and cultural resources;
- Require existing and future Resource Stewardship Strategies to consider natural and cultural resource integration concepts;
- Co-locate natural and cultural resource operations where possible and when beneficial to resource stewardship; and
- Utilize opportunities through Cooperative Ecosystem Studies Units (CESUs), Research Learning Centers (RLCs), and additional NPS programs and partners to support integrated natural and cultural resource projects.

The NPS will take the following actions to increase the understanding and use of TEK:

- Include indigenous peoples and perspectives in defining management objectives;
- Create mechanisms to facilitate collaboration, mutual trust, and understanding with federally recognized Tribes, and other indigenous peoples that build relationships beyond minimum obligatory consultation;
- Stimulate and apply research and scholarship that incorporates TEK and participation of indigenous peoples; and
- Incorporate TEK into resource planning efforts.

## **5. Managing Resources Emphasizing Resilience, Connectivity at Land/seascape Scales, and Life-cycle Stewardship**

### **5.1 Objective**

To achieve the stewardship goal and set priorities for conservation, restoration, and protection of resources, the NPS will emphasize resilience, connectivity at land/seascape scales, and life-cycle stewardship as guiding strategies for resource management. Application of these strategies in resource management will be informed by scientific and scholarly research and TEK.

### **5.2 Policies**

The NPS adopts the following operational definitions and will provide additional guidance in RM-100:

- **Resilience** is the ability to anticipate, prepare for, and adapt to changing conditions and withstand, respond to, and recover rapidly from disruptions. Resilience strategies may include managing for the persistence of current conditions, accommodating change, or managing towards desired new conditions. Resilience strategies may vary and desired conditions must be clearly identified.
- **Connectivity at land/seascape scales** means managing natural resources such that processes that sustain biodiversity and viable ecosystems and populations, and that facilitate adaptation in the face of climate and other environmental change are maintained. See *Management Policies*, [chapter 4](#). For cultural resources, connectivity refers to the understanding of the larger thematic and geographic context for these resources and supporting historical and cultural integrity. See *Management Policies*, [chapter 5](#). Spatial scales to maintain connectivity may vary and desired conditions must be clearly identified. In addition, cultural connectivity goes beyond spatial considerations to include representation of cultures through time. Understanding the larger context for these resources requires partnerships with stakeholders to identify shared conservation values. See *Management Policies*, [section 1.6](#).
- **Life-cycle stewardship** for natural resources means managing natural resources such that ecological processes or species' full life cycles are sustained over time. For cultural resource management, life-cycle stewardship means managing resources, historic infrastructure, and the built environment for long-term preservation.

The NPS will apply these strategies to resource management by taking the following actions:

- Expand research related to resilience, connectivity, and life-cycle stewardship to inform current and future management and restoration projects and programs;
- Ensure research findings and new discoveries are shared with resource managers and the scientific community;
- Expand land/seascape-scale resource stewardship and connectivity by using existing authorities to form partnerships for collaboratively managing resources outside parks. NPS efforts to advance collaborative conservation need to be expanded to deal with 21st century conservation challenges. (See [Scaling Up: Collaborative Approaches to Large Landscape Conservation](#) and future guidance);
- Participate and collaborate in interagency and non-governmental efforts to promote connectivity that in particular address issues such as climate change, endangered species, and habitat protection. These efforts may include large-land/seascape conservation efforts, regional networks of protected areas, and wilderness preservation;
- Actively develop and apply tools, capacity, and expertise available from NPS partnerships programs, including but not limited to, the National Natural Landmarks Program, National Historic Landmarks Program, Rivers, Trails, and Conservation Assistance Program, National Heritage Areas Program, Technical Preservation Services, and Land and Water Conservation Fund Program to advance resilience, connectivity at land/seascape scales, and life-cycle stewardship as resource stewardship strategies;
- Develop in collaboration with stakeholders shared management goals for [ecological, historical, and/or cultural integrity](#) where terrestrial and aquatic protected areas share borders;
- Use existing and form new partnerships with State, Tribal, regional, and local governments, other federal agencies, non-governmental partners, and the international community to support life-cycle stewardship and to engage in land/seascape conservation. (See [Director's Order #21: Donations and Philanthropic Partnerships](#), [Director's Order #20: Agreements](#), and [Director's Order #56: International Activities](#));
- Support the needs of collaboratively managed areas, such as national rivers and trails that promote recreational activities and visitor enjoyment as key values to be recognized;
- Promote the use of parks for scientific and scholarly inquiry by streamlining the research permit process; and
- Establish partnerships with (1) educational and scientific institutions to identify, encourage, and promote scientific and scholarly research; and (2) federally recognized Tribes and other indigenous peoples to identify, encourage, and promote [TEK](#), both of which will help us to better understand the complexities and uncertainties of the future.

## **6. Incorporating the Precautionary Principle and Adaptive Management into Resource Stewardship**

### **6.1 Objective**

To achieve the stewardship goal, the NPS will adopt the precautionary principle and adaptive management as guiding strategies for resource management subject to all existing authorities. These strategies will promote science-based decisions, help deal with uncertainty, and promote a

culture of learning. Management decisions based on the precautionary principle may often require adaptive management.

## 6.2 Policies

The NPS adopts the following operational definitions and will provide additional guidance in RM-100:

- The **Precautionary Principle** requires that, when an action, activity, or emerging condition raises plausible or probable threats of harm to park resources and/or human health, management should take anticipatory action even when there is uncertainty. When such uncertainty exists, NPS managers will take actions that err on the side of caution to protect resources in accordance with existing authorities, including NPS obligations to prevent resource impairment and the decision-making criteria described in section 7 of this Order. Any decision made using the precautionary principle should take into account: (1) the threat of harm to park resources or public health; (2) the level of scientific uncertainty; and (3) the preventive, precautionary action and its associated risks.
- **Adaptive Management** is a flexible decision-making strategy that can be adjusted in the face of uncertainties as outcomes from management actions and other events become better understood. Careful monitoring of these outcomes advances scientific understanding and helps adjust policies or operations as part of an iterative learning process. Adaptive management is a strategy for more effective decision making. Measures of successful adaptive management are how well it (1) helps meet environmental, social, and economic goals; (2) increases scientific knowledge; and (3) reduces tensions among stakeholders. (See [DOI Adaptive Management Applications Guide](#) and future guidance).

The NPS will take the following actions to apply these strategies to resource management:

- Incorporate the precautionary principle and adaptive management into appropriate resource stewardship policies and decision-making processes, while considering how actions may adversely affect the qualities of wilderness character within the National Park System;
- If existing or future conditions are likely to result in unacceptable impacts to or impairment of park resources, managers should (1) consider action even if all cause-and-effect relationships are not fully established, and (2) modify the action as new information becomes available;
- Apply relevant guidance for adaptive management stated in the [DOI Adaptive Management Technical Guide](#); and
- Incorporate references to the precautionary principle and adaptive management into other appropriate policy guidance, in due course, including [Director's Order #12](#) and the [NEPA Handbook](#); [Director's Order #2: Park Planning](#); [Director's Orders #28](#) and [#28A](#), and the [Cultural Resource Management Guideline](#); [Director's Order #41: Wilderness Stewardship](#); [Director's Order #47: Soundscape Preservation and Noise Management](#);

the Director's Order #77 series and Reference Manual 77–Natural Resource Management; and Director's Order #79: Integrity of Scientific and Scholarly Activities.

## 7. Basing Resource Stewardship Decisions on Science, Law, and Long-term Public Interest

### 7.1 Objective

To fulfill the stewardship goal, the NPS will use a decision-making framework that is explicitly based upon three criteria: (1) best available sound science and scholarship, (2) accurate fidelity to the law, and (3) long-term public interest. These criteria are not mutually exclusive and are often interdependent. The focus of each of these criteria will vary with the stage in the decision-making process and the particular decision being made. These criteria will be applied to management decisions using professional judgment<sup>3</sup> and incorporating the resource management concepts in sections 4-6 of this Order.

### 7.2 Policies

The NPS adopts the following operational definitions and will provide additional guidance in RM-100:

- **Best available sound science and scholarship** is up-to-date and rigorous in method, mindful of limitations, peer-reviewed when appropriate and required, and delivered at the appropriate time in the decision-making process in ways that allow NPS managers to apply its findings. Sound science and scholarship is a body of knowledge that draws upon a broad and often interdisciplinary community of practitioners, both within and beyond the NPS.
- **Accurate fidelity to the law** requires that NPS decision making adheres with precision to the law, and consistently and transparently follows regulations and public policy.
- **Long-term public interest** emerges from the NPS mission, an evolving understanding of diverse public values and perspectives, meaningful civic engagement including multiple perspectives and generations, and the professional judgment of NPS professionals.

To ensure the three criteria are applied in the resource decision-making process, the NPS will:

- Conduct and/or facilitate scientific and scholarly inquiry that is directly applicable to current or expected resource management challenges;
- Incorporate the best available sound science and scholarship into resource management;
- Require NPS leadership to foster a culture that values scientific and scholarly expertise, and supports scientists and scholars to conduct, publish, and present research of the highest quality;
- Ensure the proper role and application of a wide variety of scientific and scholarly disciplines and TEK in resource management;

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<sup>3</sup> See *Management Policies*, Glossary, "Professional judgment."

- Incorporate accurate fidelity to the law into management decisions by ensuring employees are knowledgeable about and follow applicable laws, regulations, and policies and have access to necessary legal expertise;
- Ensure that legal and ethical behavior is a critical component of resource stewardship; and
- Understand long-term public interest by considering both historical and current public values and perspectives with respect to parks, as well as the NPS mandate to provide enjoyment for future generations.

The NPS will take the following actions to ensure that managers are able to apply the three criteria:

- Support resource managers, scientists and scholars, and other appropriate staff to (1) engage diverse communities in park resource issues, values, and science; and (2) communicate scientific and scholarly ideas and findings to internal and external audiences in order to continuously improve professional judgment;
- Develop and maintain open and inclusive public engagement strategies to identify and understand long-term public interest and foster “co-stewardship” of resources through sustained and committed collaborations with governmental partners, federally recognized Tribes, other indigenous peoples, the public, and other stakeholders (see Director’s Order #75A: Civic Engagement and Public Involvement); and
- Strategically incorporate emerging technologies, when applicable and feasible, into park resource management to conduct sound science and scholarship and engage the public.

## **8. Updating and Sustaining the Workforce**

### **8.1 Objective**

To further the stewardship goal and integrate it into the organizational culture, the NPS will update, strengthen, and maintain its workforce to diversify, modernize, and support new generations of scientists, scholars, resource managers, and superintendents. Enhancing and diversifying the workforce allows our national parks and programs to reflect the diversity of America.

### **8.2 Policies**

The NPS will take the following actions to update and sustain the workforce:

- Create, through strategic partnerships with educational institutions and other organizations, a new generation of scientists, scholars, and resource managers who reflect the diverse backgrounds, demographics, and values of the Nation. These partnerships will help the NPS obtain the scientific and scholarly information needed to better understand park resources and visitors, work effectively across cultures, and address the complexities and uncertainties of the dynamic and changing environment;

- Establish and enhance formal relationships, agreements, and internships with key diverse educational institutions and organizations to identify and develop candidates for potential positions and careers within the NPS;
- Support new generations of scientists, scholars, resource managers, superintendents, and all other employees by ensuring a safe and respectful work environment that is free from discrimination, harassment, and retaliation;
- Incorporate the stewardship goal into new and revised position descriptions and performance plans for all appropriate positions throughout the NPS;
- Work with regions, parks, and programs to create new pathways to NPS careers, and increase diversity through improved use of direct-hire authorities;
- Support and encourage NPS scientists and scholars to publish research in scientific and/or scholarly literature by adding this responsibility to appropriate position descriptions of NPS scientists; and
- Support participation of NPS scientists and scholars at professionally recognized meetings, symposia, and conferences to (1) disseminate NPS scientific and scholarly findings; (2) learn from other scientists and scholars; (3) maintain professional competence and credibility; and (4) contribute to best available sound science and scholarship, and best practices in stewardship decision making.

## **9. Ensuring Scientific Literacy for Superintendents**

### **9.1 Objective**

To further the stewardship goal in management decisions, the NPS will require superintendents and those who aspire to leadership positions to possess scientific literacy appropriate to their positions and resource management decision-making responsibilities. This includes the full range of scientific disciplines needed to steward resources.

### **9.2 Policies**

The NPS adopts the following definition and criteria for achieving scientific literacy and will provide additional guidance in RM-100:

- **Scientific literacy** is the knowledge and understanding of scientific concepts and processes, an understanding of the strengths and limitations of scientific findings, and the appropriate application of scientific research to management and policy issues.
- Scientific literacy requires superintendents to be able to:
  - identify scientific issues underlying decisions within the framework of best available sound science and scholarship, accurate fidelity to the law, and long-term public interest;
  - understand the scientific process and associated strengths and limitations, data integrity and management, and peer review; and
  - evaluate the quality of scientific information and evidence available on the basis of its source and the methods used to generate it.

The NPS will take the following actions to ensure that superintendents and those who aspire to leadership positions are scientifically literate:

- Adapt existing and appropriate scientific literacy standards;
- Modify position descriptions to include scientific literacy requirements;
- Include information about relevant scientific issues related to resource stewardship in supervisory training and other training courses for superintendents; and
- Identify the specific ways superintendents can demonstrate, achieve, and maintain scientific literacy standards. These may include formal higher education degrees, completion of relevant advanced graduate course work, or successful completion of training courses.

## **10. Investing in Service-wide Resource Stewardship Training**

### **10.1 Objective**

To further the stewardship goal, the NPS will invest in Service-wide resource stewardship training to educate and support employees to use the concepts and decision-making framework presented in this Order. This resource stewardship training will be incorporated into existing training opportunities.

### **10.2 Policies**

The NPS will ensure all employees develop the knowledge, skills, and abilities appropriate to their positions and needed to support successful resource stewardship, by taking the following actions:

- Establish a training and development workgroup to develop a strategic plan for resource stewardship training that builds upon existing training programs and opportunities (e.g., Fundamentals, Natural and Cultural Resource Career Academies, Emerging Leaders, New Supervisor Training, New Superintendents Academy);
- Implement a training program based upon the strategic plan that makes use of both in-person and distance learning;
- Develop training about TEK for superintendents, resource staff, and others, including training by indigenous peoples;
- Develop detailed guidance and training for the application of the precautionary principle and adaptive management to be incorporated into appropriate documents;
- Develop detailed guidance and implement training on the resource stewardship criteria, with special focus on training superintendents; and
- Require superintendents and other employees in leadership positions to participate in advanced training courses on an ongoing basis to ensure implementation of the most up-to-date approaches to resource stewardship.

## **11. Integrating the Stewardship Goal within Appropriate Management Documents**

### **11.1 Objective**

To ensure the organization consistently works toward the stewardship goal, the NPS will integrate the concepts, policies, and actions in this Order into all appropriate policies, plans, studies, and inventories; funding priorities and allocations; and field operations and programs.

### **11.2 Updates to Management Structures**

As appropriate and in due course, management documents will be developed, revised, or updated to incorporate the stewardship goal and other requirements of this Order. These include:

- Service-wide Policies—Director’s Orders and Policy Memoranda
- Foundation Documents
- Management, Strategic, and Implementation Plans—Resource Stewardship Strategies, Wilderness Stewardship Plans, and General Management Plans
- Resource Inventories, Studies, and Surveys—cultural landscape inventories, natural resource inventories, and visitor use studies and surveys (for example, the Comprehensive Survey of the American Public)
- Program Funding—annual budget plans and Project Management Information System (PMIS) project funding requests
- Agreements—cooperative agreements (for example, those establishing relationships with cooperative study units per [54 USC 100703](#), or to further park research by educational institutions per [54 USC 101702\(b\)](#)), interagency agreements, and general agreements (for example, cooperating association agreements)
- Operational Plans—annual performance plans (work plans) and standard operating procedures

A more comprehensive list of plans, studies, surveys, and other appropriate documents will be included in RM-100.

## **12. Roles and Responsibilities**

### Director and Deputy Director(s)

The Director and deputy director(s) will:

- provide Service-wide leadership on new and revised policies and actions to lead the NPS into the 21st century of managing and preserving resources under NPS care;
- integrate the concepts, policies, and actions in this Order into all appropriate policies, plans, studies, and inventories; funding priorities and allocations; and field operations and programs;
- encourage parks, programs, and regions to collaborate with national, Tribal, State, regional, and local partners, and the public when setting priorities for conservation, restoration, and integration of natural and cultural resources in order to promote land/seascape-scale connectivity and management;

- work with DOI, other agencies, non-governmental entities, the international community, and other partners to communicate and promote the goals and actions of this Order;
- promote and ensure a safe and respectful work environment that is free from discrimination, harassment, and retaliation Service-wide;
- prepare annual agency funding requests in support of the integration of natural and cultural resource management where beneficial to resource stewardship, land/seascape-scale conservation, and other priorities as outlined in this Order; and
- promote a culture of science- and scholarly-based research and expertise within NPS decision making.

#### Associate and Assistant Directors (ADs)

All ADs will:

- communicate the importance of integrating the stewardship goal into all work performed by the programs under their responsibility; and
- ensure that all appropriate staff complete the necessary resource stewardship training as outlined in sections 9 and 10.

#### ADs, Natural Resource Stewardship and Science (AD-NRSS) and Cultural Resources, Partnerships, and Science (AD-CRPS)

The AD-NRSS and AD-CRPS will:

- together with the AD, Workforce and Inclusion, issue, review, and revise as appropriate RM-100, which will provide comprehensive procedures for implementation of this Order;
- develop standards and procedures necessary to implement the actions in sections 4, 5, 6 and 7 in collaboration with other relevant directorates;
- develop initiatives that support integration of natural and cultural resource management and ensure funding calls use this as a ranking criterion during proposal review and funding allocation;
- ensure, in collaboration with other relevant directorates, regional directors, and superintendents, that indigenous peoples have opportunities to be involved in resource stewardship planning and actions;
- finalize guidelines for the establishment of interdisciplinary teams developing Resource Stewardship Strategies;
- create guidelines and opportunities for employees to remain current in their fields by conducting, publishing, and presenting scientific and scholarly work; and
- develop initiatives to support research on resilience, connectivity at the land/seascape scales, and life-cycle stewardship.

#### AD, Workforce and Inclusion (AD-WI)

The AD-WI, in collaboration with other relevant directorates, will:

- develop standards and procedures necessary to implement the actions in sections 8, 9 and 10;
- review and develop additional requirements for new and existing position descriptions and performance plans in furtherance of this Order;

- develop the criteria, standards, measures, and training associated with scientific literacy requirements for superintendents and other employees;
- ensure staff within Servicing Human Resources Offices, Human Resources Operation Centers, and other staff involved in position description classifications, recruitment, and hiring are familiar with the stewardship goal and priorities outlined in this Order; and
- establish a training and development workgroup to develop a strategic plan for resource stewardship training that includes TEK, the precautionary principle, adaptive management, and other concepts contained in this Order.

The AD-WI, and the AD, Interpretation and Education (AD-IE) will establish relationships with key diverse educational institutions and organizations in support of the actions in section 8.

### Regional Directors (RDs)

Regional directors will:

- communicate the importance of integrating the stewardship goal into all work performed by the parks and regional programs under their responsibility, as well as including it in superintendents' performance standards;
- ensure that all appropriate staff complete the necessary resource stewardship training as outlined in sections 9 and 10;
- develop regional and park initiatives that support the integration of natural and cultural resource management;
- require regional offices and parks to consult with and involve indigenous peoples in resource stewardship planning, training, and actions;
- enhance NPS involvement in land/seascape-scale management through collaborative efforts with international, national, Tribal, State, regional, and local partners, and the public;
- review and develop additional requirements to integrate the stewardship goal into new and existing position descriptions and performance plans for regional and park employees;
- direct regional and park staff to adopt the precautionary principle and adaptive management as guiding strategies for resource management at all levels within the region;
- ensure that resource stewardship training needs within their regions are met, and that parks are adequately supported to meet their resource stewardship responsibilities; and
- expand capacities for scientific- and scholarly-research by hiring and sustaining a diverse cohort of professionals in parks and regional programs, and support the technical and training needs that allow these professionals to remain current in their fields and integrated within broader communities of professional practice.

### Superintendents

Superintendents will:

- integrate the stewardship goal into day-to-day park operations, short- and long-range planning activities, and overall park management;

- complete educational coursework or training programs to further scientific literacy competencies;
- build relationships and consult with indigenous peoples to expand the understanding and use of TEK in park planning and training, and in the decision-making process;
- develop and revise Resource Stewardship Strategies based on the integration of natural and cultural resources;
- establish and sustain integrated, interdisciplinary resource management and assessment programs based on sound science and scholarship that are designed, conducted, and/or applied by professionals;
- incorporate the precautionary principle and adaptive management as guiding strategies for interdisciplinary resource management actions;
- collaborate with international, national, Tribal, State, regional, and local partners, and the public to support land/seascape-scale management of resources and solve complex resource stewardship challenges;
- apply the decision making criteria described in section 7 to all resource management actions; and
- build and sustain relationships at all levels to increase public involvement and participation while developing resource stewardship policies and plans, and undertaking management activities (see [Director's Order #75A](#)).

### Program Managers

Program managers will:

- integrate the stewardship goal into short- and long-range planning activities, and management decisions across multiple disciplines;
- coordinate, develop, and maintain strategic plans for scientific and scholarly research and application in resource management decisions, particularly region-wide initiatives that respond to contemporary conditions and stressors at appropriate scales and intervals;
- establish and sustain integrated, interdisciplinary resource management programs and assessments based on sound science and scholarship that are designed, conducted, and/or applied by professionals;
- incorporate the precautionary principle and adaptive management as guiding strategies for interdisciplinary resource management actions;
- build relationships and consult with indigenous peoples to further the understanding and use of TEK in the planning and decision-making process;
- provide program staff the necessary training, skills, and resources to be effective resource stewards and to carry out the responsibilities of this Order;
- assign responsibility to appropriate staff to ensure implementation of this Order by informing them of the key principles and how to apply them in their duties and activities;
- collaborate with international, national, Tribal, State, regional, and local partners, and the public to support land/seascape-scale management of resources and solve complex resource stewardship challenges; and
- build and sustain relationships at all levels to increase public involvement and participation while developing resource stewardship policies, and undertaking management activities (see [Director's Order #75A](#)).

### Resource Managers and Park Resource Specialists

Resource managers and park resource specialists will:

- work with superintendents, and other park and regional staff to integrate resource stewardship practices and strategies into park planning, management, compliance, operations, and monitoring activities;
- recognize opportunities to address resource concerns with understanding and consideration of natural and cultural resource perspectives and land/seascape-scale needs;
- seek and support programs, projects, and partnerships with communities, States, non-governmental organizations, other agencies, Tribes, and the public to enhance the NPS's ability to effect change on a larger scale;
- coordinate with superintendents and other park and regional managers and consult with broader communities of practice to develop and revise Resource Stewardship Strategies and practices based on the integration of natural and cultural resources and the best available sound science and scholarship, accurate fidelity to law, and long-term public interest; and
- participate in local resource management coordination with government agencies, Tribes, and other local and regional partners.

### Community Assistance Program Coordinators

Community assistance program coordinators will:

- integrate the stewardship goal into short- and long-term planning activities, and management decisions across multiple disciplines;
- build and sustain relationships with partners at all levels to increase public involvement and participation while developing resource stewardship policies, and undertaking management activities;
- align programs, projects, and park activities within communities in support of One NPS to further the stewardship goal;
- conduct annual reviews of conservation and restoration projects that incorporate a large land/seascape or area-wide approach outside park boundaries with appropriate NPS programs to create efficiencies, leverage resources, align efforts, and engage communities; and
- collaborate and align financial and technical assistance resources with other NPS programs where there are shared stewardship objectives and opportunities.

### Service-wide and Regional Learning and Development Coordinators/Managers

Learning and Development coordinators and managers will:

- develop and maintain an integrated strategic plan for resource stewardship and science and scholarship training;
- develop training in resource stewardship science and scholarship, law, regulation, and policy, and the public interest at all levels of the organization, and in collaboration with resource specialists and larger communities of professional practice;

- coordinate and communicate with Learning and Development managers in other divisions to identify training needs and ensure that all employees are equipped to engage in decision making based in science and scholarship, law and policy, and the public interest; and
- help coordinate participation in professional associations and scientific and scholarly meetings, symposia, and conferences.

#### NPS Regional and National Resource Advisory Councils

Resource advisory councils will:

- advise the Director, deputy director(s), ADs and RDs about all resource stewardship and decision-making matters in parks and programs;
- encourage participation of external scientists, scholars, and other experts in research and professional activities to inform resource stewardship, and involvement of professionals in larger communities of practice through regular consultations and opportunities with professional associations; and
- assist in the development and implementation of programs and projects that expand and improve the accountability, consistency, and continuity of resource stewardship activities and practices based on sound science and scholarship, law and policy, and the public interest.

#### NPS Employees Participating in Research Learning Centers (RLCs) and Cooperative Ecosystem Studies Units (CESUs)

NPS employees in RLCs and in CESUs will:

- support natural and cultural resource integration projects;
- provide opportunities to train and hire the next generation of scientists, scholars, and resource managers; and
- provide opportunities for NPS employees to develop and maintain the professional knowledge and skills necessary for resource stewardship through training, conferences, and collaborative projects.

All employees have the responsibility to help manage resources and implement programs that further the stewardship goal.

### **13. Additional Definitions**

**Continuous Change** is the concept that parks are not static entities, but instead are undergoing long-term change. This change is not merely a constant or seasonal change, but also the dynamic nature of overlapping and accelerating changes facing park systems. Extreme shifts in conditions (such as unexpected, severe wet seasons) within long-term trends of change (such as decadal droughts) that are increasingly exceeding historic experiences, exemplify the complex nature of change. The conditions of park resources will continue to move beyond the bounds of historical range of variation due to continually increasing temperatures and other changes including those associated with ongoing and projected climate change. In addition, ongoing

social, cultural, and demographic shifts will impact park systems. Novel and unpredicted responses to these changes present new challenges for resource stewardship.

**Core of National and International Networks of Protected Lands, Waters, and Resources** is the concept that NPS-administered lands, waters, and resources are ecologically and/or culturally essential elements of national and international networks of protected areas, when viewed holistically across boundaries and managed through exemplary resource management practices.

**Ecological Integrity** is the ability of ecosystems to support and maintain a community of organisms that has a species composition, diversity, and functional organization comparable to those natural habitats or projected new conditions within the region. These characteristics may occur within a historical range of variation and with time may progress towards novel conditions associated with a changing climate. While ecological integrity necessarily builds on our understanding of the past, maintaining integrity will also be informed by scientific and scholarly research, TEK, and an evolving understanding of the resources and values that are fundamental to the park's purpose.

**Historical and Cultural Integrity** is the ability of an object, property, site, or cultural landscape to convey its full historical, cultural, and scientific significance. Historical and cultural integrity incorporates a variety of perspectives, reflects current theories and best practices of all relevant disciplines and promotes dynamic, adaptive, and data-driven resource management.

**Program Participants** are those individuals who use the Service's programs that extend the benefits of resource conservation and outdoor recreation beyond park visits. These are mainly non-park based experiential programs that often work with parks, but are available in communities and other areas outside park boundaries. See *National Park Service Programs (2013)*.

**Traditional Ecological Knowledge** refers to the on-going accumulation of knowledge, practice and belief about relationships between living beings in a specific ecosystem that is acquired by indigenous peoples over hundreds or thousands of years through direct contact with the environment, handed down through generations by cultural transmission, and used for life-sustaining ways. [Rinkevich et al. Synopsis of Traditional Ecological Knowledge, 2016]

**Visitors** are individuals who (1) physically visit parks for recreational, educational, or scientific purposes, or (2) otherwise use a park's interpretive, scientific, and educational services, regardless of where or how such use occurs (e.g., via Internet access, library, etc.). See *Management Policies*, p. 160.

-----End of Director's Order-----

PM\_11-03\_Recycling and Reduction of Disposale .pdf



# United States Department of the Interior

NATIONAL PARK SERVICE  
1849 C Street, N.W.  
Washington, D.C. 20240

IN REPLY REFER TO:

A5623 (0130)

DEC 14 2011

To: Regional Directors  
From: Director *Janetha S. Janus*  
Subject: Recycling and Reduction of Disposable Plastic Bottles in Parks

The National Park Service has set very high standards to:

- reduce our carbon footprint and increase the sustainability of all parks
- look holistically at alternative fuels, vehicle fleet size and type
- convert lighting to reduce energy use and preserve the night sky
- recycle, compost, and use renewable energy sources (where appropriate)
- set LEED silver as the minimum standard for new construction

More than 100 parks have conducted climate friendly parks assessments. Most recently, we have begun efforts to increase choices for healthy and sustainable foods in our concessions facilities. A key element of *A Call to Action* is to “Go Green.” You can see some of these actions online at <http://www.nps.gov/sustainability/>.

Sustainability is a signature effort for the National Park Service. We must be a visible exemplar of sustainability, so it is important that we move our sustainability program forward as an *organization*. While superintendents need some discretion to tailor implementation to local situations, it is not the purview of any one park to set policy.

The heart of our sustainability program is our comprehensive Green Parks Plan (GPP). The GPP will address water and energy use, green house gas emissions, reduction of waste streams, construction practices, as well as other issues, and sets goals that we will reach by 2016. The GPP is undergoing final review and will be released early next year.

In light of recent interest in one element of the GPP, we are issuing the attached specific policy on the reduction/recycling of disposable plastic water bottles. It allows superintendents to halt the sale of these bottles if they (1) complete a rigorous impact analysis including an assessment of the effects on visitor health and safety, (2) submit a request in writing to their regional director, and (3) receive the approval of their regional director.



# United States Department of the Interior

NATIONAL PARK SERVICE

1849 C Street, N.W.  
Washington, D.C. 20240

IN REPLY REFER TO:

A5623 (0130)

DEC 14 2011

Policy Memorandum 11-03

To: Regional Directors

From: Director *Jonathan B. Jarvis*

Subject: Disposable Plastic Water Bottle Recycling and Reduction

## **A. Background**

When considered on a life-cycle basis, the use of disposable plastic water bottles has significant environmental impact compared to the use of local tap water and refillable bottles. These impacts may be magnified in remote national parks because of the additional transportation, waste disposal, energy use, and litter removal factors inherent in these locations.

The issues surrounding plastic water bottles are complex. Banning the sale of water bottles in national parks has great symbolism, but runs counter to our healthy food initiative as it eliminates the healthiest choice for bottled drinks, leaving sugary drinks as a primary alternative. A ban could pose challenges for diabetics and others with health issues who come to a park expecting bottled water to be readily available. For parks without access to running water, filling stations for reusable bottles are impractical. A ban could affect visitor safety; proper hydration is key to planning a safe two-hour hike or a multi-day backcountry excursion. Even reasonably priced reusable water bottles may be out of reach for some visitors, especially those with large families.

For these reasons, the National Park Service will implement a disposable plastic water bottle recycling and reduction policy, with an option to eliminate sales on a park-by-park basis following an extensive review and with the prior approval of the regional director.

Such a policy will allow the NPS and park partners to reduce their environmental footprint, introduce visitors to green products and the concept of environmentally responsible purchasing, and give them the opportunity to take that environmental ethic home and apply it in their daily lives. It will also be a significant step in reducing our carbon footprint and meeting *A Call to Action* Goal #23, Go Green.

## **B. Policy and Requirements**

Recycling: Parks are strongly encouraged to have a robust recycling program. The plastics found in disposable water bottles are fully recyclable, and parks should have ample and well designed, distributed, and marked collection facilities. The work of collecting, sorting, and

transporting recyclables from parks to regional recycling centers may not always “pay for itself,” but it is still the right thing to do.

Reduction: Parks are strongly encouraged to reduce the sale of disposable plastic water bottles through visitor education on the environmental impact of purchasing decisions and the availability of reasonably priced reusable bottles which can be filled at water fountains or bottle refill stations.

Elimination: Where appropriate, superintendents may request approval from their regional director to eliminate the sale of water in disposable plastic bottles by analyzing and addressing the following factors—in writing:

- Amount of waste eliminated and pros/cons to overall park operations
- Infrastructure costs and funding source(s) for filling stations
- Contractual implications on concessioners, including considerations of new leaseholder surrender interest or possessory interest
- Operational costs of filling stations including utilities and regular public health testing
- Cost and availability of BPA-free reusable containers
- Effect on concessioner and cooperating association sales revenue
- Availability of water within concession food service operations
- Visitor education in the park and online so that visitors may come prepared with their own water bottles
- Results of consultation with NPS Public Health Office
- A sign plan so that visitors can easily find filling stations
- Safety considerations for visitors who may resort to not carrying enough water or drinking from surface water sources with potential exposure to disease
- A system for annual evaluation of the program, including public response, visitor satisfaction, buying behavior, public safety, and plastic collection rates
- Results of consultation with concessioners and cooperating associations
- Timeline of phase in period

Education: Parks must develop a proactive visitor education strategy that addresses visitor expectations and explains the rationale for whatever plastic bottle reduction, recycling, or elimination effort is implemented.

Disposable plastic bottle recycling, reduction, or elimination decisions should be implemented at all applicable operations so there is consistency throughout the park and parity from one operation to the next. These procedures should be incorporated into the concessioner operating plan, cooperating association scope of sales, and other organizations operating within the park.

### **C. Existing Activities**

Parks that have already successfully implemented programs to install refill stations and eliminate the sale of disposable plastic beverage containers may continue, but must address the above factors—in writing—to their regional director, including a system for annual evaluation.

#### **D. New Concession Contracts**

With the approval of the regional director and after conducting the analysis described above, parks may prohibit the sale of disposable water bottles as a term of a new concession contract.

#### **E. Monitoring and Continuous Improvement**

This policy will be monitored to determine its park and Servicewide environmental impact, visitor welfare, acceptance, and support, and effects on concessioners and cooperating associations. The NPS will also continue to reach out to producers and suppliers and the scientific community to gather information on environmental impacts, new technologies and industry best practices and may pilot new ideas where appropriate. The disposable water bottle alternatives strategy will be revisited periodically based on these data to determine if a change in the strategy is desirable or necessary.

#### **F. Limitation**

This policy is intended only to improve the internal management of the NPS, and is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or equity by a party against the United States, its departments, agencies, instrumentalities or entities, its officers or employees, or any other person.

#### **G. Related Policies**

This policy supplements other policies relating to environmental leadership, waste reduction, and recycling, particularly those found in sections 1.8, 9.1.6, and 10.2.4.5 of *Management Policies 2006*.

#### **H. Further Information**

For information on this policy or other tools and resources, please contact [Kurt Rausch](#), Commercial Services Program at 202-513-7202 or [Shawn Norton](#), Park Facility Management Division at 202-354-1835.

-----End of Policy Memorandum-----

DO #100 briefing paper 3\_29\_17 v.5.pdf

## Briefing Statement

**Bureau:** National Park Service  
**Issue:** Director's Order #100, Resource Stewardship for the 21st Century  
**Program:** Office of Policy  
**Date:** March 29, 2017

### Key Points:

- [Director's Order #100](#), signed on December 20, 2016, articulates and communicates guiding principles, policies, and actions to support resource management and stewardship in the 21st century.
- During its development, the draft Director's Order underwent an extensive internal and external comment period that resulted in the submission of over 800 individual comments.
- The Director's Order is intended only to improve the internal management of the National Park Service (NPS). It is applicable only to NPS employees and cannot be imposed on non-NPS personnel or the public.
- Currently, the NPS is developing the accompanying reference manual that will assist employees in implementing the Director's Order.

### Background:

- In 1963, a committee of scientists, chaired by A. Starker Leopold, prepared a report titled *Wildlife Management in National Parks*. The report came to be known as the "Leopold Report" and was the first comprehensive attempt at evaluating best practices and principles for sustainable resource management and was a longstanding source of policies for the NPS.
- In 2011, the NPS Director asked the Science Committee of the [National Park System Advisory Board](#) (a 12-person Board comprised of citizens that advise the Secretary and Director) to revisit the Leopold Report for the second century of the NPS – examining natural and cultural resource management – and report findings and recommendations. The committee's 2012 report was titled [Revisiting Leopold: Resource Stewardship in the National Parks](#).

### Comparison of Reports

- The main differences between the original *Leopold Report* and the 2012 *Revisiting Leopold* include:
  - The *Leopold Report* focused exclusively on wildlife management. The *Revisiting Leopold* report was expanded to cover all natural and cultural resources for which the NPS is responsible.
  - The *Leopold Report* did not take into account complex environmental and societal changes which may impact park resources and management decisions.
  - In the *Leopold Report*, the goal of protecting and recreating a "vignette of primitive America" (a time before the arrival of Europeans) influenced management decisions, but we now recognize the importance of a dynamic approach to management.

- *Revisiting Leopold* identifies the need to plan for a more diverse, urbanized, and older population of Americans engaging with parks.
- *Revisiting Leopold* integrates into resource management important concepts in technology, science, and scholarship that did not exist in the 1960s.
- *Revisiting Leopold* views individual parks as part of overall land- and seascapes.
- *Revisiting Leopold* applies new concepts such as the precautionary principle (see below), adaptive management, ecological integrity, and scientific literacy.
- *Revisiting Leopold* recognizes the inter-relationship between humans and their environment as a primary research question in understanding the dynamics of change in park landscapes.

### **Policy Development:**

- Informed by the *Revisiting Leopold* report, Director's Order #100 (DO) was developed by an interdisciplinary team of approximately 35 NPS employees representing parks, regions, and programs.
- The DO was put out for a concurrent, 30-day internal and external comment period. Public review was accomplished through notice in the *Federal Register*, and direct outreach to NPS stakeholders and partners. Distribution via the National Leadership Council and publication of an InsideNPS article was used to reach internal audiences.
- During the comment period, a total of 332 correspondences were received (50 from NPS employees and 282 from the public) containing a total of 823 individual comments. The disposition of the comments was as follows:
  - 59 resulted in a substantive revision to the DO
  - 31 resulted in an editorial revision to the DO
  - 145 were referred to the reference manual
  - 236 were considered but not accepted
  - 119 were out of scope
  - 233 were addressed in one of the other categories

### **Main Provisions of the Director's Order:**

- A new overarching resource stewardship goal that takes into account the complexity of current and future decisions needed for NPS resource stewardship, a preeminent duty of the Service.
- Integration of natural and cultural resource stewardship where beneficial.
- Adoption of strategies to make decisions in the face of uncertainty, including the use of the precautionary principle and adaptive management, consideration of traditional ecological knowledge, and enhancing connectivity and resilience across land/seascapes.
- Resource stewardship decision-making criteria based on science and scholarship, law, and long-term public interest.
- Support for scientific literacy for NPS employees.

### **Concerns Raised During the Public Comment Period:**

- Some groups raised concerns that the language in the draft DO about working outside park boundaries on a land/seascape scale could be interpreted as the NPS trying to expand our management to areas outside parks. We clarified the language to show that all

work outside our boundaries would be done through voluntary partnerships, within existing authorities, and in support of shared conservation goals.

- Many people had questions about the application of the precautionary principle in resource management decisions. We clarified that the use of the precautionary principle is not a new practice for the NPS, but rather the DO more explicitly defined the term and provided detailed criteria for when and how it is to be used. We also clarified that it could only be used within existing authorities.
- Internal comments from employees expressed concern over the availability of funding to carry out the provisions of the policy such as money for scientific literacy training.

### **The Precautionary Principle:**

- The precautionary principle requires that, when an action, activity, or emerging condition raises plausible or probable threats of harm to park resources and/or human health, management should take anticipatory action even when there is uncertainty. When such uncertainty exists, NPS managers will take actions that err on the side of caution to protect resources in accordance with existing authorities, including NPS obligations to prevent resource impairment.
- Some examples of situations where the precautionary principle could be applied include:
  - After storm surges associated with hurricanes keep damaging or destroying an historic beachfront visitor facility, the park considers options to move the facility or make it more resilient to flooding, using a design that allow water to pass beneath it, while preserving its historic characteristics.
  - Parks, in consultation with associated tribal communities, identify native plants and traditional uses, as part of the research and planning for preserving native species.
  - In order to help protect fish habitat, parks may provide general information to fisherman and boaters on methods to prevent introduction of invasive aquatic species, despite a lack of data on exact methods of transmission.

### **Current Status:**

- The Associate Directors, Natural Resource Stewardship and Science (NRSS), and Cultural Resources, Partnerships, and Science (CRPS) have the lead on the development of the reference manual in conjunction with the other directorates, regional directors, and appropriate staff.
- The reference manual will provide more detailed information to guide managers in developing and implementing resource management strategies that reflect DO #100's principles for their parks.
- Development of the reference manual will be through an interdisciplinary team of NPS employees drawn from all levels of the organization and from disciplines directly involved in resource stewardship.
- Recruitment of team members and a schedule for development are still being established.

### **Contacts:**

Dr. Ray Sauvajot, Associate Director, Natural Resource Stewardship and Science, [ray\\_sauvajot@nps.gov](mailto:ray_sauvajot@nps.gov), 202-208-3884

Dr. Stephanie Toothman, Associate Director, Cultural Resources, Partnerships, and Science, [stephanie\\_toothman@nps.gov](mailto:stephanie_toothman@nps.gov), 202-208-7625

Brian Carlstrom, Deputy Associate Director, Natural Resource Stewardship and Science, [brian\\_carlstrom@nps.gov](mailto:brian_carlstrom@nps.gov), 202-513-7208 [Team co-lead]

Joy Beasley, Deputy Associate Director, Cultural Resources, Partnerships, and Science, [joy\\_beasley@nps.gov](mailto:joy_beasley@nps.gov), 202-354-2230 [Team co-lead]

Alma Ripps, Chief, Office of Policy, [alma\\_ripps@nps.gov](mailto:alma_ripps@nps.gov), 202-354-3951

DO100 Fact Sheet FAQs 11.22.16.pdf

## Director's Order #100- Resource Stewardship for the 21st Century Fact Sheet, Talking Points and Frequently Asked Questions

December 20, 2016, at 9:15 a.m. EST

**This is an internal draft document for discussion only and not for publication.**

**A news release, InsideNPS story and other internal communications documents can be developed from this internal discussion-only document. Visit with Jeffrey Olson in OComms for details.**

### Key Messages About Director's Order #100

- National parks face environmental and social changes that are increasingly widespread, complex, accelerating, and uncertain. Addressing these challenges requires updates of National Park Service (NPS) policies and procedures to reflect the complexity of decisions needed for resource stewardship.
- Resource stewardship is a preeminent duty of the National Park Service and requires strategies to make decisions in the face of uncertainty. The application of what is described as the “precautionary principle” as well as adaptive management will enable thorough, deliberate, and transparent resource management decisions.
- Resource stewardship in the 21st century requires holistic management to best utilize the bureau's staffing and funding. This requires a bureau-wide shift in thinking and action toward interdisciplinary collaboration, increased scientific literacy, training, and resource-sharing where beneficial.
- Resource stewardship in the 21st century also means enhancing connectivity and resilience across landscapes and seascapes, and considering traditional ecological knowledge in decision making. The Director's Order lays out a framework for supporting NPS employees in their work with partners and communities to embrace this knowledge and benefit from its integration.
- This Order, and its companion Reference Manual 100 (RM-100), articulate and communicate NPS policies and actions that support resource stewardship in the 21st century.

### Talking Points About Director's Order #100

- Director's Order #100 (DO #100) is an internal guidance document for National Park Service (NPS) employees. DO #100 details policies and procedures that will guide NPS resource stewardship in the 21st century.
- The new policies are needed to fulfill the NPS mission in a century defined by environmental and societal changes that are increasingly widespread, complex, accelerating, and uncertain.
- DO #100 draws from ideas presented in [Revisiting Leopold: Resource Stewardship in the National Parks](#), prepared by a distinguished team of independent scientists and scholars for the

National Park System Advisory Board, and builds on a recently issued NPS [Policy Memorandum 16-01– Resource Stewardship for the 21st Century – Interim Policy](#).

- DO #100 was developed by a large interdisciplinary team of approximately 35 NPS employees representing parks, regions, and programs.
- DO #100 becomes effective when signed by the NPS Director.

### **Core elements of DO #100**

The core elements of DO #100 are:

- 1) a new overarching resource stewardship goal that takes into account the complexity of current and future decisions needed for NPS resource stewardship,
- 2) integration of natural and cultural resource stewardship where beneficial,
- 3) adoption of strategies to make decisions in the face of uncertainty, including the use of the precautionary principle and adaptive management, consideration of traditional ecological knowledge, and enhancing connectivity and resilience across land/seascapes,
- 4) resource stewardship decision-making criteria based on science and scholarship, law and long-term public interest,
- 5) Promote and support scientific literacy for and among NPS employees.

A reference manual will be developed by NPS subject matter experts after DO #100 is signed by the NPS Director. It will contain comprehensive information and operational details to assist employees in implementing the Order.

## **Frequently Asked Questions**

### **What is a Director’s Order? What is the NPS Directives System?**

Director’s Orders are internal guidance documents for NPS employees. The Directives System includes three levels of documents that provide NPS managers and staff comprehensive guidance on Service-wide policies and required or recommended practices and procedures. [NPS Management Policies \(2006\)](#), Director’s Orders, Policy Memoranda, and reference manuals are all part of the Directives System. To learn more about the Directives System, see Director’s Order #1 at: [https://www.nps.gov/policy/DOrders/DO\\_1.pdf](https://www.nps.gov/policy/DOrders/DO_1.pdf)

### **Why is the NPS updating its internal guidance with this Director’s Order?**

When many of NPS resource stewardship policies were written, climate change and other environmental and social changes were not formal considerations in NPS decision making. To better respond, new policy guidance has been developed that takes into account our changing environment as the NPS undertakes short- and long-term planning, and carries out its stewardship responsibilities.

### **Are Director’s Orders such as DO #100 applicable to the public?**

The NPS Directives System is *guidance* applicable only to NPS employees, not the general public or other government agencies. If the NPS wants to make a policy that has the force and effect of law, then it must promulgate a regulation. DO #100 is not a regulation.

### **Is DO #100 a revision to an existing Director’s Order?**

DO #100 is a new Director's Order. It does cross-reference many existing Director's Orders such as DO #41 (Wilderness Stewardship) and existing guidance found in [NPS Management Policies \(2006\)](#). In the future, when new guidance documents are developed or old ones are revised, they will integrate the concepts, policies, and actions of DO #100 as appropriate.

### **If DO #100 covers NPS employees and not the public, why have a public comment period?**

One of the underlying principles of the NPS Directives System is that the public should have an opportunity to comment on NPS policies that may affect them (see section 4, Director's Order #1). This concept is also emphasized in Director's Order #75A (Civic Engagement and Public Involvement). In addition, many Executive Orders on open government and transparency support public review during agency policy development. Although DO #100 provides internal guidance to our employees, the outcomes of these policies affect the public and hence, the NPS offered the public the opportunity to review and comment on the draft Order.

### **Why is the public comment period 30 days? Why not 60 days? 90 days?**

For Director's Orders that will affect interests outside the National Park Service, the NPS issues a *Federal Register* notice inviting public review and comment. This offers the public a means to comment on the draft Director's Order. The length of time for public review is at the discretion of the National Park Service. See Director's Order #1, section 5.3.3.

### **When was the public notified of the opportunity to comment?**

A Federal Register notice was published October 19, 2016. The comment period closed on November 18, 2016.

### **How many public comments did you receive? How many were original comments, and how many were duplicates?**

The NPS received more than 800 comments from 282 individuals and organizations, and comments from 50 NPS employees and employee groups. While some comments contained similar language, none were identical.

### **What were the most common comments?**

Many comments were associated with application of the precautionary principle, protecting wilderness, and collaboration with indigenous peoples, agencies and stakeholders, and the public.

### **How do you respond to comments?**

All comments received are reviewed by subject matter experts and other NPS staff that are involved in the development of a Director's Order. Based on the content of the comment, the team will decide if changes should be made to the draft, if the topic is better covered in the reference manual, or if it does not apply. A comment response document will be prepared for NPS leadership that summarizes the disposition of all the comments received.

### **How does DO #100 increase National Park Service transparency, consistency in decision making, and accountability?**

DO #100 makes explicit the specific criteria the NPS will use to make resource stewardship decisions. These are 1) best available sound science and scholarship, 2) accurate fidelity to the law, and 3) long-term public interest. The Director's Order defines each of these criteria. The public can better understand and assess how NPS resource stewardship decisions are made and hold the NPS accountable by clearly stating the policy guidance.

### **What is the relationship of DO #100 and Deferred Maintenance? (How does DO #100 address the maintenance backlog?)**

DO #100 provides guidance on how the NPS will steward cultural and natural resources in a 21st century context. While the Director's Order does not directly address the maintenance of infrastructure, it provides a framework for decision making based on sound science and scholarship, input from multiple perspectives, and consideration of a range of resource protection factors. For example, a manager might locate a structure in a different section of a park based on the possibility of rising sea levels associated with a changing climate. Another example would be a decision to adaptively rehabilitate an existing structure for current uses, resulting in energy savings, a reduction in contribution to landfills, and no impacts on other sites by new construction.

### **How will DO#100 apply to the daily operations of NPS Parks and Programs?**

The DO provides a framework for managing resources holistically in a continually changing environment. It is intended to improve transparency and decision making through management strategies that are inclusive of many perspectives and consider both cultural and natural conservation values. The reference manual will provide more specific guidance on how to implement the policies in DO #100 and incorporate them into NPS management and culture.

### **What is the "precautionary principle"?**

The precautionary principle requires that, when an activity raises plausible or probable threats of harm to park resources and/or human health, management should take anticipatory action even when there is uncertainty. That is, lack of full scientific certainty should not preclude taking actions or precautions intended to prevent harm. In implementing actions, as with all resource management activities, NPS managers will err on the side of caution to protect natural and cultural resources in accordance with this Order. Any decision made using the precautionary principle should be subject to a transparent decision framework and take into account: (1) the threat of harm to park resources or public health; (2) the level of scientific uncertainty; (3) the preventive, precautionary action and its associated risks; and (4) the wilderness character.

### **Is DO #100 in reaction to the allegations of sexual harassment by NPS managers and others?**

The purpose of DO #100 is to provide policies that form a new framework for resource stewardship decision making within the NPS. It is important to emphasize in all NPS guidance documents the

importance for our employees to ensure a safe and respectful work environment that is free from discrimination, harassment, and retaliation. DO #100 includes such emphasis.

**How much did the NPS spend developing this Director's Order?**

The Director's Order was developed with the leadership and support of current NPS employees as part of their normal duties and responsibilities.

**When does NPS expect DO #100 to be finalized?**

We anticipate finalizing DO #100 by the end of 2016, the centennial year of the NPS.

**What are the next steps?**

When DO #100 is signed by the Director it will guide our daily work within the NPS. Subject matter experts will then organize a work plan for development of a reference manual that provides detailed guidance and examples on how we will implement the policies in DO #100. The reference manual will summarize relevant legislation, executive orders, regulations, Department of the Interior guidance, and other related policies, and program-specific instructions. Service-wide engagement, flexibility to incorporate new concepts and examples as they emerge, and opportunities for learning from other NPS employees, external groups, and communities of practice are key components to completing the reference manual.

**When will the reference manual be completed?**

At this time, we do not have an anticipated completion date.

**Won't the "precautionary principle" keep the NPS from fulfilling its mission to promote enjoyment as well as conserve natural resources?**

Under our current policies, the NPS promotes enjoyment of park resources and values, but not if it would cause unacceptable impacts. The precautionary principle builds upon this standard by giving managers a new framework for making decisions that take into account the threats of harm to park resources when evaluating proposed actions.

**What is meant by expanding "land/seascape-scale resource management and connectivity by increasing the use of existing authorities to manage resources outside parks"?**

Through existing Congressional authorities, the NPS already works with partners outside park boundaries to inventory and monitor species; identify and document natural and cultural resources; and provide technical and financial assistance to restore, conserve, and protect ecosystems and historic features. The language recognizes these existing, voluntary efforts, and promotes further awareness and applications of the authorities available to achieve shared goals.

**How would the precautionary principle affect park roads and activities allowable in parks today?**

Under our current policies, the NPS evaluates proposed actions (including visitor activities and road projects) to ensure they will not cause unacceptable impacts. The precautionary principle builds upon this standard by giving managers a new framework for making decisions that take into account the threats of harm to park resources when evaluating proposed actions.

**How do you respond to a statement that DO#100 fails to recognize the National Park Service's statutory directive and fundamental purpose to provide the enjoyment of park resources by the people of the United States?**

The statutory authority under the Organic Act is to conserve resources and provide for enjoyment, but by such means as will leave these resources unimpaired for the enjoyment of future generations. Director's Order#100 supports this directive by ensuring our parks are managed using the best available sound science and scholarship, accurate fidelity to the law, and long-term public interest. That's how future generations will be able to enjoy our parks as much as visitors do today.

**What changed from Draft to Final DO#100?**

The draft DO#100 referenced "using existing authorities to manage resources beyond park boundaries" and that was changed to "using existing authorities to form partnerships for collaboratively managing resources outside parks."

The precautionary principle was another topic in public comments. We clarified that the use of the precautionary principle is not a new practice for the NPS, but it is explicitly defined in DO #100 when compared to previously issued policies. We also made it clear that we would only be applying this within our existing authorities, including the statutory obligation to prevent resource impairment. We will be providing further guidance in the reference manual.

We received more than 800 comments - 823 individual comments that represent 282 pieces of correspondence from the public and 50 from NPS employees. There were many well-thought-out comments that were used to strengthen the draft Order. Many of the comments covered areas in more detail than we would in a director's order and will instead be included in the reference manual.

**For more information**

Jeffrey Olson, NPS Office of Communications  
202-208-6843, [Jeffrey\\_olson@nps.gov](mailto:Jeffrey_olson@nps.gov)

Report language from PL 115-31 on water bottl.pdf

**Report language accompanying the bill that was signed into law as P.L. 115-31, the Consolidated Appropriations Act, 2017**

**SEC. 4. EXPLANATORY STATEMENT.**

The explanatory statement regarding this Act, printed in the House section of the Congressional Record on or about May 2, 2017, and submitted by the Chairman of the Committee on Appropriations of the House, shall have the same effect with respect to the allocation of funds and implementation of divisions A through L of this Act as if it were a joint explanatory statement of a committee of conference.

\* \* \* \* \*

**DIVISION G- DEPARTMENT OF THE INTERIOR, ENVIRONMENT,  
AND RELATED AGENCIES APPROPRIATIONS ACT, 2017**

\* \* \* \* \*

**TITLE I- DEPARTMENT OF THE INTERIOR**

\* \* \* \* \*

**NATIONAL PARK SERVICE  
OPERATION OF THE NATIONAL PARK SYSTEM**

\* \* \* \* \*

*Bottled Water.*-The Committees note continued expressions of concern relating to a bottled water ban implemented under Policy Memorandum 11-03. The report provided to the Committees in April 2016, in response to a directive in the explanatory statement accompanying Division G of the Consolidated Appropriations Act, 2016, did not provide sufficient data to justify the Service's actions. The Committees understand that the Service plans to reconsider this policy and therefore directs the incoming National Park Service Director to review Policy Memorandum 11-03 and to report to the Committees on the results of this evaluation. Accordingly, the Committees direct the Service to suspend further implementation of Policy Memorandum 11-03 and urge the Service to examine opportunities to partner with non-governmental entities in developing a comprehensive program that uniformly addresses plastic waste recycling system-wide.

\* \* \* \* \*

Authority to rescind policy, MP (2006), Introd.pdf

From: Management Policies (2006)  
Introduction, p. 4

In carrying out their responsibilities under the 1916 National Park Service<sup>1</sup> Organic Act and other pertinent statutes, all NPS officials and employees must be knowledgeable about the laws, regulations, and policies that pertain to their work. The property clause of the U.S. Constitution, which is the supreme law of the United States, gives Congress the authority to develop laws governing the management of the national park system. The property clause specifically directs that “The Congress will have the Power to dispose of and make all needful Rules and Regulations respecting the Territory or other Property belonging to the United States” (article IV, section 3). Once laws are enacted, authority for interpreting and implementing them is delegated to appropriate levels of government. In carrying out this function, the National Park Service, like other federal agencies, develops policy to interpret the ambiguities of the law and to fill in the details left unaddressed by Congress in the statutes.

### Hierarchy of Authorities

The management of the national park system and NPS programs is guided by the Constitution, public laws, treaties, proclamations, executive orders, regulations, and directives of the Secretary of the Interior and the Assistant Secretary for Fish and Wildlife and Parks. NPS policy must be consistent with these higher authorities and with appropriate delegations of authority. Many of the public laws and other guidance affecting the various facets of NPS administration and management are cited for reference purposes throughout these *Management Policies*. Other laws, regulations, and policies related to the administration of federal programs, although not cited, may also apply. For example, many, but not all, of the legislative requirements of the Alaska National Interest Lands Conservation Act (ANILCA) are cited at different places throughout these *Management Policies*. The additional legislative requirements of ANILCA, although not cited, must also be considered in the interpretation and application of these policies, as must all other applicable legislative requirements. It is especially important that superintendents and other park staff review their park’s enabling legislation to determine whether it contains explicit guidance that would prevail over Service-wide policy.

### Policy Development

Policy sets the framework and provides direction for all management decisions. This direction may be general or specific; it may prescribe the process through which decisions are made, how an action is to be accomplished, or the results to be achieved. Policy initiatives may originate as a sudden, urgent response to an unanticipated problem or issue, or through a slow, evolutionary process as the Park Service gains increased experience or insight regarding a problem or issue. Sometimes the initiative does not originate within the Park Service, but rather with persons or organizations outside the Park Service who have a strong

interest in how the Service manages the parks. However, NPS policy is usually developed through a concerted workgroup and consensus-building team effort involving extensive field review, consultation with NPS senior managers, and review and comment by affected parties and the general public.

All policy must be articulated in writing and must be approved by an NPS official who has been delegated authority to issue the policy. Policy must be published or otherwise made available to the public—particularly those whom it affects—and those who must implement it in the Washington office, regional offices, and parks. Unwritten or informal “policy,” and various understandings of NPS traditional practices, will not be recognized as official policy.

### Compliance, Accountability, and Enforceability

Service-wide policy is articulated by the Director of the National Park Service. NPS employees must follow these policies unless specifically waived or modified in writing by the Secretary, the Assistant Secretary, or the Director. Waivers and modifications will be considered on a case-by-case basis, and previous waivers or modifications will not necessarily be regarded as precedents for future waivers or modifications. A request for a waiver or modification of policy must include a written justification and be submitted to the Director through the Office of Policy, which will coordinate with appropriate program offices.

The policies contained within this document are intended only to improve the internal management of the National Park Service; they are not intended to, and do not, create any right or benefit, substantive or procedural, enforceable at law or equity by a party against the United States, its departments, agencies, instrumentalities or entities, its officers or employees, or any other person. Park superintendents will be held accountable for their and their staff’s, adherence to Service-wide policy.

### The Directives System

This volume of NPS *Management Policies* is the basic Service-wide policy document of the National Park Service, superseding the 2001 edition. It is the highest of three levels of guidance documents in the NPS Directives System. The Directives System is designed to provide NPS management and staff with clear and continuously updated information on NPS policy and required and/or recommended actions, as well as any other information that will help them manage parks and programs effectively.

The *Management Policies* will be revised at appropriate intervals to consolidate Service-wide policy decisions, or to respond to new laws and technologies, new understandings of park resources and the factors that affect them, or changes in American society. Interim updates or amendments may be accomplished through director’s orders (the second level of the Directives System), which also serve as a vehicle to clarify or supplement the

<sup>1</sup> The terms “National Park Service,” “Park Service,” “Service,” and “NPS” are used interchangeably in this document.

Water bottle briefing paper 7\_11\_17.pdf

## 2017 Briefing Statement

**Bureau:** National Park Service  
**Issue:** Recycling and Reduction of Disposable Plastic Bottles in Parks  
**Park/Program:** Park Facility Management Division  
**Date:** July 11, 2017

### Key Points

- In December 2011 NPS issued [Policy Memo \(PM\) 11-03, "Recycling and Reduction of Disposable Plastic Bottles in Parks."](#) It is a bureau-level policy that allows individual parks to *voluntarily* establish disposable plastic water bottle sales elimination programs (DPWB - SEPs) that reduce the volume of DPWB waste.
- The 2017 omnibus appropriations bill language specifically requires NPS to "*suspend further implementation of the Policy Memorandum 11-03*" And directs the incoming National Park Service Director to review Policy Memorandum 11-03 and to report to the Committees on the results of this evaluation.
- In September 2016, NPS issued a data call to the 23 parks that have approved DPWB - SEPs and requested data related to water bottle filling stations (e.g., usage data). This unpublished data shows that on an annual basis, DPWB -SEPs at the 23 parks:
  - Prevent the disposal of up to 2M disposable plastic water bottles per year.
  - Prevent the use of up to 112,000 pounds of polyethylene terephthalate (PET) per year.
  - Prevent the emission of up to 141 metric tons of carbon dioxide equivalents (MTCO<sub>2</sub>e/year) per year.
  - Saves up to 3,350 million British thermal units (MBTUs/year) of energy per year.
  - Saves up to 420 cubic yards of landfill space per year.

### Background

- As a condition of the DPWB policy, parks are required to complete a program self-assessment and ensure visitors are provided with free, alternative water sources. Regional Directors must approve all SEPs, and have the authority to deny requests if the park self-assessment fails to address the required items enumerated in PM 11-03.
- In accordance with PM 11-03 Section E., NPS is required to monitor and continuously improve the program to address both park and visitor needs.
- Preliminary public engagement data contained in a letter to former director Jarvis, and conducted by Corporate Accountability International show that since 2011, more than 500,000 actions have been taken by the public in support of NPS' efforts to reduce DPWBs.

### Current Status

- A Directors memo has been developed to inform parks that we will not approve any new park for PM 11-03 implementation until a new Director is confirmed and has reviewed the policy.
- At this time only two parks are known to be assessing and/or preparing a DPWB SEP analysis: Golden Gate National Recreation Area, and Great Smoky Mountains National Park.
- Research has been conducted into other entities (e.g., cities, towns, zoos, aquariums) that have implemented similar programs. Key lessons learned for NPS to consider while implementing the program have been identified.

### Contact

Robert Wilbur – robert\_wilbur@nps.gov – Chief, Park Facility Management Division  
Shawn Norton – shawn\_norton@nps.gov – Branch Chief, Sustainable Operations and Climate Change

Re\_ Policy rescission.pdf

**From:** [Ripps, Alma](#)  
**To:** [Shelton, Michael](#)  
**Subject:** Re: Policy rescission  
**Date:** Friday, August 11, 2017 10:22:32 AM

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I think that is a good approach. The media will be looking for copies so having them accessible will be helpful as opposed to having to send them .pdf. However, if we are directed by the Dept to remove or deactivate the link, please do so.

Thanks for covering this.

Alma

(Acting Chief of Staff - August 7-11, 2017)

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**Alma Ripps**  
**Chief, Office of Policy**  
**National Park Service**  
**1849 C Street, NW, Room 2660**  
**Washington, DC 20240**  
**202-354-3950 (main)**  
**202-354-3951 (direct)**

On Fri, Aug 11, 2017 at 12:18 PM, Shelton, Michael <[michael\\_shelton@nps.gov](mailto:michael_shelton@nps.gov)> wrote:  
So Chief, if the DO and PM are rescinded, you want me to leave them up on our website, but with a notation that they have been rescinded.

/s/ Mike

**Michael M. Shelton**  
**Program Analyst**  
**Office of Policy**  
**National Park Service**  
**Deputy Member, U.S. Board on**  
**Geographic Names**  
**1849 C Street NW / Mailstop 2659**  
**Washington, DC 20240-0001**  
**(202) 354-3954 (Direct Dial)**  
**(202) 354-3950 (Gen'l Off. No.)**  
**(202) 371-5189 (Fax)**

"Let us read, and let us dance; these two amusements will never do any harm to the world."  
*Voltaire, Dictionnaire philosophique*

On Fri, Aug 11, 2017 at 12:13 PM, Ripps, Alma <[alma\\_rippe@nps.gov](mailto:alma_rippe@nps.gov)> wrote:  
April/Tom,

In anticipation of the issuance of a memo on Monday from Todd Willens rescinding **Director's Order #100** (Resource Stewardship for the 21st Century) and **Policy Memorandum 11-03** (ban on the sale of plastic disposable water bottles in parks), I wanted to make sure you had the documents you needed at hand. I am out for the next two weeks and unavailable, but Mike Shelton (cc'd on this email) will be acting chief and can

assist with the policy aspects of this (how policy is developed in the NPS, authority to rescind guidance, NPS Directives System, etc.).

In terms of subject matter experts, please direct inquiries to Ray Sauvajot for DO #100 and Shawn Bengel for PM 11-03.

This is very close hold. We anticipate this will generate a lot of media although I assume you will send most of those inquiries to the Dept Comms.

It is hard to do talking points until we see the memo and the reasons behind the rescissions. There is a lot of good info in the briefing papers (attached) you can pull from to develop anything you need including number of public comments received on DO #100. I also found the fact sheet/talking points/FAQs from when DO #100 was issued (attached). Please make sure Mike Shelton reviews all the answers to make sure they are correct from a policy standpoint. He can also help draft any answers related to general policy.

And with most things, this may not happen at all on Monday, but obviously we need to be prepared.

Can direct press to the [Office of Policy website \(www.nps.gov/policy\)](http://www.nps.gov/policy) where the guidance documents are found ([DO #100](#) under Director's Orders and [PM 11-03](#) under Policy Memoranda). There is also a very helpful document called "[Things to know about National Park Service policy and the Directives System](#)" under Policy Development).

I am here until 3:00pm today then have to catch my flight.

Alma

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**Alma Ripps**  
**Chief, Office of Policy**  
**National Park Service**  
**1849 C Street, NW, Room 2660**  
**Washington, DC 20240**  
**202-354-3950 (main)**  
**202-354-3951 (direct)**

Fwd\_ Water Bottle\_DO 100 release.pdf

**From:** [Skipwith, Aurelia](#)  
**To:** [Bob Vogel](#)  
**Cc:** [Maureen Foster](#); [Jennifer Wyse](#); [Alma Ripps](#)  
**Subject:** Fwd: Water Bottle/DO 100 release  
**Date:** Friday, August 11, 2017 12:19:24 PM  
**Attachments:** [DO100 and Water Bottle Policy Rescinded V.3.docx](#)

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Bob,

I need originals for Todd's signature. Would this be something that's already in the queue and be available by COB today? If not, I need by 8:00 am Monday. Please let me know. Thank you.

**Aurelia Skipwith**

Deputy Assistant Secretary  
for Fish and Wildlife and Parks

U.S. Department of Interior  
1849 C Street, NW, Room 3148  
Washington, DC 20240  
(202) 208-5837

----- Forwarded message -----

**From:** **Willens, Todd** <[todd\\_willens@ios.doi.gov](mailto:todd_willens@ios.doi.gov)>  
**Date:** Fri, Aug 11, 2017 at 1:45 PM  
**Subject:** Fwd: Water Bottle/DO 100 release  
**To:** Maureen Foster <[maureen\\_foster@ios.doi.gov](mailto:maureen_foster@ios.doi.gov)>, "Skipwith, Aurelia" <[aurelia\\_skipwith@ios.doi.gov](mailto:aurelia_skipwith@ios.doi.gov)>

Maureen and Aurelia, I will need the originals ready for signature on Monday morning.

**Todd Willens**  
Assistant Deputy Secretary  
Acting Assistant Secretary for Fish and Wildlife and Parks  
U.S. Department of the Interior  
1849 C Street, NW -- MIB Room 6116  
Washington, DC 20240  
office: 202-208-6291

NOTE: *Every email I send or receive is subject to release under the Freedom of Information Act.*

----- Forwarded message -----

**From:** **Newell, Russell** <[russell\\_newell@ios.doi.gov](mailto:russell_newell@ios.doi.gov)>  
**Date:** Fri, Aug 11, 2017 at 1:34 PM  
**Subject:** Water Bottle/DO 100 release  
**To:** David Bernhardt <<sup>(b) (6) - Dep Sec Bernhardt</sup>[ios.doi.gov](mailto:ios.doi.gov)>, Scott Hommel <[scott\\_hommel@ios.doi.gov](mailto:scott_hommel@ios.doi.gov)>, "Magallanes, Downey" <[downey\\_magallanes@ios.doi.gov](mailto:downey_magallanes@ios.doi.gov)>, Todd Willens <[todd\\_willens@ios.doi.gov](mailto:todd_willens@ios.doi.gov)>, Daniel Jorjani <[daniel.jorjani@sol.doi.gov](mailto:daniel.jorjani@sol.doi.gov)>  
**Cc:** Laura Rigas <[laura\\_rigas@ios.doi.gov](mailto:laura_rigas@ios.doi.gov)>, Heather Swift <[heather\\_swift@ios.doi.gov](mailto:heather_swift@ios.doi.gov)>, "Ross, Paul" <[paul\\_ross@ios.doi.gov](mailto:paul_ross@ios.doi.gov)>

All - attached and below is a draft press release announcing that we're rescinding the water

bottle policy and Director's Order 100.

The quotes in it are from the Dep Sec.

We are targeting Monday morning to send this out.

Please review and send us any edits or thoughts.

v/r

russell

Date: August 14, 2017

Contact: [Interior\\_Press@ios.doi.gov](mailto:Interior_Press@ios.doi.gov)

## **Department Revokes National Park Service Director's Order #100 and Highly Criticized Water Bottle Policy**

*Policies rescinded as Department looks toward next 100 years of service to the American people*

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### **Policy Memorandum 11-03**

In its commitment to providing a safe and world-class visitor experience, the Department is overturning Policy Memorandum 11-03, commonly referred to as the “Water Bottle Ban.” The policy was criticized for its possible effects on visitor safety by limiting hydration options for recreationalists and hikers, as well as other visitors, such as diabetics who may rely on the availability of bottled water. The ban removed the healthiest beverage choice at a variety of parks while leaving sugary drinks available through concessionaires.

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Director’s Order #100 was developed as an internal guidance document for NPS employees to shape resource stewardship in the 21st century. But as U.S. Secretary of the Interior Ryan Zinke leads a new, comprehensive initiative to identify Departmental priorities and to reorganize the agency for the next 100 years, Director’s Order #100 has become obsolete.

“Departmental leadership has a very clear vision for the future of Interior and our nation’s unparalleled national parks,” Bernhardt said. “Revoking Director’s Order #100, which was put in place at the tail-end of the previous Administration, eliminates confusion among the public and NPS employees regarding current National Park Service Policy as we implement that vision for the benefit of generations to come.”

The rescinding of Director’s order #100, which was put into effect on December 20, 2016, is effective immediately.

###

---

[RPR1]Need to verify this number before release.

Russell Newell  
Deputy Director of Communications  
U.S. Department of the Interior  
(202) 208-6232  
@Interior



DO100 and Water Bottle Policy Rescinded V.3.pdf



OFFICE OF THE SECRETARY  
**U.S. Department  
of the Interior**

[www.doi.gov](http://www.doi.gov)

## News Release

Date: August 14, 2017

Contact: [Interior\\_Press@ios.doi.gov](mailto:Interior_Press@ios.doi.gov)

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###

DRAFT

Re\_ Water Bottle\_DO 100 release.pdf

**From:** [Ripps, Alma](#)  
**To:** [Skipwith, Aurelia](#)  
**Cc:** [Bob Vogel](#); [Maureen Foster](#); [Jennifer Wyse](#)  
**Subject:** Re: Water Bottle/DO 100 release  
**Date:** Friday, August 11, 2017 12:39:59 PM

---

The NPS has never seen the rescission notices, Maureen has them I think.

Alma

(Acting Chief of Staff - August 7-11, 2017)

---

**Alma Ripps**  
**Chief, Office of Policy**  
**National Park Service**  
**1849 C Street, NW, Room 2660**  
**Washington, DC 20240**  
**202-354-3950 (main)**  
**202-354-3951 (direct)**

On Fri, Aug 11, 2017 at 2:18 PM, Skipwith, Aurelia <[aurelia\\_skipwith@ios.doi.gov](mailto:aurelia_skipwith@ios.doi.gov)> wrote:

Bob,

I need originals for Todd's signature. Would this be something that's already in the queue and be available by COB today? If not, I need by 8:00 am Monday. Please let me know. Thank you.

**Aurelia Skipwith**

Deputy Assistant Secretary  
for Fish and Wildlife and Parks

U.S. Department of Interior  
1849 C Street, NW, Room 3148  
Washington, DC 20240  
(202) 208-5837

----- Forwarded message -----

**From:** **Willens, Todd** <[todd\\_willens@ios.doi.gov](mailto:todd_willens@ios.doi.gov)>  
**Date:** Fri, Aug 11, 2017 at 1:45 PM  
**Subject:** Fwd: Water Bottle/DO 100 release  
**To:** Maureen Foster <[maureen\\_foster@ios.doi.gov](mailto:maureen_foster@ios.doi.gov)>, "Skipwith, Aurelia" <[aurelia\\_skipwith@ios.doi.gov](mailto:aurelia_skipwith@ios.doi.gov)>

Maureen and Aurelia, I will need the originals ready for signature on Monday morning.

**Todd Willens**  
Assistant Deputy Secretary  
Acting Assistant Secretary for Fish and Wildlife and Parks  
U.S. Department of the Interior  
1849 C Street, NW -- MIB Room 6116  
Washington, DC 20240  
office: 202-208-6291

NOTE: Every email I send or receive is subject to release under the Freedom of Information Act.

----- Forwarded message -----

From: **Newell, Russell** <[russell\\_newell@ios.doi.gov](mailto:russell_newell@ios.doi.gov)>

Date: Fri, Aug 11, 2017 at 1:34 PM

Subject: Water Bottle/DO 100 release

To: David Bernhardt <<sup>(b) (6) - Dep Sec Bernhardt</sup>[ios.doi.gov](mailto:ios.doi.gov)>, Scott Hommel

<[scott\\_hommel@ios.doi.gov](mailto:scott_hommel@ios.doi.gov)>, "Magallanes, Downey" <[downey\\_magallanes@ios.doi.gov](mailto:downey_magallanes@ios.doi.gov)>,

Todd Willens <[todd\\_willens@ios.doi.gov](mailto:todd_willens@ios.doi.gov)>, Daniel Jorjani <[daniel.jorjani@sol.doi.gov](mailto:daniel.jorjani@sol.doi.gov)>

Cc: Laura Rigas <[laura\\_rigas@ios.doi.gov](mailto:laura_rigas@ios.doi.gov)>, Heather Swift <[heather\\_swift@ios.doi.gov](mailto:heather_swift@ios.doi.gov)>,

"Ross, Paul" <[paul\\_ross@ios.doi.gov](mailto:paul_ross@ios.doi.gov)>

All - attached and below is a draft press release announcing that we're rescinding the water bottle policy and Director's Order 100.

The quotes in it are from the Dep Sec.

We are targeting Monday morning to send this out.

Please review and send us any edits or thoughts.

v/r

russell

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Contact: [Interior\\_Press@ios.doi.gov](mailto:Interior_Press@ios.doi.gov)

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Russell Newell  
Deputy Director of Communications  
U.S. Department of the Interior  
(202) 208-6232  
@Interior

Re\_ Water Bottle\_DO 100 release(1).pdf

**From:** [Ripps, Alma](#)  
**To:** [Skipwith, Aurelia](#)  
**Cc:** [Bob Vogel](#); [Maureen Foster](#); [Jennifer Wyse](#)  
**Subject:** Re: Water Bottle/DO 100 release  
**Date:** Friday, August 11, 2017 12:59:43 PM

---

I believe the correct number of parks is 23 not 22, but trying to confirm that.

Bob--sent email to Shawn Bengel on this, but no answer as of yet. Might want to double check with him.

Alma

(Acting Chief of Staff - August 7-11, 2017)

---

**Alma Ripps**  
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**Subject:** Fwd: Water Bottle/DO 100 release  
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Date: Fri, Aug 11, 2017 at 1:34 PM  
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To: David Bernhardt <(b) (6) - Dep Sec Bernhardt@ios.doi.gov>, Scott Hommel <[scott\\_hommel@ios.doi.gov](mailto:scott_hommel@ios.doi.gov)>, "Magallanes, Downey" <[downey\\_magallanes@ios.doi.gov](mailto:downey_magallanes@ios.doi.gov)>, Todd Willens <[todd\\_willens@ios.doi.gov](mailto:todd_willens@ios.doi.gov)>, Daniel Jorjani <[daniel.jorjani@sol.doi.gov](mailto:daniel.jorjani@sol.doi.gov)>  
Cc: Laura Rigas <[laura\\_rigas@ios.doi.gov](mailto:laura_rigas@ios.doi.gov)>, Heather Swift <[heather\\_swift@ios.doi.gov](mailto:heather_swift@ios.doi.gov)>, "Ross, Paul" <[paul\\_ross@ios.doi.gov](mailto:paul_ross@ios.doi.gov)>

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Russell Newell  
Deputy Director of Communications  
U.S. Department of the Interior  
(202) 208-6232  
@Interior

Re\_ Urgent question.pdf

**From:** [Shawn Benge](#)  
**To:** [Ripps, Alma](#)  
**Cc:** [April Slayton](#)  
**Subject:** Re: Urgent question  
**Date:** Friday, August 11, 2017 1:34:39 PM

---

No. 23. PFMD is getting list to April

Shawn Benge

Sent from my iPhone

On Aug 11, 2017, at 2:45 PM, Ripps, Alma <[alma\\_ripps@nps.gov](mailto:alma_ripps@nps.gov)> wrote:

In terms of the water bottle implementation, is this true? Is that the right number?

Currently only 22<sup>[RPR1]</sup> of the 417 National Park Sites have implemented the policy.

Fwd\_ Requested by April Slayton\_ List of parks ....pdf

**From:** [Shawn Benge](#)  
**To:** [Alma Ripps](#)  
**Subject:** Fwd: Requested by April Slayton: List of parks participating in Disposable Plastic Water Bottle Sales Elimination Programs (DPWB SEPs)  
**Date:** Friday, August 11, 2017 1:37:29 PM  
**Attachments:** [ATT00001.htm](#)  
[List of the 24 NPS Parks with Formal Approval to Implement Disposable Plastic Water Bottle Sales Elimination Programs final.docx](#)

---

Shawn Benge

Sent from my iPhone

Begin forwarded message:

**From:** "Wilbur, Robert" <[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)>  
**Date:** August 11, 2017 at 3:22:45 PM EDT  
**To:** Shawn Benge <[shawn\\_benge@nps.gov](mailto:shawn_benge@nps.gov)>  
**Cc:** Michael Caldwell <[mike\\_caldwell@nps.gov](mailto:mike_caldwell@nps.gov)>, Joseph Salvatore <[joseph\\_salvatore@nps.gov](mailto:joseph_salvatore@nps.gov)>  
**Subject:** Requested by April Slayton: List of parks participating in Disposable Plastic Water Bottle Sales Elimination Programs (DPWB SEPs)

Shawn,

April Slayton requested the attached list of parks participating in our Disposable Plastic Water Bottle Sales Elimination Programs (DPWB SEPs). Please be advised our 12 July 2017 briefing statement indicated 23 parks participating and this new list has 24 because GOGA was approved by PWR RD ~22 Nov 2016 and it took a while for us to be notified. I plan to share this with April by 4pm local time unless I hear otherwise.

Thanks!

-Bob

**Bob Wilbur, PE, PMP**

U.S. National Park Service - Washington DC Office  
Park Facility Management Division (PFMD), Chief

[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)

Office: 202-513-7034

Mobile: 202-368-7130



Stewart Lee Udall Department of the Interior (DOI) Building  
1849 C Street, NW  
4th Floor - 4500 Corridor (West)  
Mail Stop 4541  
Washington, D.C. 20240

----- Forwarded message -----

From: **Sturniolo, Alfred** <[fred\\_sturniolo@nps.gov](mailto:fred_sturniolo@nps.gov)>  
Date: Fri, Aug 11, 2017 at 2:54 PM  
Subject: Final List attached with date GOGA's program was approved  
To: Robert Wilbur <[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)>  
Cc: Shawn Norton <[Shawn\\_Norton@nps.gov](mailto:Shawn_Norton@nps.gov)>, Joseph Salvatore  
<[joseph\\_salvatore@nps.gov](mailto:joseph_salvatore@nps.gov)>

Bob, Please see final list with approval date for GOGA's program inserted.

Thanks.

Fred Sturniolo

Env. Prot. Spec.

Sustainable Operations and

Climate Change (SOCC) Branch

ph (202)513-7078/fx(202)371-6623

List of the 24 NPS Parks with Formal Approval.pdf

**List of the 24 NPS Parks with Formal Approval to Implement Disposable Plastic Water Bottle Sales Elimination Programs (DPWB SEPs)**

Park #	NPS Region	Park Alpha Code	Park Name
1	IMR	ARCH	Arches National Park
2	IMR	BRCA	Bryce Canyon National Park
3	IMR	CANY	Canyonlands National Park
4	IMR	COLM	Colorado National Monument
5	IMR	FOLA	Fort Laramie National Historic Site
6	IMR	GRCA	Grand Canyon National Park
7	IMR	PECO	Pecos National Historical Park
8	IMR	PEFO	Petrified Forest National Park
9	IMR	SAAN	San Antonio Missions National Historical Park
10	IMR	SAGU	Saguaro National Park
11	IMR	SAPU	Salinas Pueblo Missions National Monument
12	IMR	TICA	Timpanogos Cave National Monument
13	IMR	ZION	Zion National Park
14	MWR	MORU	Mount Rushmore National Park
15	MWR	WICA	Wind Cave National Monument
16	NCR	ANTI	Antietam National Battlefield
17	SER	BISC	Biscayne National Park
18	SER	CAHA	Cape Hatteras National Seashore
19	SER	FORA	Fort Raleigh National Historic Site
20	SER	FOSU	Fort Sumter National Monument
21	SER	MACA	Mammoth Cave National Park
22	SER	WRBR	Wright Brothers National Memorial
23	PWR	MORA	Mount Rainier National Park
24	PWR	GOGA	Golden Gate National Recreation Area*

\*Approval granted by PWR Regional Director 11/22/2016

Re\_ Requested by April Slayton\_ List of parks p....pdf

**From:** [Alma Ripps](#)  
**To:** [Shawn Benge](#)  
**Subject:** Re: Requested by April Slayton: List of parks participating in Disposable Plastic Water Bottle Sales Elimination Programs (DPWB SEPs)  
**Date:** Friday, August 11, 2017 1:40:58 PM

---

So 24

Alma

On Aug 11, 2017, at 3:37 PM, Shawn Benge <[shawn\\_benge@nps.gov](mailto:shawn_benge@nps.gov)> wrote:

Shawn Benge

Sent from my iPhone

Begin forwarded message:

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Env. Prot. Spec.

Sustainable Operations and

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ph (202)513-7078/fx(202)371-6623

<mime-attachment.html>

<List of the 24 NPS Parks with Formal Approval to Implement Disposable Plastic Water Bottle Sales Elimination Programs\_final.docx>

Re\_ Urgent question(1).pdf

**From:** [Alma Ripps](#)  
**To:** [Shawn Benge](#)  
**Subject:** Re: Urgent question  
**Date:** Friday, August 11, 2017 1:46:10 PM

---

Isn't it 24 according to Bob Wilbur note????

Alma

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---

Appears that way.

I would suggest we call GOGA to see where they are in implementation before we decide on numbers. Will have my folks to that and report back to you and April.

Apparently we just learned about GOGA. FYI I am boarding a flight in 15 min.

Bob Wilbur is the guy. Will land at 6:30 if you need me.

Shawn Benge

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**Date:** August 11, 2017 at 3:22:45 PM EDT  
**To:** Shawn Benge <[shawn\\_benge@nps.gov](mailto:shawn_benge@nps.gov)>  
**Cc:** Michael Caldwell <[mike\\_caldwell@nps.gov](mailto:mike_caldwell@nps.gov)>, Joseph Salvatore <[joseph\\_salvatore@nps.gov](mailto:joseph_salvatore@nps.gov)>  
**Subject:** Requested by April Slayton: List of parks participating in Disposable Plastic Water Bottle Sales Elimination Programs (DPWB SEPs)

Shawn,

April Slayton requested the attached list of parks

participating in our Disposable Plastic Water Bottle Sales Elimination Programs (DPWB SEPs). Please be advised our 12 July 2017 briefing statement indicated 23 parks participating and this new list has 24 because GOGA was approved by PWR RD ~22 Nov 2016 and it took a while for us to be notified. I plan to share this with April by 4pm local time unless I hear otherwise.

Thanks!

-Bob

### Bob Wilbur, PE, PMP

U.S. National Park Service - Washington DC Office  
Park Facility Management Division (PFMD), Chief  
[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)  
Office: 202-513-7034  
Mobile: 202-368-7130



Stewart Lee Udall Department of the Interior (DOI) Building  
1849 C Street, NW  
4th Floor - 4500 Corridor (West)  
Mail Stop 4541  
Washington, D.C. 20240

----- Forwarded message -----

From: **Sturniolo, Alfred** <[fred\\_sturniolo@nps.gov](mailto:fred_sturniolo@nps.gov)>  
Date: Fri, Aug 11, 2017 at 2:54 PM  
Subject: Final List attached with date GOGA's program was approved  
To: Robert Wilbur <[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)>  
Cc: Shawn Norton <[Shawn\\_Norton@nps.gov](mailto:Shawn_Norton@nps.gov)>, Joseph Salvatore <[joseph\\_salvatore@nps.gov](mailto:joseph_salvatore@nps.gov)>

Bob, Please see final list with approval date for GOGA's program inserted. Thanks.

Fred Sturniolo

Env. Prot. Spec.

Sustainable Operations and

Climate Change (SOCC) Branch

ph (202)513-7078/fx(202)371-6623

<mime-attachment.html>

<List of the 24 NPS Parks with Formal Approval to Implement  
Disposable Plastic Water Bottle Sales Elimination  
Programs\_final.docx>

Fwd\_ Requested by April Slayton\_ List of parks ...(1).pdf

**From:** [Alma Ripps](mailto:Alma Ripps)  
**To:** [april\\_slayton@nps.gov](mailto:april_slayton@nps.gov)  
**Subject:** Fwd: Requested by April Slayton: List of parks participating in Disposable Plastic Water Bottle Sales Elimination Programs (DPWB SEPs)  
**Date:** Friday, August 11, 2017 1:48:20 PM

---

Aurelia needs to know exact number of parks for their press release. Once you confirm can you send both of us an email? Running out the door.

Alma

Begin forwarded message:

**From:** Shawn Bengé <[shawn\\_benge@nps.gov](mailto:shawn_benge@nps.gov)>  
**Date:** August 11, 2017 at 3:46:08 PM EDT  
**To:** Alma Ripps <[alma\\_ripps@nps.gov](mailto:alma_ripps@nps.gov)>  
**Subject: Re: Requested by April Slayton: List of parks participating in Disposable Plastic Water Bottle Sales Elimination Programs (DPWB SEPs)**

Appears that way.

I would suggest we call GOGA to see where they are in implementation before we decide on numbers. Will have my folks to that and report back to you and April.

Apparently we just learned about GOGA. FYI I am boarding a flight in 15 min.

Bob Wilbur is the guy. Will land at 6:30 if you need me.

Shawn Bengé

Sent from my iPhone

On Aug 11, 2017, at 3:40 PM, Alma Ripps <[alma\\_ripps@nps.gov](mailto:alma_ripps@nps.gov)> wrote:

So 24

Alma

On Aug 11, 2017, at 3:37 PM, Shawn Bengé <[shawn\\_benge@nps.gov](mailto:shawn_benge@nps.gov)> wrote:

Shawn Bengé

Sent from my iPhone

Begin forwarded message:

**From:** "Wilbur, Robert"  
<[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)>  
**Date:** August 11, 2017 at 3:22:45 PM EDT  
**To:** Shawn Bengé  
<[shawn\\_benge@nps.gov](mailto:shawn_benge@nps.gov)>  
**Cc:** Michael Caldwell  
<[mike\\_caldwell@nps.gov](mailto:mike_caldwell@nps.gov)>, Joseph  
Salvatore <[joseph\\_salvatore@nps.gov](mailto:joseph_salvatore@nps.gov)>  
**Subject: Requested by April Slayton: List  
of parks participating in Disposable  
Plastic Water Bottle Sales Elimination  
Programs (DPWB SEPs)**

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-Bob

**Bob Wilbur, PE, PMP**

U.S. National Park Service - Washington DC Office  
Park Facility Management Division (PFMD), Chief

[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)

Office: 202-513-7034

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Stewart Lee Udall Department of the Interior (DOI)  
Building  
1849 C Street, NW  
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Mail Stop 4541  
Washington, D.C. 20240

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**From: Sturniolo, Alfred**  
<[fred\\_sturniolo@nps.gov](mailto:fred_sturniolo@nps.gov)>  
**Date:** Fri, Aug 11, 2017 at 2:54 PM  
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GOGA's program was approved  
**To:** Robert Wilbur  
<[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)>  
**Cc:** Shawn Norton  
<[Shawn\\_Norton@nps.gov](mailto:Shawn_Norton@nps.gov)>, Joseph  
Salvatore <[joseph\\_salvatore@nps.gov](mailto:joseph_salvatore@nps.gov)>

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Fred Sturniolo

Env. Prot. Spec.

Sustainable Operations and

Climate Change (SOCC) Branch

ph (202)513-7078/fx(202)371-6623

<mime-attachment.html>

<List of the 24 NPS Parks with Formal Approval to  
Implement Disposable Plastic Water Bottle Sales  
Elimination Programs\_final.docx>

Re\_ Urgent question(2).pdf

**From:** [Alma Ripps](#)  
**To:** [Shawn Benge](#)  
**Subject:** Re: Urgent question  
**Date:** Friday, August 11, 2017 2:01:49 PM

---

Got it

Alma

On Aug 11, 2017, at 3:49 PM, Shawn Benge <[shawn\\_benge@nps.gov](mailto:shawn_benge@nps.gov)> wrote:

Well, that would be true for "approved" but I thought your question was "implemented".

Shawn Benge

Sent from my iPhone

On Aug 11, 2017, at 3:46 PM, Alma Ripps <[alma\\_ripps@nps.gov](mailto:alma_ripps@nps.gov)> wrote:

Isn't it 24 according to Bob Wilbur note????

Alma

On Aug 11, 2017, at 3:34 PM, Shawn Benge <[shawn\\_benge@nps.gov](mailto:shawn_benge@nps.gov)> wrote:

No. 23. PFMD is getting list to April

Shawn Benge

Sent from my iPhone

On Aug 11, 2017, at 2:45 PM, Ripps, Alma <[alma\\_ripps@nps.gov](mailto:alma_ripps@nps.gov)> wrote:

In terms of the water bottle implementation, is this true? Is that the right number?

Currently only 22<sup>[RPR1]</sup> of the 417 National Park Sites have implemented the policy.

Fwd\_ Urgent question.pdf

**From:** [Alma Ripps](#)  
**To:** [april\\_slayton@nps.gov](mailto:april_slayton@nps.gov)  
**Subject:** Fwd: Urgent question  
**Date:** Friday, August 11, 2017 2:01:55 PM

---

Alma

Begin forwarded message:

**From:** Shawn Bengé <[shawn\\_benge@nps.gov](mailto:shawn_benge@nps.gov)>  
**Date:** August 11, 2017 at 3:49:15 PM EDT  
**To:** Alma Ripps <[alma\\_ripps@nps.gov](mailto:alma_ripps@nps.gov)>  
**Subject: Re: Urgent question**

Well, that would be true for "approved" but I thought your question was "implemented".

Shawn Bengé

Sent from my iPhone

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Re\_ Water Bottle\_DO 100 release(2).pdf

**From:** [Aurelia Skipwith](#)  
**To:** [Bob Vogel](#)  
**Cc:** [Maureen Foster](#); [Jennifer Wyse](#); [Ripps, Alma](#)  
**Subject:** Re: Water Bottle/DO 100 release  
**Date:** Friday, August 11, 2017 3:03:33 PM

---

Bob,

Please let me know as soon as you find out the number of parks. I need to know by Sunday 12pm. Thank you.

Aurelia Skipwith  
Deputy Assistant Secretary  
for Fish and Wildlife and Parks

U.S. Department of Interior  
1849 C Street NW, Room 3148  
Washington, DC 20240  
202-208-5837

On Aug 11, 2017, at 2:59 PM, Ripps, Alma <[alma\\_ripps@nps.gov](mailto:alma_ripps@nps.gov)> wrote:

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Bob--sent email to Shawn Bengel on this, but no answer as of yet. Might want to double check with him.

Alma

(Acting Chief of Staff - August 7-11, 2017)

---

**Alma Ripps**  
**Chief, Office of Policy**  
**National Park Service**  
**1849 C Street, NW, Room 2660**  
**Washington, DC 20240**  
**202-354-3950 (main)**  
**202-354-3951 (direct)**

On Fri, Aug 11, 2017 at 2:18 PM, Skipwith, Aurelia  
<[aurelia\\_skipwith@ios.doi.gov](mailto:aurelia_skipwith@ios.doi.gov)> wrote:

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I need originals for Todd's signature. Would this be something that's already in the queue and be available by COB today? If not, I need by 8:00 am Monday. Please let me know. Thank you.

**Aurelia Skipwith**  
Deputy Assistant Secretary  
for Fish and Wildlife and Parks

U.S. Department of Interior  
1849 C Street, NW, Room 3148  
Washington, DC 20240

(202) 208-5837

----- Forwarded message -----

From: **Willens, Todd** <[todd\\_willens@ios.doi.gov](mailto:todd_willens@ios.doi.gov)>  
Date: Fri, Aug 11, 2017 at 1:45 PM  
Subject: Fwd: Water Bottle/DO 100 release  
To: Maureen Foster <[maureen\\_foster@ios.doi.gov](mailto:maureen_foster@ios.doi.gov)>, "Skipwith, Aurelia" <[aurelia\\_skipwith@ios.doi.gov](mailto:aurelia_skipwith@ios.doi.gov)>

Maureen and Aurelia, I will need the originals ready for signature on Monday morning.

**Todd Willens**  
Assistant Deputy Secretary  
Acting Assistant Secretary for Fish and Wildlife and Parks  
U.S. Department of the Interior  
1849 C Street, NW -- MIB Room 6116  
Washington, DC 20240  
office: 202-208-6291

NOTE: Every email I send or receive is subject to release under the Freedom of Information Act.

----- Forwarded message -----

From: **Newell, Russell** <[russell\\_newell@ios.doi.gov](mailto:russell_newell@ios.doi.gov)>  
Date: Fri, Aug 11, 2017 at 1:34 PM  
Subject: Water Bottle/DO 100 release  
To: David Bernhardt <(b) (6) - Dep Sec Bernhardt <[ios.doi.gov](mailto:ios.doi.gov)>, Scott Hommel <[scott\\_hommel@ios.doi.gov](mailto:scott_hommel@ios.doi.gov)>, "Magallanes, Downey" <[downey\\_magallanes@ios.doi.gov](mailto:downey_magallanes@ios.doi.gov)>, Todd Willens <[todd\\_willens@ios.doi.gov](mailto:todd_willens@ios.doi.gov)>, Daniel Jorjani <[daniel.jorjani@sol.doi.gov](mailto:daniel.jorjani@sol.doi.gov)>  
Cc: Laura Rigas <[laura\\_rigas@ios.doi.gov](mailto:laura_rigas@ios.doi.gov)>, Heather Swift <[heather\\_swift@ios.doi.gov](mailto:heather_swift@ios.doi.gov)>, "Ross, Paul" <[paul\\_ross@ios.doi.gov](mailto:paul_ross@ios.doi.gov)>

All - attached and below is a draft press release announcing that we're rescinding the water bottle policy and Director's Order 100.

The quotes in it are from the Dep Sec.

We are targeting Monday morning to send this out.

Please review and send us any edits or thoughts.

v/r

russell

Date: August 14, 2017

Contact: [Interior\\_Press@ios.doi.gov](mailto:Interior_Press@ios.doi.gov)

## **Department Revokes National Park Service Director's Order #100 and Highly Criticized Water Bottle Policy**

*Policies rescinded as Department looks toward next 100 years of service to the American people*

WASHINGTON – To ensure the Department and the National Park Service are on the right course to better serve current and future visitors, U.S. Deputy Secretary of the Interior David Bernhardt today announced the rescinding of two National Park Service policies—Director's Order #100 (*Resource Stewardship for the 21<sup>st</sup> Century*) and the highly criticized Policy Memorandum 11-03, which urged parks to ban the sale of plastic water bottles.

### **Policy Memorandum 11-03**

In its commitment to providing a safe and world-class visitor experience, the Department is overturning Policy Memorandum 11-03, commonly referred to as the “Water Bottle Ban.” The policy was criticized for its possible effects on visitor safety by limiting hydration options for recreationalists and hikers, as well as other visitors, such as diabetics who may rely on the availability of bottled water. The ban removed the healthiest beverage choice at a variety of parks while leaving sugary drinks available through concessionaires.

“Rescinding the ban is a testament to the Department’s commitment to the safety and overall experience of everyone who visits a national park,” Bernhardt said. “The policy needed to be overturned because it fell short in too many areas—from safety concerns to ensuring that families have options when they load up their cars to head out for the quintessential National Park experience.”

Currently only 22<sup>[RPR1]</sup> of the 417 National Park Sites have implemented the policy. The revocation of the memorandum, which was put in place on December 14, 2011, is effective immediately.

## **Director's Order #100**

Director's Order #100 was developed as an internal guidance document for NPS employees to shape resource stewardship in the 21st century. But as U.S. Secretary of the Interior Ryan Zinke leads a new, comprehensive initiative to identify Departmental priorities and to reorganize the agency for the next 100 years, Director's Order #100 has become obsolete.

“Departmental leadership has a very clear vision for the future of Interior and our nation's unparalleled national parks,” Bernhardt said. “Revoking Director's Order #100, which was put in place at the tail-end of the previous Administration, eliminates confusion among the public and NPS employees regarding current National Park Service Policy as we implement that vision for the benefit of generations to come.”

The rescinding of Director's order #100, which was put into effect on December 20, 2016, is effective immediately.

###

---

[RPR1]Need to verify this number before release.

Russell Newell  
Deputy Director of Communications  
U.S. Department of the Interior  
(202) 208-6232  
@Interior

Re\_ Water Bottle\_DO 100 release(3).pdf

**From:** [Alma Ripps](#)  
**To:** [Aurelia Skipwith](#)  
**Cc:** [Bob Vogel](#); [Maureen Foster](#); [Jennifer Wyse](#); [april\\_slayton@nps.gov](mailto:april_slayton@nps.gov)  
**Subject:** Re: Water Bottle/DO 100 release  
**Date:** Friday, August 11, 2017 3:32:13 PM

---

April Slayton in our comms office was double checking on this. I think 24 parks have been approved, but only 23 have implemented the guidance. So if you use the language in the press release it would be 23.

April-when you get this clarified can you respond to Aurelia?

Alma

On Aug 11, 2017, at 5:03 PM, Aurelia Skipwith <[aurelia\\_skipwith@ios.doi.gov](mailto:aurelia_skipwith@ios.doi.gov)> wrote:

Bob,

Please let me know as soon as you find out the number of parks. I need to know by Sunday 12pm. Thank you.

Aurelia Skipwith  
Deputy Assistant Secretary  
for Fish and Wildlife and Parks

U.S. Department of Interior  
1849 C Street NW, Room 3148  
Washington, DC 20240  
202-208-5837

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Bob--sent email to Shawn Bengé on this, but no answer as of yet. Might want to double check with him.

Alma

(Acting Chief of Staff - August 7-11, 2017)

---

**Alma Ripps**  
**Chief, Office of Policy**  
**National Park Service**  
**1849 C Street, NW, Room 2660**  
**Washington, DC 20240**  
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**202-354-3951 (direct)**

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Deputy Assistant Secretary  
for Fish and Wildlife and Parks

U.S. Department of Interior  
1849 C Street, NW, Room 3148  
Washington, DC 20240  
(202) 208-5837

----- Forwarded message -----

From: **Willens, Todd** <[todd\\_willens@ios.doi.gov](mailto:todd_willens@ios.doi.gov)>

Date: Fri, Aug 11, 2017 at 1:45 PM

Subject: Fwd: Water Bottle/DO 100 release

To: Maureen Foster <[maureen\\_foster@ios.doi.gov](mailto:maureen_foster@ios.doi.gov)>, "Skipwith, Aurelia" <[aurelia\\_skipwith@ios.doi.gov](mailto:aurelia_skipwith@ios.doi.gov)>

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----- Forwarded message -----

From: **Newell, Russell** <[russell\\_newell@ios.doi.gov](mailto:russell_newell@ios.doi.gov)>

Date: Fri, Aug 11, 2017 at 1:34 PM

Subject: Water Bottle/DO 100 release

To: David Bernhardt <(b) (6) - Dep Sec Bernhardt <[ios.doi.gov](mailto:ios.doi.gov)>, Scott Hommel <[scott\\_hommel@ios.doi.gov](mailto:scott_hommel@ios.doi.gov)>, "Magallanes, Downey" <[downey\\_magallanes@ios.doi.gov](mailto:downey_magallanes@ios.doi.gov)>, Todd Willens <[todd\\_willens@ios.doi.gov](mailto:todd_willens@ios.doi.gov)>, Daniel Jorjani <[daniel.jorjani@sol.doi.gov](mailto:daniel.jorjani@sol.doi.gov)>  
Cc: Laura Rigas <[laura\\_rigas@ios.doi.gov](mailto:laura_rigas@ios.doi.gov)>, Heather Swift <[heather\\_swift@ios.doi.gov](mailto:heather_swift@ios.doi.gov)>, "Ross, Paul" <[paul\\_ross@ios.doi.gov](mailto:paul_ross@ios.doi.gov)>

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“Departmental leadership has a very clear vision for the future of Interior and our nation’s unparalleled national parks,” Bernhardt said. “Revoking Director’s Order #100, which was put in place at the tail-end of the previous Administration, eliminates confusion among the public and NPS employees regarding current National Park Service Policy as we implement that vision for the benefit of generations to come.”

The rescinding of Director’s order #100, which was put into effect on December 20, 2016, is effective immediately.

###

---

[RPR1]Need to verify this number before release.

Russell Newell  
Deputy Director of Communications  
U.S. Department of the Interior  
(202) 208-6232  
@Interior

Re\_ Water Bottle\_DO 100 release(4).pdf

**From:** [Bob Vogel](#)  
**To:** [Aurelia Skipwith](#)  
**Cc:** [Maureen Foster](#); [Jennifer Wyse](#); [Ripps, Alma](#)  
**Subject:** Re: Water Bottle/DO 100 release  
**Date:** Friday, August 11, 2017 4:02:01 PM

---

It is 23

Sent from my iPhone

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U.S. Department of Interior  
1849 C Street NW, Room 3148  
Washington, DC 20240  
202-208-5837

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(Acting Chief of Staff - August 7-11, 2017)

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**Alma Ripps**  
**Chief, Office of Policy**  
**National Park Service**  
**1849 C Street, NW, Room 2660**  
**Washington, DC 20240**  
**202-354-3950 (main)**  
**202-354-3951 (direct)**

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<[aurelia\\_skipwith@ios.doi.gov](mailto:aurelia_skipwith@ios.doi.gov)> wrote:

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Deputy Assistant Secretary  
for Fish and Wildlife and Parks

U.S. Department of Interior  
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Washington, DC 20240  
(202) 208-5837

----- Forwarded message -----

From: **Willens, Todd** <[todd\\_willens@ios.doi.gov](mailto:todd_willens@ios.doi.gov)>  
Date: Fri, Aug 11, 2017 at 1:45 PM  
Subject: Fwd: Water Bottle/DO 100 release  
To: Maureen Foster <[maureen\\_foster@ios.doi.gov](mailto:maureen_foster@ios.doi.gov)>, "Skipwith, Aurelia" <[aurelia\\_skipwith@ios.doi.gov](mailto:aurelia_skipwith@ios.doi.gov)>

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From: **Newell, Russell** <[russell\\_newell@ios.doi.gov](mailto:russell_newell@ios.doi.gov)>  
Date: Fri, Aug 11, 2017 at 1:34 PM  
Subject: Water Bottle/DO 100 release  
To: David Bernhardt <<sup>(b) (6) - Dep Sec Bernhardt</sup>[ios.doi.gov](mailto:ios.doi.gov)>, Scott Hommel <[scott\\_hommel@ios.doi.gov](mailto:scott_hommel@ios.doi.gov)>, "Magallanes, Downey" <[downey\\_magallanes@ios.doi.gov](mailto:downey_magallanes@ios.doi.gov)>, Todd Willens <[todd\\_willens@ios.doi.gov](mailto:todd_willens@ios.doi.gov)>, Daniel Jorjani <[daniel.jorjani@sol.doi.gov](mailto:daniel.jorjani@sol.doi.gov)>  
Cc: Laura Rigas <[laura\\_rigas@ios.doi.gov](mailto:laura_rigas@ios.doi.gov)>, Heather Swift <[heather\\_swift@ios.doi.gov](mailto:heather_swift@ios.doi.gov)>, "Ross, Paul" <[paul\\_ross@ios.doi.gov](mailto:paul_ross@ios.doi.gov)>

All - attached and below is a draft press release announcing that we're rescinding the water bottle policy and Director's Order 100.

The quotes in it are from the Dep Sec.

We are targeting Monday morning to send this out.

Please review and send us any edits or thoughts.

v/r

russell

Date: August 14, 2017

Contact: [Interior\\_Press@ios.doi.gov](mailto:Interior_Press@ios.doi.gov)

## **Department Revokes National Park Service Director's Order #100 and Highly Criticized Water Bottle Policy**

*Policies rescinded as Department looks toward next 100 years of  
service to the American people*

WASHINGTON – To ensure the Department and the National Park Service are on the right course to better serve current and future visitors, U.S. Deputy Secretary of the Interior David Bernhardt today announced the rescinding of two National Park Service policies—Director's Order #100 (*Resource Stewardship for the 21<sup>st</sup> Century*) and the highly criticized Policy Memorandum 11-03, which urged parks to ban the sale of plastic water bottles.

### **Policy Memorandum 11-03**

In its commitment to providing a safe and world-class visitor experience, the Department is overturning Policy Memorandum 11-03, commonly referred to as the “Water Bottle Ban.” The policy was criticized for its possible effects on visitor safety by limiting hydration options for recreationalists and hikers, as well as other visitors, such as diabetics who may rely on the availability of bottled water. The ban removed the healthiest beverage choice at a variety of parks while leaving sugary drinks available through concessionaires.

“Rescinding the ban is a testament to the Department’s commitment to the safety and overall experience of everyone who visits a national park,” Bernhardt said. “The policy needed to be overturned because it fell short in too many areas—from safety concerns to ensuring that families have options when they load up their cars to head out for the quintessential National Park experience.”

Currently only 22<sup>[RPR1]</sup> of the 417 National Park Sites have implemented the policy. The revocation of the memorandum, which was put in place on December 14, 2011, is effective immediately.

### **Director’s Order #100**

Director’s Order #100 was developed as an internal guidance document for NPS employees to shape resource stewardship in the 21st century. But as U.S. Secretary of the Interior Ryan Zinke leads a new, comprehensive initiative to identify Departmental priorities and to reorganize the agency for the next 100 years, Director’s Order #100 has become obsolete.

“Departmental leadership has a very clear vision for the future of Interior and our nation’s unparalleled national parks,” Bernhardt said. “Revoking Director’s Order #100, which was put in place at the tail-end of the previous Administration, eliminates confusion among the public and NPS employees regarding current National Park Service Policy as we implement that vision for the benefit of generations to come.”

The rescinding of Director’s order #100, which was put into effect on December 20, 2016, is effective immediately.

###

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[RPR1]Need to verify this number before release.

Russell Newell  
Deputy Director of Communications  
U.S. Department of the Interior  
(202) 208-6232  
@Interior

As requested by April Slayton\_ List of parks pa....pdf

**From:** [Wilbur, Robert](#)  
**To:** [Slayton, April](#)  
**Cc:** [Shawn Bengel](#); [Michael Caldwell](#); [Shawn Norton](#); [Sturniolo, Alfred](#); [Joseph Salvatore](#); [Alma Ripps](#); [Laura Castellini](#)  
**Subject:** As requested by April Slayton: List of parks participating in the Disposable Plastic Water Bottle Recycling and Reduction Program  
**Date:** Friday, August 11, 2017 4:20:16 PM  
**Attachments:** [List of the 24 NPS Parks with Formal Approval to Implement DPWB-RecyclingAndReductionProgram-11Aug2017.docx](#)  
[Policy on Disposable Plastic Water Bottles-14Dec2014.pdf](#)  
[Disposable.Plastic.Water.Bottle.Briefing.Statement\\_7.12.2017.docx](#)

---

Good evening April!

Attached is our list of parks that participate in the Disposable Plastic Water Bottle Recycling and Reduction Program.

In our July 12th, 2017 briefing statement we indicated 23 parks were participating in the program. As you can see from the attached list, we indicate 24 parks are approved for participation. The most recent park, GOGA, was approved by their PWR RD o/a Nov 22nd, 2016. I believe the reason we indicated 23 participating parks in July was because GOGA halted implementation of their program based on informal discussions between PFMD (Fred Sturniolo) and GOGA (Laura Castellini - GOGA Sustainability Coordinator). As per my discussions with Laura Castellini of about an hour ago, implementation at GOGA is STILL on hold and they continue to sell water in disposable plastic water bottles at this time. I recommended GOGA continue to hold off on implementation of the program until we have a definitive solicitor's opinion from the Department.

Please call me on Monday morning if you have any questions, concerns, or need more information.

Thanks!

-Bob

**Bob Wilbur, PE, PMP**

U.S. National Park Service - Washington DC Office  
Park Facility Management Division (PFMD), Chief

[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)

Office: 202-513-7034

Mobile: 202-368-7130



Stewart Lee Udall Department of the Interior (DOI) Building  
1849 C Street, NW  
4th Floor - 4500 Corridor (West)  
Mail Stop 4541  
Washington, D.C. 20240

On Fri, Aug 11, 2017 at 2:12 PM, Slayton, April <[april\\_slayton@nps.gov](mailto:april_slayton@nps.gov)> wrote:

Yes, exactly - thank you!

--

April Slayton  
Assistant Director for Communications  
National Park Service  
Visit us at [www.nps.gov](http://www.nps.gov)

On Fri, Aug 11, 2017 at 2:06 PM, Wilbur, Robert <[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)> wrote:

April - is the attached document the version you need us to verify?

Understand you need us to verify:

1. That 23 parks are currently participating in the program, and...
2. You need a list of those 23 parks.

Thanks!

-Bob

**Bob Wilbur, PE, PMP**

U.S. National Park Service - Washington DC Office  
Park Facility Management Division (PFMD), Chief  
[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)  
Office: 202-513-7034  
Mobile: 202-368-7130



Stewart Lee Udall Department of the Interior (DOI) Building  
1849 C Street, NW  
4th Floor - 4500 Corridor (West)  
Mail Stop 4541  
Washington, D.C. 20240

----- Forwarded message -----

From: **Stephens, Beverly (Grace)** <[grace\\_stephens@nps.gov](mailto:grace_stephens@nps.gov)>

Date: Wed, Jul 12, 2017 at 12:26 PM

Subject: Re: Action requested (as soon as possible): Bottled water briefing statement

To: "Salvatore, Joseph" <[joseph\\_salvatore@nps.gov](mailto:joseph_salvatore@nps.gov)>

Cc: "Norton, Shawn" <[shawn\\_norton@nps.gov](mailto:shawn_norton@nps.gov)>, "Wilbur, Robert"

<[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)>, Shawn Bengé <[shawn\\_benge@nps.gov](mailto:shawn_benge@nps.gov)>, Alfred Sturniolo

<[fred\\_sturniolo@nps.gov](mailto:fred_sturniolo@nps.gov)>

thanks for the quick turnaround- here is what I sent up. I amended a little.

Grace Stephens  
Chief of Staff (Acting)  
National Park Service  
(202) 354-1978 (o)  
(202) 538-5597 (c)

On Wed, Jul 12, 2017 at 10:50 AM, Salvatore, Joseph <[joseph\\_salvatore@nps.gov](mailto:joseph_salvatore@nps.gov)> wrote:

Grace,

Please see attached revised document. Tracked changes so you could see the specific changes.

v/r, Joe

v\r,  
Joe Salvatore  
U.S. National Park Service/Washington DC Office  
Park Facility Management Division (PFMD), Deputy Chief  
Room 4557  
1849 C St. NW, Washington, DC 20240  
Office: 202-513-7021  
Mobile: 202-308-5503  
[joseph\\_salvatore@nps.gov](mailto:joseph_salvatore@nps.gov)

On Tue, Jul 11, 2017 at 4:40 PM, Stephens, Beverly (Grace) <[grace\\_stephens@nps.gov](mailto:grace_stephens@nps.gov)> wrote:

I believe the 2017 language suspending further implementation was in the accompanying report and not in bill language, Can you please check and amend the statement if so? thanks

Grace Stephens  
Chief of Staff (Acting)  
National Park Service  
(202) 208-4228 (o)  
(202) 538-5597 (c)

On Tue, Jul 11, 2017 at 4:10 PM, Norton, Shawn <[shawn\\_norton@nps.gov](mailto:shawn_norton@nps.gov)> wrote:

All -

See attached briefing paper. Please note that we do not use the term "ban' anywhere in this briefing as this policy does not ban disposable water bottles from parks.

Please review and edit as needed.

Thanks

On Tue, Jul 11, 2017 at 3:31 PM, Wilbur, Robert <[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)> wrote:  
Grace - in DAB right now, will hand off to Joe S and Shawn N.

Joe and Shawn N - can you please provide briefing statement as requested by Grace? Please reply to all.

Thanks,

-Bob

**Bob Wilbur, PE, PMP**

U.S. National Park Service - Washington DC Office  
Park Facility Management Division (PFMD), Chief  
[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)  
Office: 202-513-7034  
Mobile: 202-368-7130



Stewart Lee Udall Department of the Interior (DOI) Building  
1849 C Street, NW  
4th Floor - 4500 Corridor (West)  
Mail Stop 4541  
Washington, D.C. 20240

On Tue, Jul 11, 2017 at 3:19 PM, Beverly (Grace) Stephens  
<[grace\\_stephens@nps.gov](mailto:grace_stephens@nps.gov)> wrote:

Hi - can you please send me a current briefing statement about the water

bottle ban that includes the recent approps report language? ASFWP is asking. Turnaround is asap. No more than one page please.

Thanks - grace

Grace Stephens  
Chief of Staff (acting)  
(202) 208-4228 office  
(202) 538-5597 cell

--

Shawn Norton

U.S. National Park Service

Washington DC Office

Branch Chief - Sustainable Operations and Climate Change

[shawn\\_norton@nps.gov](mailto:shawn_norton@nps.gov)

Office: 202-354-1835



Stewart Lee Udall Department of the Interior Building

1849 C Street, NW

Mail Stop 4541

Washington, D.C. 20240

List of the 24 NPS Parks with Formal Approval\_2.pdf

**List of the 24 NPS Parks with Formal Approval to Implement Disposable Plastic Water Bottle (DPWB) Recycling and Reduction Program**

Park #	NPS Region	Park Alpha Code	Park Name
1	IMR	ARCH	Arches National Park
2	IMR	BRCA	Bryce Canyon National Park
3	IMR	CANY	Canyonlands National Park
4	IMR	COLM	Colorado National Monument
5	IMR	FOLA	Fort Laramie National Historic Site
6	IMR	GRCA	Grand Canyon National Park
7	IMR	PECO	Pecos National Historical Park
8	IMR	PEFO	Petrified Forest National Park
9	IMR	SAAN	San Antonio Missions National Historical Park
10	IMR	SAGU	Saguaro National Park
11	IMR	SAPU	Salinas Pueblo Missions National Monument
12	IMR	TICA	Timpanogos Cave National Monument
13	IMR	ZION	Zion National Park
14	MWR	MORU	Mount Rushmore National Park
15	MWR	WICA	Wind Cave National Monument
16	NCR	ANTI	Antietam National Battlefield
17	SER	BISC	Biscayne National Park
18	SER	CAHA	Cape Hatteras National Seashore
19	SER	FORA	Fort Raleigh National Historic Site
20	SER	FOSU	Fort Sumter National Monument
21	SER	MACA	Mammoth Cave National Park
22	SER	WRBR	Wright Brothers National Memorial
23	PWR	MORA	Mount Rainier National Park
24	PWR	GOGA	Golden Gate National Recreation Area*

\*Approval granted by PWR Regional Director 11/22/2016

Policy on Disposable Plastic Water Bottles-14D.pdf



# United States Department of the Interior

NATIONAL PARK SERVICE  
1849 C Street, N.W.  
Washington, D.C. 20240

IN REPLY REFER TO:

A5623 (0130)

DEC 14 2011

To: Regional Directors  
From: Director *Janet J. Jarvis*  
Subject: Recycling and Reduction of Disposable Plastic Bottles in Parks

The National Park Service has set very high standards to:

- reduce our carbon footprint and increase the sustainability of all parks
- look holistically at alternative fuels, vehicle fleet size and type
- convert lighting to reduce energy use and preserve the night sky
- recycle, compost, and use renewable energy sources (where appropriate)
- set LEED silver as the minimum standard for new construction

More than 100 parks have conducted climate friendly parks assessments. Most recently, we have begun efforts to increase choices for healthy and sustainable foods in our concessions facilities. A key element of *A Call to Action* is to “Go Green.” You can see some of these actions online at <http://www.nps.gov/sustainability/>.

Sustainability is a signature effort for the National Park Service. We must be a visible exemplar of sustainability, so it is important that we move our sustainability program forward as an *organization*. While superintendents need some discretion to tailor implementation to local situations, it is not the purview of any one park to set policy.

The heart of our sustainability program is our comprehensive Green Parks Plan (GPP). The GPP will address water and energy use, green house gas emissions, reduction of waste streams, construction practices, as well as other issues, and sets goals that we will reach by 2016. The GPP is undergoing final review and will be released early next year.

In light of recent interest in one element of the GPP, we are issuing the attached specific policy on the reduction/recycling of disposable plastic water bottles. It allows superintendents to halt the sale of these bottles if they (1) complete a rigorous impact analysis including an assessment of the effects on visitor health and safety, (2) submit a request in writing to their regional director, and (3) receive the approval of their regional director.



# United States Department of the Interior

NATIONAL PARK SERVICE

1849 C Street, N.W.  
Washington, D.C. 20240

IN REPLY REFER TO:

A5623 (0130)

DEC 14 2011

Policy Memorandum 11-03

To: Regional Directors

From: Director *Jonathan S. Jarvis*

Subject: Disposable Plastic Water Bottle Recycling and Reduction

## **A. Background**

When considered on a life-cycle basis, the use of disposable plastic water bottles has significant environmental impact compared to the use of local tap water and refillable bottles. These impacts may be magnified in remote national parks because of the additional transportation, waste disposal, energy use, and litter removal factors inherent in these locations.

The issues surrounding plastic water bottles are complex. Banning the sale of water bottles in national parks has great symbolism, but runs counter to our healthy food initiative as it eliminates the healthiest choice for bottled drinks, leaving sugary drinks as a primary alternative. A ban could pose challenges for diabetics and others with health issues who come to a park expecting bottled water to be readily available. For parks without access to running water, filling stations for reusable bottles are impractical. A ban could affect visitor safety; proper hydration is key to planning a safe two-hour hike or a multi-day backcountry excursion. Even reasonably priced reusable water bottles may be out of reach for some visitors, especially those with large families.

For these reasons, the National Park Service will implement a disposable plastic water bottle recycling and reduction policy, with an option to eliminate sales on a park-by-park basis following an extensive review and with the prior approval of the regional director.

Such a policy will allow the NPS and park partners to reduce their environmental footprint, introduce visitors to green products and the concept of environmentally responsible purchasing, and give them the opportunity to take that environmental ethic home and apply it in their daily lives. It will also be a significant step in reducing our carbon footprint and meeting *A Call to Action* Goal #23, Go Green.

## **B. Policy and Requirements**

Recycling: Parks are strongly encouraged to have a robust recycling program. The plastics found in disposable water bottles are fully recyclable, and parks should have ample and well designed, distributed, and marked collection facilities. The work of collecting, sorting, and

transporting recyclables from parks to regional recycling centers may not always “pay for itself,” but it is still the right thing to do.

Reduction: Parks are strongly encouraged to reduce the sale of disposable plastic water bottles through visitor education on the environmental impact of purchasing decisions and the availability of reasonably priced reusable bottles which can be filled at water fountains or bottle refill stations.

Elimination: Where appropriate, superintendents may request approval from their regional director to eliminate the sale of water in disposable plastic bottles by analyzing and addressing the following factors—in writing:

- Amount of waste eliminated and pros/cons to overall park operations
- Infrastructure costs and funding source(s) for filling stations
- Contractual implications on concessioners, including considerations of new leaseholder surrender interest or possessory interest
- Operational costs of filling stations including utilities and regular public health testing
- Cost and availability of BPA-free reusable containers
- Effect on concessioner and cooperating association sales revenue
- Availability of water within concession food service operations
- Visitor education in the park and online so that visitors may come prepared with their own water bottles
- Results of consultation with NPS Public Health Office
- A sign plan so that visitors can easily find filling stations
- Safety considerations for visitors who may resort to not carrying enough water or drinking from surface water sources with potential exposure to disease
- A system for annual evaluation of the program, including public response, visitor satisfaction, buying behavior, public safety, and plastic collection rates
- Results of consultation with concessioners and cooperating associations
- Timeline of phase in period

Education: Parks must develop a proactive visitor education strategy that addresses visitor expectations and explains the rationale for whatever plastic bottle reduction, recycling, or elimination effort is implemented.

Disposable plastic bottle recycling, reduction, or elimination decisions should be implemented at all applicable operations so there is consistency throughout the park and parity from one operation to the next. These procedures should be incorporated into the concessioner operating plan, cooperating association scope of sales, and other organizations operating within the park.

### **C. Existing Activities**

Parks that have already successfully implemented programs to install refill stations and eliminate the sale of disposable plastic beverage containers may continue, but must address the above factors—in writing—to their regional director, including a system for annual evaluation.

**D. New Concession Contracts**

With the approval of the regional director and after conducting the analysis described above, parks may prohibit the sale of disposable water bottles as a term of a new concession contract.

**E. Monitoring and Continuous Improvement**

This policy will be monitored to determine its park and Servicewide environmental impact, visitor welfare, acceptance, and support, and effects on concessioners and cooperating associations. The NPS will also continue to reach out to producers and suppliers and the scientific community to gather information on environmental impacts, new technologies and industry best practices and may pilot new ideas where appropriate. The disposable water bottle alternatives strategy will be revisited periodically based on these data to determine if a change in the strategy is desirable or necessary.

**F. Limitation**

This policy is intended only to improve the internal management of the NPS, and is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or equity by a party against the United States, its departments, agencies, instrumentalities or entities, its officers or employees, or any other person.

**G. Related Policies**

This policy supplements other policies relating to environmental leadership, waste reduction, and recycling, particularly those found in sections 1.8, 9.1.6, and 10.2.4.5 of *Management Policies 2006*.

**H. Further Information**

For information on this policy or other tools and resources, please contact Kurt Rausch, Commercial Services Program at 202-513-7202 or Shawn Norton, Park Facility Management Division at 202-354-1835.

-----End of Policy Memorandum-----

Disposable.Plastic.Water.Bottle.Briefing.Stat.pdf

## 2017 Briefing Statement

**Bureau:** National Park Service  
**Issue:** Recycling and Reduction of Disposable Plastic Bottles in Parks  
**Park/Program:** Park Facility Management Division  
**Date:** July 12, 2017

### Current Status

- On May 4, 2017, Congress passed the Consolidated Appropriations Act, H.R.244, which included an explanatory statement requiring the NPS to, “suspend further implementation of the Policy Memorandum 11-03.” The statement further directs the incoming NPS Director to review Policy Memorandum 11-03 and to report to the Committees on the results of the evaluation.
- A Director’s memo has been developed to inform parks that, in accordance with the recent report language, the NPS will not approve any new park for PM 11-03 implementation until a new Director is confirmed and the policy has been reviewed. The NPS intends to release this memo in mid-July.

### Background

- In December 2011, the National Park Service (NPS) issued Policy Memo (PM) 11-03, “Recycling and Reduction of Disposable Plastic Bottles in Parks.” It is a bureau-level policy that allows individual parks to voluntarily establish disposable plastic water bottle sales elimination programs (DPWB - SEPs) that reduce the volume of DPWB waste.
- As a condition of the DPWB policy, parks are required to complete a program self-assessment and ensure visitors are provided with free, alternative water sources. Regional Directors must approve all SEPs, and have the authority to deny requests if the park self-assessment fails to address the required items enumerated in PM 11-03.
- In accordance with PM 11-03 Section E., NPS is required to monitor and continuously improve the program to address both park and visitor needs.
- Preliminary public engagement data contained in a letter to former director Jarvis, and conducted by Corporate Accountability International show that since 2011, more than 500,000 actions have been taken by the public in support of NPS’ efforts to reduce DPWBs.
- In September 2016, NPS issued a data call to the 23 parks that have approved DPWB - SEPs and requested data related to water bottle filling stations (e.g., usage data). This unpublished data shows that on an annual basis, DPWB -SEPs at the 23 parks:
  - Prevent the disposal of up to 2M disposable plastic water bottles per year.
  - Prevent the use of up to 112,000 pounds of polyethylene terephthalate (PET) per year.
  - Prevent the emission of up to 141 metric tons of carbon dioxide equivalents (MTCO<sub>2</sub>e/year) per year.
  - Saves up to 3,350 million British thermal units (MBTUs/year) of energy per year.
  - Saves up to 420 cubic yards of landfill space per year.

### Contact

Robert Wilbur – robert\_wilbur@nps.gov – Chief, Park Facility Management Division  
Shawn Norton – shawn\_norton@nps.gov – Branch Chief, Sustainable Operations and Climate Change

Re\_ Water Bottle\_DO 100 release(5).pdf

**From:** [Slayton, April](#)  
**To:** [Alma Ripps](#)  
**Cc:** [Aurelia Skipwith](#); [Bob Vogel](#); [Maureen Foster](#); [Jennifer Wyse](#)  
**Subject:** Re: Water Bottle/DO 100 release  
**Date:** Saturday, August 12, 2017 11:53:52 AM  
**Attachments:** [Policy on Disposable Plastic Water Bottles-14Dec2014.pdf](#)  
[Disposable.Plastic.Water.Bottle.Briefing.Statement\\_7.12.2017.docx](#)  
[List of the 24 NPS Parks with Formal Approval to Implement DPWB-RecyclingAndReductionProgram-11Aug2017.docx](#)

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Greetings all,

I have been working with DOI Comms on the materials needed for this announcement, and the briefing materials I provided to them are attached. It is correct that 24 parks are approved to implement water bottle bans, but presently, only 23 actually have bans in place. The 24th park (Golden Gate) did not implement the ban after receiving approval.

I hope this answers all of your questions - feel free to let me know if you need anything else.

All the best,

April

--

April Slayton  
Assistant Director for Communications  
National Park Service  
Visit us at [www.nps.gov](http://www.nps.gov)

On Fri, Aug 11, 2017 at 5:32 PM, Alma Ripps <[alma\\_ripps@nps.gov](mailto:alma_ripps@nps.gov)> wrote:

April Slayton in our comms office was double checking on this. I think 24 parks have been approved, but only 23 have implemented the guidance. So if you use the language in the press release it would be 23.

April-when you get this clarified can you respond to Aurelia?

Alma

On Aug 11, 2017, at 5:03 PM, Aurelia Skipwith <[aurelia\\_skipwith@ios.doi.gov](mailto:aurelia_skipwith@ios.doi.gov)> wrote:

Bob,

Please let me know as soon as you find out the number of parks. I need to know by Sunday 12pm. Thank you.

Aurelia Skipwith  
Deputy Assistant Secretary  
for Fish and Wildlife and Parks

U.S. Department of Interior  
1849 C Street NW, Room 3148  
Washington, DC 20240  
202-208-5837

On Aug 11, 2017, at 2:59 PM, Ripps, Alma <[alma\\_ripps@nps.gov](mailto:alma_ripps@nps.gov)> wrote:

I believe the correct number of parks is 23 not 22, but trying to confirm that.

Bob--sent email to Shawn Benge on this, but no answer as of yet. Might want to double check with him.

Alma

(Acting Chief of Staff - August 7-11, 2017)

---

**Alma Ripps**  
**Chief, Office of Policy**  
**National Park Service**  
**1849 C Street, NW, Room 2660**  
**Washington, DC 20240**  
**202-354-3950 (main)**  
**202-354-3951 (direct)**

On Fri, Aug 11, 2017 at 2:18 PM, Skipwith, Aurelia  
<[aurelia\\_skipwith@ios.doi.gov](mailto:aurelia_skipwith@ios.doi.gov)> wrote:

Bob,

I need originals for Todd's signature. Would this be something that's already in the queue and be available by COB today? If not, I need by 8:00 am Monday. Please let me know. Thank you.

**Aurelia Skipwith**  
Deputy Assistant Secretary  
for Fish and Wildlife and Parks

U.S. Department of Interior  
1849 C Street, NW, Room 3148  
Washington, DC 20240  
(202) 208-5837

----- Forwarded message -----

From: **Willens, Todd** <[todd\\_willens@ios.doi.gov](mailto:todd_willens@ios.doi.gov)>  
Date: Fri, Aug 11, 2017 at 1:45 PM  
Subject: Fwd: Water Bottle/DO 100 release  
To: Maureen Foster <[maureen\\_foster@ios.doi.gov](mailto:maureen_foster@ios.doi.gov)>, "Skipwith, Aurelia" <[aurelia\\_skipwith@ios.doi.gov](mailto:aurelia_skipwith@ios.doi.gov)>

Maureen and Aurelia, I will need the originals ready for signature on Monday morning.

**Todd Willens**  
Assistant Deputy Secretary  
Acting Assistant Secretary for Fish and Wildlife and Parks  
U.S. Department of the Interior  
1849 C Street, NW -- MIB Room 6116

Washington, DC 20240  
office: 202-208-6291

NOTE: *Every email I send or receive is subject to release under the Freedom of Information Act.*

----- Forwarded message -----

From: **Newell, Russell** <[russell\\_newell@ios.doi.gov](mailto:russell_newell@ios.doi.gov)>  
Date: Fri, Aug 11, 2017 at 1:34 PM  
Subject: Water Bottle/DO 100 release  
To: David Bernhardt <(b) (6) - Dep Sec Bernhardt@ios.doi.gov>, Scott Hommel <[scott\\_hommel@ios.doi.gov](mailto:scott_hommel@ios.doi.gov)>, "Magallanes, Downey" <[downey\\_magallanes@ios.doi.gov](mailto:downey_magallanes@ios.doi.gov)>, Todd Willens <[todd\\_willens@ios.doi.gov](mailto:todd_willens@ios.doi.gov)>, Daniel Jorjani <[daniel.jorjani@sol.doi.gov](mailto:daniel.jorjani@sol.doi.gov)>  
Cc: Laura Rigas <[laura\\_rigas@ios.doi.gov](mailto:laura_rigas@ios.doi.gov)>, Heather Swift <[heather\\_swift@ios.doi.gov](mailto:heather_swift@ios.doi.gov)>, "Ross, Paul" <[paul\\_ross@ios.doi.gov](mailto:paul_ross@ios.doi.gov)>

All - attached and below is a draft press release announcing that we're rescinding the water bottle policy and Director's Order 100.

The quotes in it are from the Dep Sec.

We are targeting Monday morning to send this out.

Please review and send us any edits or thoughts.

v/r

russell

Date: August 14, 2017

Contact: [Interior\\_Press@ios.doi.gov](mailto:Interior_Press@ios.doi.gov)

## **Department Revokes National Park Service Director's Order #100 and Highly Criticized Water Bottle Policy**

*Policies rescinded as Department looks toward next 100 years of  
service to the American people*

WASHINGTON – To ensure the Department and the National Park Service are on the right course to better serve current and future visitors, U.S. Deputy Secretary of the Interior David Bernhardt today announced the rescinding of two National Park Service policies—Director’s Order #100 (*Resource Stewardship for the 21<sup>st</sup> Century*) and the highly criticized Policy Memorandum 11-03, which urged parks to ban the sale of plastic water bottles.

### **Policy Memorandum 11-03**

In its commitment to providing a safe and world-class visitor experience, the Department is overturning Policy Memorandum 11-03, commonly referred to as the “Water Bottle Ban.” The policy was criticized for its possible effects on visitor safety by limiting hydration options for recreationalists and hikers, as well as other visitors, such as diabetics who may rely on the availability of bottled water. The ban removed the healthiest beverage choice at a variety of parks while leaving sugary drinks available through concessionaires.

“Rescinding the ban is a testament to the Department’s commitment to the safety and overall experience of everyone who visits a national park,” Bernhardt said. “The policy needed to be overturned because it fell short in too many areas—from safety concerns to ensuring that families have options when they load up their cars to head out for the quintessential National Park experience.”

Currently only 22<sup>[RPR1]</sup> of the 417 National Park Sites have implemented the policy. The revocation of the memorandum, which was put in place on December 14, 2011, is effective immediately.

### **Director’s Order #100**

Director’s Order #100 was developed as an internal guidance

document for NPS employees to shape resource stewardship in the 21st century. But as U.S. Secretary of the Interior Ryan Zinke leads a new, comprehensive initiative to identify Departmental priorities and to reorganize the agency for the next 100 years, Director's Order #100 has become obsolete.

“Departmental leadership has a very clear vision for the future of Interior and our nation’s unparalleled national parks,” Bernhardt said. “Revoking Director’s Order #100, which was put in place at the tail-end of the previous Administration, eliminates confusion among the public and NPS employees regarding current National Park Service Policy as we implement that vision for the benefit of generations to come.”

The rescinding of Director’s order #100, which was put into effect on December 20, 2016, is effective immediately.

###

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[RPR1]Need to verify this number before release.

Russell Newell  
Deputy Director of Communications  
U.S. Department of the Interior  
(202) 208-6232  
@Interior

Policy on Disposable Plastic Water Bottles-14D\_1.pdf



# United States Department of the Interior

NATIONAL PARK SERVICE  
1849 C Street, N.W.  
Washington, D.C. 20240

IN REPLY REFER TO:

A5623 (0130)

DEC 14 2011

To: Regional Directors  
From: Director *Janet J. Jarman*  
Subject: Recycling and Reduction of Disposable Plastic Bottles in Parks

The National Park Service has set very high standards to:

- reduce our carbon footprint and increase the sustainability of all parks
- look holistically at alternative fuels, vehicle fleet size and type
- convert lighting to reduce energy use and preserve the night sky
- recycle, compost, and use renewable energy sources (where appropriate)
- set LEED silver as the minimum standard for new construction

More than 100 parks have conducted climate friendly parks assessments. Most recently, we have begun efforts to increase choices for healthy and sustainable foods in our concessions facilities. A key element of *A Call to Action* is to “Go Green.” You can see some of these actions online at <http://www.nps.gov/sustainability/>.

Sustainability is a signature effort for the National Park Service. We must be a visible exemplar of sustainability, so it is important that we move our sustainability program forward as an *organization*. While superintendents need some discretion to tailor implementation to local situations, it is not the purview of any one park to set policy.

The heart of our sustainability program is our comprehensive Green Parks Plan (GPP). The GPP will address water and energy use, green house gas emissions, reduction of waste streams, construction practices, as well as other issues, and sets goals that we will reach by 2016. The GPP is undergoing final review and will be released early next year.

In light of recent interest in one element of the GPP, we are issuing the attached specific policy on the reduction/recycling of disposable plastic water bottles. It allows superintendents to halt the sale of these bottles if they (1) complete a rigorous impact analysis including an assessment of the effects on visitor health and safety, (2) submit a request in writing to their regional director, and (3) receive the approval of their regional director.



# United States Department of the Interior

NATIONAL PARK SERVICE

1849 C Street, N.W.  
Washington, D.C. 20240

IN REPLY REFER TO:

A5623 (0130)

DEC 14 2011

Policy Memorandum 11-03

To: Regional Directors

From: Director *Jonathan S. Jarvis*

Subject: Disposable Plastic Water Bottle Recycling and Reduction

## **A. Background**

When considered on a life-cycle basis, the use of disposable plastic water bottles has significant environmental impact compared to the use of local tap water and refillable bottles. These impacts may be magnified in remote national parks because of the additional transportation, waste disposal, energy use, and litter removal factors inherent in these locations.

The issues surrounding plastic water bottles are complex. Banning the sale of water bottles in national parks has great symbolism, but runs counter to our healthy food initiative as it eliminates the healthiest choice for bottled drinks, leaving sugary drinks as a primary alternative. A ban could pose challenges for diabetics and others with health issues who come to a park expecting bottled water to be readily available. For parks without access to running water, filling stations for reusable bottles are impractical. A ban could affect visitor safety; proper hydration is key to planning a safe two-hour hike or a multi-day backcountry excursion. Even reasonably priced reusable water bottles may be out of reach for some visitors, especially those with large families.

For these reasons, the National Park Service will implement a disposable plastic water bottle recycling and reduction policy, with an option to eliminate sales on a park-by-park basis following an extensive review and with the prior approval of the regional director.

Such a policy will allow the NPS and park partners to reduce their environmental footprint, introduce visitors to green products and the concept of environmentally responsible purchasing, and give them the opportunity to take that environmental ethic home and apply it in their daily lives. It will also be a significant step in reducing our carbon footprint and meeting *A Call to Action* Goal #23, Go Green.

## **B. Policy and Requirements**

Recycling: Parks are strongly encouraged to have a robust recycling program. The plastics found in disposable water bottles are fully recyclable, and parks should have ample and well designed, distributed, and marked collection facilities. The work of collecting, sorting, and

transporting recyclables from parks to regional recycling centers may not always “pay for itself,” but it is still the right thing to do.

Reduction: Parks are strongly encouraged to reduce the sale of disposable plastic water bottles through visitor education on the environmental impact of purchasing decisions and the availability of reasonably priced reusable bottles which can be filled at water fountains or bottle refill stations.

Elimination: Where appropriate, superintendents may request approval from their regional director to eliminate the sale of water in disposable plastic bottles by analyzing and addressing the following factors—in writing:

- Amount of waste eliminated and pros/cons to overall park operations
- Infrastructure costs and funding source(s) for filling stations
- Contractual implications on concessioners, including considerations of new leaseholder surrender interest or possessory interest
- Operational costs of filling stations including utilities and regular public health testing
- Cost and availability of BPA-free reusable containers
- Effect on concessioner and cooperating association sales revenue
- Availability of water within concession food service operations
- Visitor education in the park and online so that visitors may come prepared with their own water bottles
- Results of consultation with NPS Public Health Office
- A sign plan so that visitors can easily find filling stations
- Safety considerations for visitors who may resort to not carrying enough water or drinking from surface water sources with potential exposure to disease
- A system for annual evaluation of the program, including public response, visitor satisfaction, buying behavior, public safety, and plastic collection rates
- Results of consultation with concessioners and cooperating associations
- Timeline of phase in period

Education: Parks must develop a proactive visitor education strategy that addresses visitor expectations and explains the rationale for whatever plastic bottle reduction, recycling, or elimination effort is implemented.

Disposable plastic bottle recycling, reduction, or elimination decisions should be implemented at all applicable operations so there is consistency throughout the park and parity from one operation to the next. These procedures should be incorporated into the concessioner operating plan, cooperating association scope of sales, and other organizations operating within the park.

### **C. Existing Activities**

Parks that have already successfully implemented programs to install refill stations and eliminate the sale of disposable plastic beverage containers may continue, but must address the above factors—in writing—to their regional director, including a system for annual evaluation.

**D. New Concession Contracts**

With the approval of the regional director and after conducting the analysis described above, parks may prohibit the sale of disposable water bottles as a term of a new concession contract.

**E. Monitoring and Continuous Improvement**

This policy will be monitored to determine its park and Servicewide environmental impact, visitor welfare, acceptance, and support, and effects on concessioners and cooperating associations. The NPS will also continue to reach out to producers and suppliers and the scientific community to gather information on environmental impacts, new technologies and industry best practices and may pilot new ideas where appropriate. The disposable water bottle alternatives strategy will be revisited periodically based on these data to determine if a change in the strategy is desirable or necessary.

**F. Limitation**

This policy is intended only to improve the internal management of the NPS, and is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or equity by a party against the United States, its departments, agencies, instrumentalities or entities, its officers or employees, or any other person.

**G. Related Policies**

This policy supplements other policies relating to environmental leadership, waste reduction, and recycling, particularly those found in sections 1.8, 9.1.6, and 10.2.4.5 of *Management Policies 2006*.

**H. Further Information**

For information on this policy or other tools and resources, please contact Kurt Rausch, Commercial Services Program at 202-513-7202 or Shawn Norton, Park Facility Management Division at 202-354-1835.

-----End of Policy Memorandum-----

Disposable.Plastic.Water.Bottle.Briefing.Stat\_1.pdf

## 2017 Briefing Statement

**Bureau:** National Park Service  
**Issue:** Recycling and Reduction of Disposable Plastic Bottles in Parks  
**Park/Program:** Park Facility Management Division  
**Date:** July 12, 2017

### Current Status

- On May 4, 2017, Congress passed the Consolidated Appropriations Act, H.R.244, which included an explanatory statement requiring the NPS to, “suspend further implementation of the Policy Memorandum 11-03.” The statement further directs the incoming NPS Director to review Policy Memorandum 11-03 and to report to the Committees on the results of the evaluation.
- A Director’s memo has been developed to inform parks that, in accordance with the recent report language, the NPS will not approve any new park for PM 11-03 implementation until a new Director is confirmed and the policy has been reviewed. The NPS intends to release this memo in mid-July.

### Background

- In December 2011, the National Park Service (NPS) issued Policy Memo (PM) 11-03, “Recycling and Reduction of Disposable Plastic Bottles in Parks.” It is a bureau-level policy that allows individual parks to voluntarily establish disposable plastic water bottle sales elimination programs (DPWB - SEPs) that reduce the volume of DPWB waste.
- As a condition of the DPWB policy, parks are required to complete a program self-assessment and ensure visitors are provided with free, alternative water sources. Regional Directors must approve all SEPs, and have the authority to deny requests if the park self-assessment fails to address the required items enumerated in PM 11-03.
- In accordance with PM 11-03 Section E., NPS is required to monitor and continuously improve the program to address both park and visitor needs.
- Preliminary public engagement data contained in a letter to former director Jarvis, and conducted by Corporate Accountability International show that since 2011, more than 500,000 actions have been taken by the public in support of NPS’ efforts to reduce DPWBs.
- In September 2016, NPS issued a data call to the 23 parks that have approved DPWB - SEPs and requested data related to water bottle filling stations (e.g., usage data). This unpublished data shows that on an annual basis, DPWB -SEPs at the 23 parks:
  - Prevent the disposal of up to 2M disposable plastic water bottles per year.
  - Prevent the use of up to 112,000 pounds of polyethylene terephthalate (PET) per year.
  - Prevent the emission of up to 141 metric tons of carbon dioxide equivalents (MTCO<sub>2</sub>e/year) per year.
  - Saves up to 3,350 million British thermal units (MBTUs/year) of energy per year.
  - Saves up to 420 cubic yards of landfill space per year.

### Contact

Robert Wilbur – robert\_wilbur@nps.gov – Chief, Park Facility Management Division  
Shawn Norton – shawn\_norton@nps.gov – Branch Chief, Sustainable Operations and Climate Change

List of the 24 NPS Parks with Formal Approval\_4.pdf

**List of the 24 NPS Parks with Formal Approval to Implement Disposable Plastic Water Bottle (DPWB) Recycling and Reduction Program**

Park #	NPS Region	Park Alpha Code	Park Name
1	IMR	ARCH	Arches National Park
2	IMR	BRCA	Bryce Canyon National Park
3	IMR	CANY	Canyonlands National Park
4	IMR	COLM	Colorado National Monument
5	IMR	FOLA	Fort Laramie National Historic Site
6	IMR	GRCA	Grand Canyon National Park
7	IMR	PECO	Pecos National Historical Park
8	IMR	PEFO	Petrified Forest National Park
9	IMR	SAAN	San Antonio Missions National Historical Park
10	IMR	SAGU	Saguaro National Park
11	IMR	SAPU	Salinas Pueblo Missions National Monument
12	IMR	TICA	Timpanogos Cave National Monument
13	IMR	ZION	Zion National Park
14	MWR	MORU	Mount Rushmore National Park
15	MWR	WICA	Wind Cave National Monument
16	NCR	ANTI	Antietam National Battlefield
17	SER	BISC	Biscayne National Park
18	SER	CAHA	Cape Hatteras National Seashore
19	SER	FORA	Fort Raleigh National Historic Site
20	SER	FOSU	Fort Sumter National Monument
21	SER	MACA	Mammoth Cave National Park
22	SER	WRBR	Wright Brothers National Memorial
23	PWR	MORA	Mount Rainier National Park
24	PWR	GOGA	Golden Gate National Recreation Area*

\*Approval granted by PWR Regional Director 11/22/2016

Re\_ Water Bottle\_DO 100 release(6).pdf

**From:** [Skipwith, Aurelia](#)  
**To:** [Slayton, April](#)  
**Cc:** [Alma Ripps](#); [Bob Vogel](#); [Maureen Foster](#); [Jennifer Wyse](#)  
**Subject:** Re: Water Bottle/DO 100 release  
**Date:** Saturday, August 12, 2017 3:40:58 PM

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Thank you, April.

**Aurelia Skipwith**

Deputy Assistant Secretary  
for Fish and Wildlife and Parks

U.S. Department of Interior  
1849 C Street, NW, Room 3148  
Washington, DC 20240  
(202) 208-5837

On Sat, Aug 12, 2017 at 1:53 PM, Slayton, April <[april\\_slayton@nps.gov](mailto:april_slayton@nps.gov)> wrote:

Greetings all,

I have been working with DOI Comms on the materials needed for this announcement, and the briefing materials I provided to them are attached. It is correct that 24 parks are approved to implement water bottle bans, but presently, only 23 actually have bans in place. The 24th park (Golden Gate) did not implement the ban after receiving approval.

I hope this answers all of your questions - feel free to let me know if you need anything else.

All the best,

April

--

April Slayton  
Assistant Director for Communications  
National Park Service  
Visit us at [www.nps.gov](http://www.nps.gov)

On Fri, Aug 11, 2017 at 5:32 PM, Alma Ripps <[alma\\_ripps@nps.gov](mailto:alma_ripps@nps.gov)> wrote:

April Slayton in our comms office was double checking on this. I think 24 parks have been approved, but only 23 have implemented the guidance. So if you use the language in the press release it would be 23.

April-when you get this clarified can you respond to Aurelia?

Alma

On Aug 11, 2017, at 5:03 PM, Aurelia Skipwith <[aurelia\\_skipwith@ios.doi.gov](mailto:aurelia_skipwith@ios.doi.gov)> wrote:

Bob,

Please let me know as soon as you find out the number of parks. I need to know by Sunday 12pm. Thank you.

Aurelia Skipwith  
Deputy Assistant Secretary

for Fish and Wildlife and Parks

U.S. Department of Interior  
1849 C Street NW, Room 3148  
Washington, DC 20240  
202-208-5837

On Aug 11, 2017, at 2:59 PM, Ripps, Alma <[alma\\_ripps@nps.gov](mailto:alma_ripps@nps.gov)> wrote:

I believe the correct number of parks is 23 not 22, but trying to confirm that.

Bob--sent email to Shawn Bengue on this, but no answer as of yet. Might want to double check with him.

Alma

(Acting Chief of Staff - August 7-11, 2017)

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**Alma Ripps**  
**Chief, Office of Policy**  
**National Park Service**  
**1849 C Street, NW, Room 2660**  
**Washington, DC 20240**  
**202-354-3950 (main)**  
**202-354-3951 (direct)**

On Fri, Aug 11, 2017 at 2:18 PM, Skipwith, Aurelia  
<[aurelia\\_skipwith@ios.doi.gov](mailto:aurelia_skipwith@ios.doi.gov)> wrote:

Bob,

I need originals for Todd's signature. Would this be something that's already in the queue and be available by COB today? If not, I need by 8:00 am Monday. Please let me know. Thank you.

**Aurelia Skipwith**  
Deputy Assistant Secretary  
for Fish and Wildlife and Parks

U.S. Department of Interior  
1849 C Street, NW, Room 3148  
Washington, DC 20240  
(202) 208-5837

----- Forwarded message -----

From: **Willens, Todd** <[todd\\_willens@ios.doi.gov](mailto:todd_willens@ios.doi.gov)>  
Date: Fri, Aug 11, 2017 at 1:45 PM  
Subject: Fwd: Water Bottle/DO 100 release  
To: Maureen Foster <[maureen\\_foster@ios.doi.gov](mailto:maureen_foster@ios.doi.gov)>, "Skipwith, Aurelia" <[aurelia\\_skipwith@ios.doi.gov](mailto:aurelia_skipwith@ios.doi.gov)>

Maureen and Aurelia, I will need the originals ready for signature on Monday morning.

Todd Willens  
Assistant Deputy Secretary  
Acting Assistant Secretary for Fish and Wildlife and Parks  
U.S. Department of the Interior  
1849 C Street, NW -- MIB Room 6116  
Washington, DC 20240  
office: 202-208-6291

NOTE: *Every email I send or receive is subject to release under the Freedom of Information Act.*

----- Forwarded message -----

From: **Newell, Russell** <[russell\\_newell@ios.doi.gov](mailto:russell_newell@ios.doi.gov)>  
Date: Fri, Aug 11, 2017 at 1:34 PM  
Subject: Water Bottle/DO 100 release  
To: David Bernhardt <<sup>(b) (6) - Dep Sec Bernhardt</sup>[ios.doi.gov](mailto:ios.doi.gov)>, Scott Hommel <[scott\\_hommel@ios.doi.gov](mailto:scott_hommel@ios.doi.gov)>, "Magallanes, Downey" <[downey\\_magallanes@ios.doi.gov](mailto:downey_magallanes@ios.doi.gov)>, Todd Willens <[todd\\_willens@ios.doi.gov](mailto:todd_willens@ios.doi.gov)>, Daniel Jorjani <[daniel.jorjani@sol.doi.gov](mailto:daniel.jorjani@sol.doi.gov)>  
Cc: Laura Rigas <[laura\\_rigas@ios.doi.gov](mailto:laura_rigas@ios.doi.gov)>, Heather Swift <[heather\\_swift@ios.doi.gov](mailto:heather_swift@ios.doi.gov)>, "Ross, Paul" <[paul\\_ross@ios.doi.gov](mailto:paul_ross@ios.doi.gov)>

All - attached and below is a draft press release announcing that we're rescinding the water bottle policy and Director's Order 100.

The quotes in it are from the Dep Sec.

We are targeting Monday morning to send this out.

Please review and send us any edits or thoughts.

v/r

russell

Date: August 14, 2017

Contact: [Interior\\_Press@ios.doi.gov](mailto:Interior_Press@ios.doi.gov)

## **Department Revokes National Park Service Director's Order #100 and Highly Criticized Water Bottle Policy**

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[RPR1]Need to verify this number before release.

Russell Newell  
Deputy Director of Communications  
U.S. Department of the Interior  
(202) 208-6232  
@Interior



Invitation\_call\_ DO 100 @ Thu Aug 17, 2017 5....pdf

**From:** [michael\\_reynolds@nps.gov](mailto:michael_reynolds@nps.gov)  
**To:** [rob\\_p\\_billerbeck@nps.gov](mailto:rob_p_billerbeck@nps.gov); [jeffrey\\_olson@nps.gov](mailto:jeffrey_olson@nps.gov); [tom\\_o\\_liff@nps.gov](mailto:tom_o_liff@nps.gov); [joy\\_beasley@nps.gov](mailto:joy_beasley@nps.gov); [diane\\_pavek@nps.gov](mailto:diane_pavek@nps.gov); [darla\\_s\\_dies@nps.gov](mailto:darla_s_dies@nps.gov); [denise\\_louie@nps.gov](mailto:denise_louie@nps.gov); [david\\_gadsby@nps.gov](mailto:david_gadsby@nps.gov); [nancy\\_finley@nps.gov](mailto:nancy_finley@nps.gov); [michael\\_rees@nps.gov](mailto:michael_rees@nps.gov); [melissa\\_english-rias@nps.gov](mailto:melissa_english-rias@nps.gov); [john\\_l\\_donahue@nps.gov](mailto:john_l_donahue@nps.gov); [christine\\_arato@nps.gov](mailto:christine_arato@nps.gov); [David\\_Graber](mailto:David_Graber); [david\\_graber@partner.nps.gov](mailto:david_graber@partner.nps.gov); [susan\\_johnson@nps.gov](mailto:susan_johnson@nps.gov); [tahzay\\_jones@nps.gov](mailto:tahzay_jones@nps.gov); [rita\\_hennessey@nps.gov](mailto:rita_hennessey@nps.gov); [tracy\\_stakeley@nps.gov](mailto:tracy_stakeley@nps.gov); [glenn\\_plumb@nps.gov](mailto:glenn_plumb@nps.gov); [david\\_jacob@nps.gov](mailto:david_jacob@nps.gov); [chris\\_lehnertz@nps.gov](mailto:chris_lehnertz@nps.gov); [jennifer\\_wyse@nps.gov](mailto:jennifer_wyse@nps.gov); [roger\\_semler@nps.gov](mailto:roger_semler@nps.gov); [suzanne\\_copping@nps.gov](mailto:suzanne_copping@nps.gov); [fernando\\_villalba@nps.gov](mailto:fernando_villalba@nps.gov); [michael\\_shelton@nps.gov](mailto:michael_shelton@nps.gov); [andrew\\_ferrell@nps.gov](mailto:andrew_ferrell@nps.gov); [megan\\_f\\_mckenna@nps.gov](mailto:megan_f_mckenna@nps.gov); [alma\\_riggs@nps.gov](mailto:alma_riggs@nps.gov); [michael\\_liang@nps.gov](mailto:michael_liang@nps.gov)  
**Cc:** [nicole\\_koehlinger@nps.gov](mailto:nicole_koehlinger@nps.gov)  
**Subject:** Invitation: call: DO 100 @ Thu Aug 17, 2017 5:30pm - 6pm (alma\_r\_pps@nps.gov)  
**Attachments:** [invite.ics](#)

HYPERLINK "[https://www.google.com/calendar/event?action=VIEW&eid=MWZuM2RlM2hN2Vsa3F0ODgyeDgzbnVtYTAgyWxtYV9yaXBwO0BucHMuz292&rst=1&tok=MjQhWjJjGFBhF9yZXlud2kxO0BucHMuz292YzEyMDRlMDJjYWZkNjZjYTY4OTkxZWVwZmVhMTQ4YjJkNTdmNzAzNA&ctz=America/New\\_York&hl=en](https://www.google.com/calendar/event?action=VIEW&eid=MWZuM2RlM2hN2Vsa3F0ODgyeDgzbnVtYTAgyWxtYV9yaXBwO0BucHMuz292&rst=1&tok=MjQhWjJjGFBhF9yZXlud2kxO0BucHMuz292YzEyMDRlMDJjYWZkNjZjYTY4OTkxZWVwZmVhMTQ4YjJkNTdmNzAzNA&ctz=America/New_York&hl=en)" more details »

call: DO 100  
Jennifer Wyse will lead the call  
(b) (5) P (b) (5)

When Thu Aug 17, 2017 5:30pm - 6pm Eastern Time  
Where (b) (5) P (b) (5) (HYPERLINK "[https://maps.google.com/maps?lq=\(b\)\(5\)P:\(b\)\(5\)23&hl=en](https://maps.google.com/maps?lq=(b)(5)P:(b)(5)23&hl=en)")

Calendar [alma\\_riggs@nps.gov](mailto:alma_riggs@nps.gov)  
Who • [michael\\_reynolds@nps.gov](mailto:michael_reynolds@nps.gov) - organizer

- [janice\\_desordi@nps.gov](mailto:janice_desordi@nps.gov) - creator
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- [john\\_l\\_donahue@nps.gov](mailto:john_l_donahue@nps.gov)
- [christine\\_arato@nps.gov](mailto:christine_arato@nps.gov)
- David Graber
- [david\\_graber@partner.nps.gov](mailto:david_graber@partner.nps.gov)
- [susan\\_johnson@nps.gov](mailto:susan_johnson@nps.gov)
- [tahzay\\_jones@nps.gov](mailto:tahzay_jones@nps.gov)
- [rita\\_hennessey@nps.gov](mailto:rita_hennessey@nps.gov)
- [tracy\\_stakeley@nps.gov](mailto:tracy_stakeley@nps.gov)
- [glenn\\_plumb@nps.gov](mailto:glenn_plumb@nps.gov)
- [david\\_jacob@nps.gov](mailto:david_jacob@nps.gov)
- [chris\\_lehnertz@nps.gov](mailto:chris_lehnertz@nps.gov)
- [jennifer\\_wyse@nps.gov](mailto:jennifer_wyse@nps.gov)
- [roger\\_semler@nps.gov](mailto:roger_semler@nps.gov)
- [suzanne\\_copping@nps.gov](mailto:suzanne_copping@nps.gov)
- [fernando\\_villalba@nps.gov](mailto:fernando_villalba@nps.gov)
- [michael\\_shelton@nps.gov](mailto:michael_shelton@nps.gov)
- [andrew\\_ferrell@nps.gov](mailto:andrew_ferrell@nps.gov)
- [megan\\_f\\_mckenna@nps.gov](mailto:megan_f_mckenna@nps.gov)
- [alma\\_riggs@nps.gov](mailto:alma_riggs@nps.gov)
- [michael\\_liang@nps.gov](mailto:michael_liang@nps.gov)
- [nicole\\_koehlinger@nps.gov](mailto:nicole_koehlinger@nps.gov) - optional

Going? HYPERLINK "[https://www.google.com/calendar/event?action=RESPOND&eid=MWZuM2RlM2hN2Vsa3F0ODgyeDgzbnVtYTAgyWxtYV9yaXBwO0BucHMuz292&rst=1&tok=MjQhWjJjGFBhF9yZXlud2kxO0BucHMuz292YzEyMDRlMDJjYWZkNjZjYTY4OTkxZWVwZmVhMTQ4YjJkNTdmNzAzNA&ctz=America/New\\_York&hl=en](https://www.google.com/calendar/event?action=RESPOND&eid=MWZuM2RlM2hN2Vsa3F0ODgyeDgzbnVtYTAgyWxtYV9yaXBwO0BucHMuz292&rst=1&tok=MjQhWjJjGFBhF9yZXlud2kxO0BucHMuz292YzEyMDRlMDJjYWZkNjZjYTY4OTkxZWVwZmVhMTQ4YjJkNTdmNzAzNA&ctz=America/New_York&hl=en)" Yes - HYPERLINK "[https://www.google.com/calendar/event?action=RESPOND&eid=MWZuM2RlM2hN2Vsa3F0ODgyeDgzbnVtYTAgyWxtYV9yaXBwO0BucHMuz292&rst=3&tok=MjQhWjJjGFBhF9yZXlud2kxO0BucHMuz292YzEyMDRlMDJjYWZkNjZjYTY4OTkxZWVwZmVhMTQ4YjJkNTdmNzAzNA&ctz=America/New\\_York&hl=en](https://www.google.com/calendar/event?action=RESPOND&eid=MWZuM2RlM2hN2Vsa3F0ODgyeDgzbnVtYTAgyWxtYV9yaXBwO0BucHMuz292&rst=3&tok=MjQhWjJjGFBhF9yZXlud2kxO0BucHMuz292YzEyMDRlMDJjYWZkNjZjYTY4OTkxZWVwZmVhMTQ4YjJkNTdmNzAzNA&ctz=America/New_York&hl=en)" Maybe - HYPERLINK "[https://www.google.com/calendar/event?action=RESPOND&eid=MWZuM2RlM2hN2Vsa3F0ODgyeDgzbnVtYTAgyWxtYV9yaXBwO0BucHMuz292&rst=2&tok=MjQhWjJjGFBhF9yZXlud2kxO0BucHMuz292YzEyMDRlMDJjYWZkNjZjYTY4OTkxZWVwZmVhMTQ4YjJkNTdmNzAzNA&ctz=America/New\\_York&hl=en](https://www.google.com/calendar/event?action=RESPOND&eid=MWZuM2RlM2hN2Vsa3F0ODgyeDgzbnVtYTAgyWxtYV9yaXBwO0BucHMuz292&rst=2&tok=MjQhWjJjGFBhF9yZXlud2kxO0BucHMuz292YzEyMDRlMDJjYWZkNjZjYTY4OTkxZWVwZmVhMTQ4YjJkNTdmNzAzNA&ctz=America/New_York&hl=en)" No - HYPERLINK "[https://www.google.com/calendar/event?action=VIEW&eid=MWZuM2RlM2hN2Vsa3F0ODgyeDgzbnVtYTAgyWxtYV9yaXBwO0BucHMuz292&rst=1&tok=MjQhWjJjGFBhF9yZXlud2kxO0BucHMuz292YzEyMDRlMDJjYWZkNjZjYTY4OTkxZWVwZmVhMTQ4YjJkNTdmNzAzNA&ctz=America/New\\_York&hl=en](https://www.google.com/calendar/event?action=VIEW&eid=MWZuM2RlM2hN2Vsa3F0ODgyeDgzbnVtYTAgyWxtYV9yaXBwO0BucHMuz292&rst=1&tok=MjQhWjJjGFBhF9yZXlud2kxO0BucHMuz292YzEyMDRlMDJjYWZkNjZjYTY4OTkxZWVwZmVhMTQ4YjJkNTdmNzAzNA&ctz=America/New_York&hl=en)" more options »

Invitation from HYPERLINK "<https://www.google.com/calendar/>" Google Calendar  
You are receiving this email at the account [alma\\_riggs@nps.gov](mailto:alma_riggs@nps.gov) because you are subscribed for invitations on calendar [alma\\_riggs@nps.gov](mailto:alma_riggs@nps.gov).  
To stop receiving these emails, please log in to <https://www.google.com/calendar/> and change your notification settings for this calendar.  
Forwarding this invitation could allow any recipient to modify your RSVP response. HYPERLINK "<https://support.google.com/calendar/answer/37135#forwarding>" Learn More.

News Release\_ National Park Service Ends Effort....pdf

**From:** [Baxter, Barbara](#)  
**Subject:** News Release: National Park Service Ends Effort to Eliminate Sale of Disposable Water Bottles  
**Date:** Wednesday, August 16, 2017 12:06:06 PM

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National Park Service  
U.S. Department of the Interior

Office of  
Communications  
1849 C Street NW  
Washington, DC 20240

202-208-6843 phone  
[www.nps.gov](http://www.nps.gov)

---

## National Park Service News Release

Release Date: August 16, 2017

Contact: Jeremy Barnum, [jeremy\\_barnum@nps.gov](mailto:jeremy_barnum@nps.gov) 202-513-7262

### **National Park Service Ends Effort to Eliminate Sale of Disposable Water Bottles**

WASHINGTON – In its commitment to providing a safe and world-class visitor experience, the National Park Service is discontinuing Policy Memorandum 11-03, commonly referred to as the “Water Bottle Ban.”

The 2011 policy, which encouraged national parks to eliminate the sale of disposable water bottles, has been rescinded to expand hydration options for recreationalists, hikers, and other visitors to national parks. The ban removed the healthiest beverage choice at a variety of parks while still allowing sales of bottled sweetened drinks. The change in policy comes after a review of the policy’s aims and impact in close consultation with Department of the Interior leadership.

“While we will continue to encourage the use of free water bottle filling stations as appropriate, ultimately it should be up to our visitors to decide how best to keep themselves and their families hydrated during a visit to a national park, particularly during hot summer visitation periods,” said Acting National Park Service Director Michael T. Reynolds.

Currently only 23 of the 417 National Park Service sites have implemented the policy. The revocation of the memorandum, which was put in place on December 14, 2011, is effective immediately. Parks will continue to promote the recycling of disposable plastic water bottles and many parks have already worked with partners to provide free potable water in bottle filling stations located at visitor centers and near trailheads.

[www.nps.gov](http://www.nps.gov)

*About the National Park Service. More than 20,000 National Park Service employees who care for America's 417 national parks and work with communities across the nation to help preserve local history and create close-to-home recreational opportunities. Visit us at [www.nps.gov](http://www.nps.gov), on Facebook [www.facebook.com/nationalparkservice](https://www.facebook.com/nationalparkservice), Twitter [www.twitter.com/natlparkservice](https://www.twitter.com/natlparkservice), and YouTube [www.youtube.com/nationalparkservice](https://www.youtube.com/nationalparkservice).*

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**EXPERIENCE YOUR AMERICA™**

The National Park Service cares for special places saved by the American people so that all may experience our heritage.

## April Slayton Responsives

Confirmation\_ Bottled water briefing statement ....pdf

**From:** [Wilbur, Robert](#)  
**To:** [April Slayton](#)  
**Cc:** [Shawn Benge](#); [Michael Caldwell](#); [Shawn Norton](#); [Sturniolo, Alfred](#); [Joseph Salvatore](#); [Robert Wilbur](#)  
**Subject:** Confirmation: Bottled water briefing statement - need confirmation and list of participating parks by COB today  
**Date:** Friday, August 11, 2017 12:07:03 PM  
**Attachments:** [Disposable.Plastic.Water.Bottle.Briefing.Statement\\_7.12.2017.docx](#)

---

April - is the attached document the version you need us to verify?

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2. You need a list of those 23 parks.

Thanks!

-Bob

### Bob Wilbur, PE, PMP

U.S. National Park Service - Washington DC Office  
Park Facility Management Division (PFMD), Chief  
[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)  
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Mobile: 202-368-7130



Stewart Lee Udall Department of the Interior (DOI) Building  
1849 C Street, NW  
4th Floor - 4500 Corridor (West)  
Mail Stop 4541  
Washington, D.C. 20240

----- Forwarded message -----

**From:** **Stephens, Beverly (Grace)** <[grace\\_stephens@nps.gov](mailto:grace_stephens@nps.gov)>  
**Date:** Wed, Jul 12, 2017 at 12:26 PM  
**Subject:** Re: Action requested (as soon as possible): Bottled water briefing statement  
**To:** "Salvatore, Joseph" <[joseph\\_salvatore@nps.gov](mailto:joseph_salvatore@nps.gov)>  
**Cc:** "Norton, Shawn" <[shawn\\_norton@nps.gov](mailto:shawn_norton@nps.gov)>, "Wilbur, Robert" <[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)>, Shawn Benge <[shawn\\_benge@nps.gov](mailto:shawn_benge@nps.gov)>, Alfred Sturniolo <[fred\\_sturniolo@nps.gov](mailto:fred_sturniolo@nps.gov)>

thanks for the quick turnaround- here is what I sent up. I amended a little.

Grace Stephens  
Chief of Staff (Acting)  
National Park Service  
(202) 354-1978 (o)  
(202) 538-5597 (c)

On Wed, Jul 12, 2017 at 10:50 AM, Salvatore, Joseph <[joseph\\_salvatore@nps.gov](mailto:joseph_salvatore@nps.gov)> wrote:  
Grace,

Please see attached revised document. Tracked changes so you could see the specific changes.

v/r, Joe

v\r,  
Joe Salvatore  
U.S. National Park Service/Washington DC Office  
Park Facility Management Division (PFMD), Deputy Chief  
Room 4557  
1849 C St. NW, Washington, DC 20240  
Office: 202-513-7021  
Mobile: 202-308-5503  
[joseph\\_salvatore@nps.gov](mailto:joseph_salvatore@nps.gov)

On Tue, Jul 11, 2017 at 4:40 PM, Stephens, Beverly (Grace) <[grace\\_stephens@nps.gov](mailto:grace_stephens@nps.gov)> wrote:

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thanks

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National Park Service  
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(202) 538-5597 (c)

On Tue, Jul 11, 2017 at 4:10 PM, Norton, Shawn <[shawn\\_norton@nps.gov](mailto:shawn_norton@nps.gov)> wrote:  
All -

See attached briefing paper. Please note that we do not use the term "ban" anywhere in this briefing as this policy does not ban disposable water bottles from parks.

Please review and edit as needed.

Thanks

On Tue, Jul 11, 2017 at 3:31 PM, Wilbur, Robert <[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)> wrote:  
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**Bob Wilbur, PE, PMP**

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Park Facility Management Division (PFMD), Chief  
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<[grace\\_stephens@nps.gov](mailto:grace_stephens@nps.gov)> wrote:

Hi - can you please send me a current briefing statement about the  
water

bottle ban that includes the recent approps report language? ASFWP is  
asking. Turnaround is asap. No more than one page please.

Thanks - grace

Grace Stephens  
Chief of Staff (acting)  
(202) 208-4228 office  
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Shawn Norton  
U.S. National Park Service

Washington DC Office  
Branch Chief - Sustainable Operations and Climate Change  
[shawn\\_norton@nps.gov](mailto:shawn_norton@nps.gov)  
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Washington, D.C. 20240

Disposable.Plastic.Water.Bottle.Briefing.Stat.pdf

## 2017 Briefing Statement

**Bureau:** National Park Service  
**Issue:** Recycling and Reduction of Disposable Plastic Bottles in Parks  
**Park/Program:** Park Facility Management Division  
**Date:** July 12, 2017

### Current Status

- On May 4, 2017, Congress passed the Consolidated Appropriations Act, H.R.244, which included an explanatory statement requiring the NPS to, “suspend further implementation of the Policy Memorandum 11-03.” The statement further directs the incoming NPS Director to review Policy Memorandum 11-03 and to report to the Committees on the results of the evaluation.
- A Director’s memo has been developed to inform parks that, in accordance with the recent report language, the NPS will not approve any new park for PM 11-03 implementation until a new Director is confirmed and the policy has been reviewed. The NPS intends to release this memo in mid-July.

### Background

- In December 2011, the National Park Service (NPS) issued Policy Memo (PM) 11-03, “Recycling and Reduction of Disposable Plastic Bottles in Parks.” It is a bureau-level policy that allows individual parks to voluntarily establish disposable plastic water bottle sales elimination programs (DPWB - SEPs) that reduce the volume of DPWB waste.
- As a condition of the DPWB policy, parks are required to complete a program self-assessment and ensure visitors are provided with free, alternative water sources. Regional Directors must approve all SEPs, and have the authority to deny requests if the park self-assessment fails to address the required items enumerated in PM 11-03.
- In accordance with PM 11-03 Section E., NPS is required to monitor and continuously improve the program to address both park and visitor needs.
- Preliminary public engagement data contained in a letter to former director Jarvis, and conducted by Corporate Accountability International show that since 2011, more than 500,000 actions have been taken by the public in support of NPS’ efforts to reduce DPWBs.
- In September 2016, NPS issued a data call to the 23 parks that have approved DPWB - SEPs and requested data related to water bottle filling stations (e.g., usage data). This unpublished data shows that on an annual basis, DPWB -SEPs at the 23 parks:
  - Prevent the disposal of up to 2M disposable plastic water bottles per year.
  - Prevent the use of up to 112,000 pounds of polyethylene terephthalate (PET) per year.
  - Prevent the emission of up to 141 metric tons of carbon dioxide equivalents (MTCO<sub>2</sub>e/year) per year.
  - Saves up to 3,350 million British thermal units (MBTUs/year) of energy per year.
  - Saves up to 420 cubic yards of landfill space per year.

### Contact

Robert Wilbur – robert\_wilbur@nps.gov – Chief, Park Facility Management Division  
Shawn Norton – shawn\_norton@nps.gov – Branch Chief, Sustainable Operations and Climate Change

Re\_Confirmation\_Bottled water briefing statem....pdf

**From:** [Norton, Shawn](#)  
**To:** [Sturniolo, Alfred](#)  
**Cc:** [Wilbur, Robert](#); [Joseph Salvatore](#); [Slayton, April](#)  
**Subject:** Re: Confirmation: Bottled water briefing statement - need confirmation and list of participating parks by COB today  
**Date:** Friday, August 11, 2017 12:22:50 PM

---

Fred -

Could you please review this list to verify it is accurate.

Thanks

On Fri, Aug 11, 2017 at 2:12 PM, Slayton, April <[april\\_slayton@nps.gov](mailto:april_slayton@nps.gov)> wrote:

Yes, exactly - thank you!

--

April Slayton  
Assistant Director for Communications  
National Park Service  
Visit us at [www.nps.gov](http://www.nps.gov)

On Fri, Aug 11, 2017 at 2:06 PM, Wilbur, Robert <[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)> wrote:

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Thanks!

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**Bob Wilbur, PE, PMP**

U.S. National Park Service - Washington DC Office  
Park Facility Management Division (PFMD), Chief

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**Bob Wilbur, PE, PMP**

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Re\_Confirmation\_Bottled water briefing statem...(1).pdf

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**Subject:** Re: Confirmation: Bottled water briefing statement - need confirmation and list of participating parks by COB today  
**Date:** Friday, August 11, 2017 12:26:14 PM

---

Got it...thanks!

## Bob Wilbur, PE, PMP

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(202) 354-1978 (o)  
(202) 538-5597 (c)

On Wed, Jul 12, 2017 at 10:50 AM, Salvatore, Joseph <[joseph\\_salvatore@nps.gov](mailto:joseph_salvatore@nps.gov)> wrote:

Grace,

Please see attached revised document. Tracked changes so you could see the specific changes.

v/r, Joe

v/r,  
Joe Salvatore

U.S. National Park Service/Washington DC Office  
Park Facility Management Division (PFMD), Deputy Chief  
Room 4557  
1849 C St. NW, Washington, DC 20240  
Office: 202-513-7021  
Mobile: 202-308-5503  
[joseph\\_salvatore@nps.gov](mailto:joseph_salvatore@nps.gov)

On Tue, Jul 11, 2017 at 4:40 PM, Stephens, Beverly (Grace)

<[grace\\_stephens@nps.gov](mailto:grace_stephens@nps.gov)> wrote:

I believe the 2017 language suspending further implementation was in the accompanying report and not in bill language, Can you please check and amend the statement if so? thanks

Grace Stephens  
Chief of Staff (Acting)  
National Park Service  
(202) 208-4228 (o)  
(202) 538-5597 (c)

On Tue, Jul 11, 2017 at 4:10 PM, Norton, Shawn <[shawn\\_norton@nps.gov](mailto:shawn_norton@nps.gov)> wrote:

All -

See attached briefing paper. Please note that we do not use the term "ban" anywhere in this briefing as this policy does not ban disposable water bottles from parks.

Please review and edit as needed.

Thanks

On Tue, Jul 11, 2017 at 3:31 PM, Wilbur, Robert <[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)> wrote:

Grace - in DAB right now, will hand off to Joe S and Shawn N.

Joe and Shawn N - can you please provide briefing statement as requested by Grace? Please reply to all.

Thanks,

-Bob

**Bob Wilbur, PE, PMP**

U.S. National Park Service - Washington DC Office  
Park Facility Management Division (PFMD), Chief  
[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)  
Office: 202-513-7034  
Mobile: 202-368-7130



Stewart Lee Udall Department of the Interior (DOI) Building  
1849 C Street, NW  
4th Floor - 4500 Corridor (West)  
Mail Stop 4541  
Washington, D.C. 20240

On Tue, Jul 11, 2017 at 3:19 PM, Beverly (Grace) Stephens  
<[grace\\_stephens@nps.gov](mailto:grace_stephens@nps.gov)> wrote:

Hi - can you please send me a current briefing statement about the water

bottle ban that includes the recent approps report language?  
ASFWP is asking. Turnaround is asap. No more than one page please.

Thanks - grace

Grace Stephens  
Chief of Staff (acting)  
(202) 208-4228 office  
(202) 538-5597 cell

--

Shawn Norton  
U.S. National Park Service  
Washington DC Office  
Branch Chief - Sustainable Operations and Climate Change  
[shawn\\_norton@nps.gov](mailto:shawn_norton@nps.gov)  
Office: 202-354-1835



Stewart Lee Udall Department of the Interior Building  
1849 C Street, NW  
Mail Stop 4541  
Washington, D.C. 20240

Re\_ Urgent question.pdf

**From:** [Shawn Benge](#)  
**To:** [Ripps, Alma](#)  
**Cc:** [April Slayton](#)  
**Subject:** Re: Urgent question  
**Date:** Friday, August 11, 2017 1:34:39 PM

---

No. 23. PFMD is getting list to April

Shawn Benge

Sent from my iPhone

On Aug 11, 2017, at 2:45 PM, Ripps, Alma <[alma\\_ripps@nps.gov](mailto:alma_ripps@nps.gov)> wrote:

In terms of the water bottle implementation, is this true? Is that the right number?

Currently only 22<sup>[RPR1]</sup> of the 417 National Park Sites have implemented the policy.

Fwd\_ Requested by April Slayton\_ List of parks ....pdf

**From:** [Alma Ripps](mailto:Alma.Ripps@nps.gov)  
**To:** [april\\_slayton@nps.gov](mailto:april_slayton@nps.gov)  
**Subject:** Fwd: Requested by April Slayton: List of parks participating in Disposable Plastic Water Bottle Sales Elimination Programs (DPWB SEPs)  
**Date:** Friday, August 11, 2017 1:48:20 PM

---

Aurelia needs to know exact number of parks for their press release. Once you confirm can you send both of us an email? Running out the door.

Alma

Begin forwarded message:

**From:** Shawn Bengé <[shawn\\_benge@nps.gov](mailto:shawn_benge@nps.gov)>  
**Date:** August 11, 2017 at 3:46:08 PM EDT  
**To:** Alma Ripps <[alma\\_ripps@nps.gov](mailto:alma_ripps@nps.gov)>  
**Subject: Re: Requested by April Slayton: List of parks participating in Disposable Plastic Water Bottle Sales Elimination Programs (DPWB SEPs)**

Appears that way.

I would suggest we call GOGA to see where they are in implementation before we decide on numbers. Will have my folks to that and report back to you and April.

Apparently we just learned about GOGA. FYI I am boarding a flight in 15 min.

Bob Wilbur is the guy. Will land at 6:30 if you need me.

Shawn Bengé

Sent from my iPhone

On Aug 11, 2017, at 3:40 PM, Alma Ripps <[alma\\_ripps@nps.gov](mailto:alma_ripps@nps.gov)> wrote:

So 24

Alma

On Aug 11, 2017, at 3:37 PM, Shawn Bengé <[shawn\\_benge@nps.gov](mailto:shawn_benge@nps.gov)> wrote:

Shawn Bengé

Sent from my iPhone

Begin forwarded message:

**From:** "Wilbur, Robert"  
<[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)>  
**Date:** August 11, 2017 at 3:22:45 PM EDT  
**To:** Shawn Bengé  
<[shawn\\_benge@nps.gov](mailto:shawn_benge@nps.gov)>  
**Cc:** Michael Caldwell  
<[mike\\_caldwell@nps.gov](mailto:mike_caldwell@nps.gov)>, Joseph  
Salvatore <[joseph\\_salvatore@nps.gov](mailto:joseph_salvatore@nps.gov)>  
**Subject: Requested by April Slayton: List  
of parks participating in Disposable  
Plastic Water Bottle Sales Elimination  
Programs (DPWB SEPs)**

Shawn,

April Slayton requested the attached list of parks participating in our Disposable Plastic Water Bottle Sales Elimination Programs (DPWB SEPs). Please be advised our 12 July 2017 briefing statement indicated 23 parks participating and this new list has 24 because GOGA was approved by PWR RD ~22 Nov 2016 and it took a while for us to be notified. I plan to share this with April by 4pm local time unless I hear otherwise.

Thanks!

-Bob

**Bob Wilbur, PE, PMP**

U.S. National Park Service - Washington DC Office  
Park Facility Management Division (PFMD), Chief

[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)

Office: 202-513-7034

Mobile: 202-368-7130



Stewart Lee Udall Department of the Interior (DOI)  
Building  
1849 C Street, NW  
4th Floor - 4500 Corridor (West)  
Mail Stop 4541  
Washington, D.C. 20240

----- Forwarded message -----

**From: Sturniolo, Alfred**  
<[fred\\_sturniolo@nps.gov](mailto:fred_sturniolo@nps.gov)>  
Date: Fri, Aug 11, 2017 at 2:54 PM  
Subject: Final List attached with date  
GOGA's program was approved  
To: Robert Wilbur  
<[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)>  
Cc: Shawn Norton  
<[Shawn\\_Norton@nps.gov](mailto:Shawn_Norton@nps.gov)>, Joseph  
Salvatore <[joseph\\_salvatore@nps.gov](mailto:joseph_salvatore@nps.gov)>

Bob, Please see final list with approval date  
for GOGA's program inserted. Thanks.

Fred Sturniolo

Env. Prot. Spec.

Sustainable Operations and

Climate Change (SOCC) Branch

ph (202)513-7078/fx(202)371-6623

<mime-attachment.html>

<List of the 24 NPS Parks with Formal Approval to  
Implement Disposable Plastic Water Bottle Sales  
Elimination Programs\_final.docx>

Fwd\_ Policy rescission.pdf

**From:** [Thomas Crosson](#)  
**To:** [April Slayton](#)  
**Subject:** Fwd: Policy rescission  
**Date:** Friday, August 11, 2017 2:04:00 PM  
**Attachments:** [ATT00001.htm](#)  
[Final signed DO #100 12 20 16.pdf](#)  
[PM 11-03 Recycling and Reduction of Disposal Plastic Bottles in Parks.pdf](#)  
[ATT00002.htm](#)  
[DO #100 briefing paper 3 29 17 v.5.docx](#)  
[ATT00003.htm](#)  
[DO100 Fact Sheet FAQs 11.22.16.docx](#)  
[ATT00004.htm](#)  
[Report language from PL 115-31 on water bottles.docx](#)  
[ATT00005.htm](#)  
[Authority to rescind policy, MP \(2006\), Introduction.pdf](#)  
[ATT00006.htm](#)  
[Water bottle briefing paper 7 11 17.pdf](#)  
[ATT00007.htm](#)

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So the department is rescinding these DOs?  
That's interesting. Is DOI comms going to publish a press release on this?

Tom Crosson  
Chief of Public Affairs & Chief Spokesperson  
National Park Service

Begin forwarded message:

**From:** "Ripps, Alma" <[alma\\_ripps@nps.gov](mailto:alma_ripps@nps.gov)>  
**To:** April Slayton <[april\\_slayton@nps.gov](mailto:april_slayton@nps.gov)>, Thomas Crosson <[thomas\\_crosson@nps.gov](mailto:thomas_crosson@nps.gov)>  
**Cc:** Michael Shelton <[michael\\_shelton@nps.gov](mailto:michael_shelton@nps.gov)>, Jennifer Lee <[jennifer\\_wyse@nps.gov](mailto:jennifer_wyse@nps.gov)>  
**Subject:** Policy rescission

April/Tom,

In anticipation of the issuance of a memo on Monday from Todd Willens rescinding **Director's Order #100** (Resource Stewardship for the 21st Century) and **Policy Memorandum 11-03** (ban on the sale of plastic disposable water bottles in parks), I wanted to make sure you had the documents you needed at hand. I am out for the next two weeks and unavailable, but Mike Shelton (cc'd on this email) will be acting chief and can assist with the policy aspects of this (how policy is developed in the NPS, authority to rescind guidance, NPS Directives System, etc.).

In terms of subject matter experts, please direct inquiries to Ray Sauvajot for DO #100 and Shawn Benge for PM 11-03.

This is very close hold. We anticipate this will generate a lot of media although I assume you will send most of those inquiries to the Dept Comms.

It is hard to do talking points until we see the memo and the reasons behind the

rescissions. There is a lot of good info in the briefing papers (attached) you can pull from to develop anything you need including number of public comments received on DO #100. I also found the fact sheet/talking points/FAQs from when DO #100 was issued (attached). Please make sure Mike Shelton reviews all the answers to make sure they are correct from a policy standpoint. He can also help draft any answers related to general policy.

And with most things, this may not happen at all on Monday, but obviously we need to be prepared.

Can direct press to the [Office of Policy website \(www.nps.gov/policy\)](http://www.nps.gov/policy) where the guidance documents are found ([DO #100](#) under Director's Orders and [PM 11-03](#) under Policy Memoranda). There is also a very helpful document called "[Things to know about National Park Service policy and the Directives System](#)" under Policy Development).

I am here until 3:00pm today then have to catch my flight.

Alma

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**Alma Ripps**  
**Chief, Office of Policy**  
**National Park Service**  
**1849 C Street, NW, Room 2660**  
**Washington, DC 20240**  
**202-354-3950 (main)**  
**202-354-3951 (direct)**

Final signed DO #100 12\_20\_16.pdf



# United States Department of the Interior

NATIONAL PARK SERVICE

1849 C Street, N.W.  
Washington, D.C. 20240

## DIRECTOR'S ORDER #100: RESOURCE STEWARDSHIP FOR THE 21ST CENTURY

Approved: Jonathan B. Jarvis  
Director

Effective Date: December 20, 2016

**Duration:** This Order will remain in effect until amended or rescinded.

This Director's Order, together with Reference Manual 100, supersedes and replaces Policy Memorandum 16-01, and any other previously issued conflicting guidance.

### Contents:

1. Background and Purpose
2. Authority
3. Establishing the NPS Overarching Resource Stewardship Goal
4. Integrating Natural and Cultural Resource Stewardship
5. Managing Resources Emphasizing Resilience, Connectivity at Land/seascape Scales, and Life-cycle Stewardship
6. Incorporating the Precautionary Principle and Adaptive Management into Resource Stewardship
7. Basing Resource Stewardship Decisions on Science, Law, and Long-term Public Interest
8. Updating and Sustaining the Workforce
9. Ensuring Scientific Literacy for Superintendents
10. Investing in Service-wide Resource Stewardship Training
11. Integrating the Stewardship Goal within Appropriate Management Documents
12. Roles and Responsibilities
13. Additional Definitions

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## 1. Background and Purpose

The National Park System<sup>1</sup> and related areas<sup>2</sup> face environmental and social changes that are increasingly widespread, complex, accelerating, and uncertain. Addressing these challenges requires updates of National Park Service (NPS) policy to reflect the complexity of decisions needed for resource stewardship. This Director's Order (Order) is intended to guide the Service in taking the necessary actions to support resource stewardship to fulfill its mission in the 21st century. The Order builds on the direction set in Policy Memorandum 16-01. See also Policy Memoranda 12-02, 14-02 and 15-01.

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<sup>1</sup> The "National Park System" includes those areas of land and water administered by the National Park Service for park, monument, historic, parkway, recreational, or other purposes (see, 54 USC 100501).

<sup>2</sup> "Related areas" include affiliated areas, national heritage areas, national trails, and wild and scenic rivers that are not part of the National Park System.

## 1.1 Background

In 1963, A. Starker Leopold chaired a committee of scientists in preparing a report titled, *Wildlife Management in the National Parks*. Known as the “Leopold Report,” it represented the first comprehensive attempt at evaluating best practices and principles for sustainable resource management, and was a source of longstanding policies for natural resource management in the National Park System.

Much has changed for the NPS since the 1960s. The number and types of units in the System, and its overall size, have increased significantly. The annual number of visitors has grown four-fold. Social, cultural, and demographic changes to American society have been profound. Climate change is creating and will continue to drive dynamic environmental shifts that affect natural and cultural resources, facilities, visitation patterns, and visitor experiences. Additional pressures such as biodiversity loss, invasive species, land use changes, and pollution are accelerating. New scientific information and new disciplines of science have expanded our understanding of natural and cultural systems, and revealed that much is still unknown about how these systems function.

For these reasons, the Director asked the Science Committee of the National Park System Advisory Board (NPSAB) to revisit the Leopold Report and provide findings and recommendations. The committee delivered *Revisiting Leopold: Resource Stewardship in the National Parks* (Report) to the NPSAB, which adopted and presented it to the Director.

The Report makes several important recommendations for advancing resource stewardship in the 21st century, noting:

The overarching goal of NPS resource management should be to steward NPS resources for continuous change that is not yet fully understood, in order to preserve ecological integrity and cultural and historical authenticity, provide visitors with transformative experiences, and form the core of a national conservation land- and seascape.

## 1.2 Purpose

The purpose of this Order, and its companion Reference Manual (RM-100), is to articulate and communicate policies and actions to support resource stewardship in the 21st century. This Order will help the Service fulfill the NPS mission:

The National Park Service preserves unimpaired the natural and cultural resources and values of the [N]ational [P]ark [S]ystem for the enjoyment, education, and inspiration of this and future generations. The National Park Service cooperates with partners to extend the benefits of natural and cultural resource conservation and outdoor recreation throughout this country and the world. [*Management Policies* (2006), inside front cover.]

This Order provides policies that form a new framework for stewardship decision making within the NPS based upon the overarching resource stewardship goal described in section 3. The Order also defines new terms and concepts that will be used in this and future guidance.

## 2. Authority

Authority to issue this Order is contained in the National Park Service Organic Act and other NPS laws ([54 USC 100101\(a\) et seq.](#)), and delegations of authority contained in [Part 245](#) of the Department of the Interior (DOI) Manual.

This Order is intended only to improve the internal management of the NPS, and is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or equity by a party against the United States, its departments, agencies, instrumentalities or entities, its officers or employees, or any other person.

## 3. Establishing the NPS Overarching Resource Stewardship Goal

This Order reaffirms that resource stewardship is a preeminent duty of the NPS, and that “[w]hen proposed park uses and the protection of park resources and values come into conflict, the protection of resources and values must be predominant.” *Management Policies*, [section 1.5](#). The NPS defines resource stewardship as both an ethic of active responsibility to pass on the parks unimpaired to future generations as well as the application of the necessary expertise to meet this duty. This ethic and application of expertise extends to NPS programs and NPS participation in partnerships. This Order does not redefine “unimpaired,” but instead recognizes (1) there are new and complex environmental and social forces affecting park resources that must be considered in resource management, and (2) these forces may be beyond the influence of the NPS and their consequences may be irreversible.

The overarching goal of resource stewardship (stewardship goal) is to manage NPS resources in a context of [continuous change](#) that we do not fully understand, in order to:

- preserve and restore [ecological, historical, and cultural integrity](#);
- contribute as an ecological and cultural [core of national and international networks of protected lands, waters, and resources](#); and
- provide [visitors](#) and [program participants](#) with opportunities for transformative experiences that educate and inspire.

The stewardship goal will be achieved by incorporating it into NPS management and culture. This requires relying on science and scholarship for guidance in understanding novel conditions, threats, and risks to resources and identifying and evaluating management actions; exemplary resource management practices; collaboration with partners outside park boundaries; and open and inclusive communication with partners and the public. In addition, it is essential that policies consider NPS resources and values in a broader context, with particular attention to preservation of significant natural and cultural land/seascape elements, critical habitats and features, and wilderness character. (See [Director’s Order #41: Wilderness Stewardship](#), section 6.2).

To achieve the stewardship goal, the NPS will:

- integrate the management of natural and cultural resources, where beneficial to resource stewardship;
- adopt and apply new conservation concepts and guiding strategies for resource stewardship;
- update and sustain the NPS workforce; and
- incorporate these concepts, policies, and actions into appropriate management documents.

The following sections identify specific policies and actions necessary for implementing this stewardship goal in the 21st century.

This Order does not explicitly address the transformative experiences component of the stewardship goal. Efforts in that regard are already underway, and can be found in *Achieving Relevance in Our Second Century* (2014) and future guidance.

#### **4. Integrating Natural and Cultural Resource Stewardship**

##### **4.1 Objective**

To incorporate the stewardship goal into NPS management and culture, the Service will integrate natural and cultural resource management where beneficial to resource stewardship. This integration recognizes the impact of humans on their environment and the impact of a changing environment on humans. Although natural and cultural resource management have much in common, their separate and specific needs must also be recognized. Integrating resource stewardship requires coordination between natural and cultural resource programs. It also requires coordination within these programs where beneficial to resource stewardship. In addition, traditional ecological knowledge (TEK) can inform integrated resource stewardship.

##### **4.2 Policies**

The NPS will take the following actions to integrate natural and cultural resource programs, functions, and funding mechanisms, where beneficial to resource stewardship:

- Create incentives for funding projects, including the Service-wide Comprehensive Call, that integrate perspectives and disciplines from natural and cultural resources;
- Require existing and future Resource Stewardship Strategies to consider natural and cultural resource integration concepts;
- Co-locate natural and cultural resource operations where possible and when beneficial to resource stewardship; and
- Utilize opportunities through Cooperative Ecosystem Studies Units (CESUs), Research Learning Centers (RLCs), and additional NPS programs and partners to support integrated natural and cultural resource projects.

The NPS will take the following actions to increase the understanding and use of TEK:

- Include indigenous peoples and perspectives in defining management objectives;
- Create mechanisms to facilitate collaboration, mutual trust, and understanding with federally recognized Tribes, and other indigenous peoples that build relationships beyond minimum obligatory consultation;
- Stimulate and apply research and scholarship that incorporates TEK and participation of indigenous peoples; and
- Incorporate TEK into resource planning efforts.

## **5. Managing Resources Emphasizing Resilience, Connectivity at Land/seascape Scales, and Life-cycle Stewardship**

### **5.1 Objective**

To achieve the stewardship goal and set priorities for conservation, restoration, and protection of resources, the NPS will emphasize resilience, connectivity at land/seascape scales, and life-cycle stewardship as guiding strategies for resource management. Application of these strategies in resource management will be informed by scientific and scholarly research and TEK.

### **5.2 Policies**

The NPS adopts the following operational definitions and will provide additional guidance in RM-100:

- **Resilience** is the ability to anticipate, prepare for, and adapt to changing conditions and withstand, respond to, and recover rapidly from disruptions. Resilience strategies may include managing for the persistence of current conditions, accommodating change, or managing towards desired new conditions. Resilience strategies may vary and desired conditions must be clearly identified.
- **Connectivity at land/seascape scales** means managing natural resources such that processes that sustain biodiversity and viable ecosystems and populations, and that facilitate adaptation in the face of climate and other environmental change are maintained. See *Management Policies*, [chapter 4](#). For cultural resources, connectivity refers to the understanding of the larger thematic and geographic context for these resources and supporting historical and cultural integrity. See *Management Policies*, [chapter 5](#). Spatial scales to maintain connectivity may vary and desired conditions must be clearly identified. In addition, cultural connectivity goes beyond spatial considerations to include representation of cultures through time. Understanding the larger context for these resources requires partnerships with stakeholders to identify shared conservation values. See *Management Policies*, [section 1.6](#).
- **Life-cycle stewardship** for natural resources means managing natural resources such that ecological processes or species' full life cycles are sustained over time. For cultural resource management, life-cycle stewardship means managing resources, historic infrastructure, and the built environment for long-term preservation.

The NPS will apply these strategies to resource management by taking the following actions:

- Expand research related to resilience, connectivity, and life-cycle stewardship to inform current and future management and restoration projects and programs;
- Ensure research findings and new discoveries are shared with resource managers and the scientific community;
- Expand land/seascape-scale resource stewardship and connectivity by using existing authorities to form partnerships for collaboratively managing resources outside parks. NPS efforts to advance collaborative conservation need to be expanded to deal with 21st century conservation challenges. (See [Scaling Up: Collaborative Approaches to Large Landscape Conservation](#) and future guidance);
- Participate and collaborate in interagency and non-governmental efforts to promote connectivity that in particular address issues such as climate change, endangered species, and habitat protection. These efforts may include large-land/seascape conservation efforts, regional networks of protected areas, and wilderness preservation;
- Actively develop and apply tools, capacity, and expertise available from NPS partnerships programs, including but not limited to, the National Natural Landmarks Program, National Historic Landmarks Program, Rivers, Trails, and Conservation Assistance Program, National Heritage Areas Program, Technical Preservation Services, and Land and Water Conservation Fund Program to advance resilience, connectivity at land/seascape scales, and life-cycle stewardship as resource stewardship strategies;
- Develop in collaboration with stakeholders shared management goals for [ecological, historical, and/or cultural integrity](#) where terrestrial and aquatic protected areas share borders;
- Use existing and form new partnerships with State, Tribal, regional, and local governments, other federal agencies, non-governmental partners, and the international community to support life-cycle stewardship and to engage in land/seascape conservation. (See [Director's Order #21: Donations and Philanthropic Partnerships](#), [Director's Order #20: Agreements](#), and [Director's Order #56: International Activities](#));
- Support the needs of collaboratively managed areas, such as national rivers and trails that promote recreational activities and visitor enjoyment as key values to be recognized;
- Promote the use of parks for scientific and scholarly inquiry by streamlining the research permit process; and
- Establish partnerships with (1) educational and scientific institutions to identify, encourage, and promote scientific and scholarly research; and (2) federally recognized Tribes and other indigenous peoples to identify, encourage, and promote [TEK](#), both of which will help us to better understand the complexities and uncertainties of the future.

## **6. Incorporating the Precautionary Principle and Adaptive Management into Resource Stewardship**

### **6.1 Objective**

To achieve the stewardship goal, the NPS will adopt the precautionary principle and adaptive management as guiding strategies for resource management subject to all existing authorities. These strategies will promote science-based decisions, help deal with uncertainty, and promote a

culture of learning. Management decisions based on the precautionary principle may often require adaptive management.

## 6.2 Policies

The NPS adopts the following operational definitions and will provide additional guidance in RM-100:

- The **Precautionary Principle** requires that, when an action, activity, or emerging condition raises plausible or probable threats of harm to park resources and/or human health, management should take anticipatory action even when there is uncertainty. When such uncertainty exists, NPS managers will take actions that err on the side of caution to protect resources in accordance with existing authorities, including NPS obligations to prevent resource impairment and the decision-making criteria described in section 7 of this Order. Any decision made using the precautionary principle should take into account: (1) the threat of harm to park resources or public health; (2) the level of scientific uncertainty; and (3) the preventive, precautionary action and its associated risks.
- **Adaptive Management** is a flexible decision-making strategy that can be adjusted in the face of uncertainties as outcomes from management actions and other events become better understood. Careful monitoring of these outcomes advances scientific understanding and helps adjust policies or operations as part of an iterative learning process. Adaptive management is a strategy for more effective decision making. Measures of successful adaptive management are how well it (1) helps meet environmental, social, and economic goals; (2) increases scientific knowledge; and (3) reduces tensions among stakeholders. (See [DOI Adaptive Management Applications Guide](#) and future guidance).

The NPS will take the following actions to apply these strategies to resource management:

- Incorporate the precautionary principle and adaptive management into appropriate resource stewardship policies and decision-making processes, while considering how actions may adversely affect the qualities of wilderness character within the National Park System;
- If existing or future conditions are likely to result in unacceptable impacts to or impairment of park resources, managers should (1) consider action even if all cause-and-effect relationships are not fully established, and (2) modify the action as new information becomes available;
- Apply relevant guidance for adaptive management stated in the [DOI Adaptive Management Technical Guide](#); and
- Incorporate references to the precautionary principle and adaptive management into other appropriate policy guidance, in due course, including [Director's Order #12](#) and the [NEPA Handbook](#); [Director's Order #2: Park Planning](#); [Director's Orders #28](#) and [#28A](#), and the [Cultural Resource Management Guideline](#); [Director's Order #41: Wilderness Stewardship](#); [Director's Order #47: Soundscape Preservation and Noise Management](#);

the Director's Order #77 series and Reference Manual 77–Natural Resource Management; and Director's Order #79: Integrity of Scientific and Scholarly Activities.

## 7. Basing Resource Stewardship Decisions on Science, Law, and Long-term Public Interest

### 7.1 Objective

To fulfill the stewardship goal, the NPS will use a decision-making framework that is explicitly based upon three criteria: (1) best available sound science and scholarship, (2) accurate fidelity to the law, and (3) long-term public interest. These criteria are not mutually exclusive and are often interdependent. The focus of each of these criteria will vary with the stage in the decision-making process and the particular decision being made. These criteria will be applied to management decisions using professional judgment<sup>3</sup> and incorporating the resource management concepts in sections 4-6 of this Order.

### 7.2 Policies

The NPS adopts the following operational definitions and will provide additional guidance in RM-100:

- **Best available sound science and scholarship** is up-to-date and rigorous in method, mindful of limitations, peer-reviewed when appropriate and required, and delivered at the appropriate time in the decision-making process in ways that allow NPS managers to apply its findings. Sound science and scholarship is a body of knowledge that draws upon a broad and often interdisciplinary community of practitioners, both within and beyond the NPS.
- **Accurate fidelity to the law** requires that NPS decision making adheres with precision to the law, and consistently and transparently follows regulations and public policy.
- **Long-term public interest** emerges from the NPS mission, an evolving understanding of diverse public values and perspectives, meaningful civic engagement including multiple perspectives and generations, and the professional judgment of NPS professionals.

To ensure the three criteria are applied in the resource decision-making process, the NPS will:

- Conduct and/or facilitate scientific and scholarly inquiry that is directly applicable to current or expected resource management challenges;
- Incorporate the best available sound science and scholarship into resource management;
- Require NPS leadership to foster a culture that values scientific and scholarly expertise, and supports scientists and scholars to conduct, publish, and present research of the highest quality;
- Ensure the proper role and application of a wide variety of scientific and scholarly disciplines and TEK in resource management;

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<sup>3</sup> See *Management Policies*, Glossary, "Professional judgment."

- Incorporate accurate fidelity to the law into management decisions by ensuring employees are knowledgeable about and follow applicable laws, regulations, and policies and have access to necessary legal expertise;
- Ensure that legal and ethical behavior is a critical component of resource stewardship; and
- Understand long-term public interest by considering both historical and current public values and perspectives with respect to parks, as well as the NPS mandate to provide enjoyment for future generations.

The NPS will take the following actions to ensure that managers are able to apply the three criteria:

- Support resource managers, scientists and scholars, and other appropriate staff to (1) engage diverse communities in park resource issues, values, and science; and (2) communicate scientific and scholarly ideas and findings to internal and external audiences in order to continuously improve professional judgment;
- Develop and maintain open and inclusive public engagement strategies to identify and understand long-term public interest and foster “co-stewardship” of resources through sustained and committed collaborations with governmental partners, federally recognized Tribes, other indigenous peoples, the public, and other stakeholders (see Director’s Order #75A: Civic Engagement and Public Involvement); and
- Strategically incorporate emerging technologies, when applicable and feasible, into park resource management to conduct sound science and scholarship and engage the public.

## **8. Updating and Sustaining the Workforce**

### **8.1 Objective**

To further the stewardship goal and integrate it into the organizational culture, the NPS will update, strengthen, and maintain its workforce to diversify, modernize, and support new generations of scientists, scholars, resource managers, and superintendents. Enhancing and diversifying the workforce allows our national parks and programs to reflect the diversity of America.

### **8.2 Policies**

The NPS will take the following actions to update and sustain the workforce:

- Create, through strategic partnerships with educational institutions and other organizations, a new generation of scientists, scholars, and resource managers who reflect the diverse backgrounds, demographics, and values of the Nation. These partnerships will help the NPS obtain the scientific and scholarly information needed to better understand park resources and visitors, work effectively across cultures, and address the complexities and uncertainties of the dynamic and changing environment;

- Establish and enhance formal relationships, agreements, and internships with key diverse educational institutions and organizations to identify and develop candidates for potential positions and careers within the NPS;
- Support new generations of scientists, scholars, resource managers, superintendents, and all other employees by ensuring a safe and respectful work environment that is free from discrimination, harassment, and retaliation;
- Incorporate the stewardship goal into new and revised position descriptions and performance plans for all appropriate positions throughout the NPS;
- Work with regions, parks, and programs to create new pathways to NPS careers, and increase diversity through improved use of direct-hire authorities;
- Support and encourage NPS scientists and scholars to publish research in scientific and/or scholarly literature by adding this responsibility to appropriate position descriptions of NPS scientists; and
- Support participation of NPS scientists and scholars at professionally recognized meetings, symposia, and conferences to (1) disseminate NPS scientific and scholarly findings; (2) learn from other scientists and scholars; (3) maintain professional competence and credibility; and (4) contribute to best available sound science and scholarship, and best practices in stewardship decision making.

## **9. Ensuring Scientific Literacy for Superintendents**

### **9.1 Objective**

To further the stewardship goal in management decisions, the NPS will require superintendents and those who aspire to leadership positions to possess scientific literacy appropriate to their positions and resource management decision-making responsibilities. This includes the full range of scientific disciplines needed to steward resources.

### **9.2 Policies**

The NPS adopts the following definition and criteria for achieving scientific literacy and will provide additional guidance in RM-100:

- **Scientific literacy** is the knowledge and understanding of scientific concepts and processes, an understanding of the strengths and limitations of scientific findings, and the appropriate application of scientific research to management and policy issues.
- Scientific literacy requires superintendents to be able to:
  - identify scientific issues underlying decisions within the framework of best available sound science and scholarship, accurate fidelity to the law, and long-term public interest;
  - understand the scientific process and associated strengths and limitations, data integrity and management, and peer review; and
  - evaluate the quality of scientific information and evidence available on the basis of its source and the methods used to generate it.

The NPS will take the following actions to ensure that superintendents and those who aspire to leadership positions are scientifically literate:

- Adapt existing and appropriate scientific literacy standards;
- Modify position descriptions to include scientific literacy requirements;
- Include information about relevant scientific issues related to resource stewardship in supervisory training and other training courses for superintendents; and
- Identify the specific ways superintendents can demonstrate, achieve, and maintain scientific literacy standards. These may include formal higher education degrees, completion of relevant advanced graduate course work, or successful completion of training courses.

## **10. Investing in Service-wide Resource Stewardship Training**

### **10.1 Objective**

To further the stewardship goal, the NPS will invest in Service-wide resource stewardship training to educate and support employees to use the concepts and decision-making framework presented in this Order. This resource stewardship training will be incorporated into existing training opportunities.

### **10.2 Policies**

The NPS will ensure all employees develop the knowledge, skills, and abilities appropriate to their positions and needed to support successful resource stewardship, by taking the following actions:

- Establish a training and development workgroup to develop a strategic plan for resource stewardship training that builds upon existing training programs and opportunities (e.g., Fundamentals, Natural and Cultural Resource Career Academies, Emerging Leaders, New Supervisor Training, New Superintendents Academy);
- Implement a training program based upon the strategic plan that makes use of both in-person and distance learning;
- Develop training about TEK for superintendents, resource staff, and others, including training by indigenous peoples;
- Develop detailed guidance and training for the application of the precautionary principle and adaptive management to be incorporated into appropriate documents;
- Develop detailed guidance and implement training on the resource stewardship criteria, with special focus on training superintendents; and
- Require superintendents and other employees in leadership positions to participate in advanced training courses on an ongoing basis to ensure implementation of the most up-to-date approaches to resource stewardship.

## **11. Integrating the Stewardship Goal within Appropriate Management Documents**

### **11.1 Objective**

To ensure the organization consistently works toward the stewardship goal, the NPS will integrate the concepts, policies, and actions in this Order into all appropriate policies, plans, studies, and inventories; funding priorities and allocations; and field operations and programs.

### **11.2 Updates to Management Structures**

As appropriate and in due course, management documents will be developed, revised, or updated to incorporate the stewardship goal and other requirements of this Order. These include:

- Service-wide Policies—Director’s Orders and Policy Memoranda
- Foundation Documents
- Management, Strategic, and Implementation Plans—Resource Stewardship Strategies, Wilderness Stewardship Plans, and General Management Plans
- Resource Inventories, Studies, and Surveys—cultural landscape inventories, natural resource inventories, and visitor use studies and surveys (for example, the Comprehensive Survey of the American Public)
- Program Funding—annual budget plans and Project Management Information System (PMIS) project funding requests
- Agreements—cooperative agreements (for example, those establishing relationships with cooperative study units per [54 USC 100703](#), or to further park research by educational institutions per [54 USC 101702\(b\)](#)), interagency agreements, and general agreements (for example, cooperating association agreements)
- Operational Plans—annual performance plans (work plans) and standard operating procedures

A more comprehensive list of plans, studies, surveys, and other appropriate documents will be included in RM-100.

## **12. Roles and Responsibilities**

### Director and Deputy Director(s)

The Director and deputy director(s) will:

- provide Service-wide leadership on new and revised policies and actions to lead the NPS into the 21st century of managing and preserving resources under NPS care;
- integrate the concepts, policies, and actions in this Order into all appropriate policies, plans, studies, and inventories; funding priorities and allocations; and field operations and programs;
- encourage parks, programs, and regions to collaborate with national, Tribal, State, regional, and local partners, and the public when setting priorities for conservation, restoration, and integration of natural and cultural resources in order to promote land/seascape-scale connectivity and management;

- work with DOI, other agencies, non-governmental entities, the international community, and other partners to communicate and promote the goals and actions of this Order;
- promote and ensure a safe and respectful work environment that is free from discrimination, harassment, and retaliation Service-wide;
- prepare annual agency funding requests in support of the integration of natural and cultural resource management where beneficial to resource stewardship, land/seascape-scale conservation, and other priorities as outlined in this Order; and
- promote a culture of science- and scholarly-based research and expertise within NPS decision making.

#### Associate and Assistant Directors (ADs)

All ADs will:

- communicate the importance of integrating the stewardship goal into all work performed by the programs under their responsibility; and
- ensure that all appropriate staff complete the necessary resource stewardship training as outlined in sections 9 and 10.

#### ADs, Natural Resource Stewardship and Science (AD-NRSS) and Cultural Resources, Partnerships, and Science (AD-CRPS)

The AD-NRSS and AD-CRPS will:

- together with the AD, Workforce and Inclusion, issue, review, and revise as appropriate RM-100, which will provide comprehensive procedures for implementation of this Order;
- develop standards and procedures necessary to implement the actions in sections 4, 5, 6 and 7 in collaboration with other relevant directorates;
- develop initiatives that support integration of natural and cultural resource management and ensure funding calls use this as a ranking criterion during proposal review and funding allocation;
- ensure, in collaboration with other relevant directorates, regional directors, and superintendents, that indigenous peoples have opportunities to be involved in resource stewardship planning and actions;
- finalize guidelines for the establishment of interdisciplinary teams developing Resource Stewardship Strategies;
- create guidelines and opportunities for employees to remain current in their fields by conducting, publishing, and presenting scientific and scholarly work; and
- develop initiatives to support research on resilience, connectivity at the land/seascape scales, and life-cycle stewardship.

#### AD, Workforce and Inclusion (AD-WI)

The AD-WI, in collaboration with other relevant directorates, will:

- develop standards and procedures necessary to implement the actions in sections 8, 9 and 10;
- review and develop additional requirements for new and existing position descriptions and performance plans in furtherance of this Order;

- develop the criteria, standards, measures, and training associated with scientific literacy requirements for superintendents and other employees;
- ensure staff within Servicing Human Resources Offices, Human Resources Operation Centers, and other staff involved in position description classifications, recruitment, and hiring are familiar with the stewardship goal and priorities outlined in this Order; and
- establish a training and development workgroup to develop a strategic plan for resource stewardship training that includes TEK, the precautionary principle, adaptive management, and other concepts contained in this Order.

The AD-WI, and the AD, Interpretation and Education (AD-IE) will establish relationships with key diverse educational institutions and organizations in support of the actions in section 8.

### Regional Directors (RDs)

Regional directors will:

- communicate the importance of integrating the stewardship goal into all work performed by the parks and regional programs under their responsibility, as well as including it in superintendents' performance standards;
- ensure that all appropriate staff complete the necessary resource stewardship training as outlined in sections 9 and 10;
- develop regional and park initiatives that support the integration of natural and cultural resource management;
- require regional offices and parks to consult with and involve indigenous peoples in resource stewardship planning, training, and actions;
- enhance NPS involvement in land/seascape-scale management through collaborative efforts with international, national, Tribal, State, regional, and local partners, and the public;
- review and develop additional requirements to integrate the stewardship goal into new and existing position descriptions and performance plans for regional and park employees;
- direct regional and park staff to adopt the precautionary principle and adaptive management as guiding strategies for resource management at all levels within the region;
- ensure that resource stewardship training needs within their regions are met, and that parks are adequately supported to meet their resource stewardship responsibilities; and
- expand capacities for scientific- and scholarly-research by hiring and sustaining a diverse cohort of professionals in parks and regional programs, and support the technical and training needs that allow these professionals to remain current in their fields and integrated within broader communities of professional practice.

### Superintendents

Superintendents will:

- integrate the stewardship goal into day-to-day park operations, short- and long-range planning activities, and overall park management;

- complete educational coursework or training programs to further scientific literacy competencies;
- build relationships and consult with indigenous peoples to expand the understanding and use of TEK in park planning and training, and in the decision-making process;
- develop and revise Resource Stewardship Strategies based on the integration of natural and cultural resources;
- establish and sustain integrated, interdisciplinary resource management and assessment programs based on sound science and scholarship that are designed, conducted, and/or applied by professionals;
- incorporate the precautionary principle and adaptive management as guiding strategies for interdisciplinary resource management actions;
- collaborate with international, national, Tribal, State, regional, and local partners, and the public to support land/seascape-scale management of resources and solve complex resource stewardship challenges;
- apply the decision making criteria described in section 7 to all resource management actions; and
- build and sustain relationships at all levels to increase public involvement and participation while developing resource stewardship policies and plans, and undertaking management activities (see [Director's Order #75A](#)).

### Program Managers

Program managers will:

- integrate the stewardship goal into short- and long-range planning activities, and management decisions across multiple disciplines;
- coordinate, develop, and maintain strategic plans for scientific and scholarly research and application in resource management decisions, particularly region-wide initiatives that respond to contemporary conditions and stressors at appropriate scales and intervals;
- establish and sustain integrated, interdisciplinary resource management programs and assessments based on sound science and scholarship that are designed, conducted, and/or applied by professionals;
- incorporate the precautionary principle and adaptive management as guiding strategies for interdisciplinary resource management actions;
- build relationships and consult with indigenous peoples to further the understanding and use of TEK in the planning and decision-making process;
- provide program staff the necessary training, skills, and resources to be effective resource stewards and to carry out the responsibilities of this Order;
- assign responsibility to appropriate staff to ensure implementation of this Order by informing them of the key principles and how to apply them in their duties and activities;
- collaborate with international, national, Tribal, State, regional, and local partners, and the public to support land/seascape-scale management of resources and solve complex resource stewardship challenges; and
- build and sustain relationships at all levels to increase public involvement and participation while developing resource stewardship policies, and undertaking management activities (see [Director's Order #75A](#)).

### Resource Managers and Park Resource Specialists

Resource managers and park resource specialists will:

- work with superintendents, and other park and regional staff to integrate resource stewardship practices and strategies into park planning, management, compliance, operations, and monitoring activities;
- recognize opportunities to address resource concerns with understanding and consideration of natural and cultural resource perspectives and land/seascape-scale needs;
- seek and support programs, projects, and partnerships with communities, States, non-governmental organizations, other agencies, Tribes, and the public to enhance the NPS's ability to effect change on a larger scale;
- coordinate with superintendents and other park and regional managers and consult with broader communities of practice to develop and revise Resource Stewardship Strategies and practices based on the integration of natural and cultural resources and the best available sound science and scholarship, accurate fidelity to law, and long-term public interest; and
- participate in local resource management coordination with government agencies, Tribes, and other local and regional partners.

### Community Assistance Program Coordinators

Community assistance program coordinators will:

- integrate the stewardship goal into short- and long-term planning activities, and management decisions across multiple disciplines;
- build and sustain relationships with partners at all levels to increase public involvement and participation while developing resource stewardship policies, and undertaking management activities;
- align programs, projects, and park activities within communities in support of One NPS to further the stewardship goal;
- conduct annual reviews of conservation and restoration projects that incorporate a large land/seascape or area-wide approach outside park boundaries with appropriate NPS programs to create efficiencies, leverage resources, align efforts, and engage communities; and
- collaborate and align financial and technical assistance resources with other NPS programs where there are shared stewardship objectives and opportunities.

### Service-wide and Regional Learning and Development Coordinators/Managers

Learning and Development coordinators and managers will:

- develop and maintain an integrated strategic plan for resource stewardship and science and scholarship training;
- develop training in resource stewardship science and scholarship, law, regulation, and policy, and the public interest at all levels of the organization, and in collaboration with resource specialists and larger communities of professional practice;

- coordinate and communicate with Learning and Development managers in other divisions to identify training needs and ensure that all employees are equipped to engage in decision making based in science and scholarship, law and policy, and the public interest; and
- help coordinate participation in professional associations and scientific and scholarly meetings, symposia, and conferences.

#### NPS Regional and National Resource Advisory Councils

Resource advisory councils will:

- advise the Director, deputy director(s), ADs and RDs about all resource stewardship and decision-making matters in parks and programs;
- encourage participation of external scientists, scholars, and other experts in research and professional activities to inform resource stewardship, and involvement of professionals in larger communities of practice through regular consultations and opportunities with professional associations; and
- assist in the development and implementation of programs and projects that expand and improve the accountability, consistency, and continuity of resource stewardship activities and practices based on sound science and scholarship, law and policy, and the public interest.

#### NPS Employees Participating in Research Learning Centers (RLCs) and Cooperative Ecosystem Studies Units (CESUs)

NPS employees in RLCs and in CESUs will:

- support natural and cultural resource integration projects;
- provide opportunities to train and hire the next generation of scientists, scholars, and resource managers; and
- provide opportunities for NPS employees to develop and maintain the professional knowledge and skills necessary for resource stewardship through training, conferences, and collaborative projects.

All employees have the responsibility to help manage resources and implement programs that further the stewardship goal.

### **13. Additional Definitions**

**Continuous Change** is the concept that parks are not static entities, but instead are undergoing long-term change. This change is not merely a constant or seasonal change, but also the dynamic nature of overlapping and accelerating changes facing park systems. Extreme shifts in conditions (such as unexpected, severe wet seasons) within long-term trends of change (such as decadal droughts) that are increasingly exceeding historic experiences, exemplify the complex nature of change. The conditions of park resources will continue to move beyond the bounds of historical range of variation due to continually increasing temperatures and other changes including those associated with ongoing and projected climate change. In addition, ongoing

social, cultural, and demographic shifts will impact park systems. Novel and unpredicted responses to these changes present new challenges for resource stewardship.

**Core of National and International Networks of Protected Lands, Waters, and Resources** is the concept that NPS-administered lands, waters, and resources are ecologically and/or culturally essential elements of national and international networks of protected areas, when viewed holistically across boundaries and managed through exemplary resource management practices.

**Ecological Integrity** is the ability of ecosystems to support and maintain a community of organisms that has a species composition, diversity, and functional organization comparable to those natural habitats or projected new conditions within the region. These characteristics may occur within a historical range of variation and with time may progress towards novel conditions associated with a changing climate. While ecological integrity necessarily builds on our understanding of the past, maintaining integrity will also be informed by scientific and scholarly research, TEK, and an evolving understanding of the resources and values that are fundamental to the park's purpose.

**Historical and Cultural Integrity** is the ability of an object, property, site, or cultural landscape to convey its full historical, cultural, and scientific significance. Historical and cultural integrity incorporates a variety of perspectives, reflects current theories and best practices of all relevant disciplines and promotes dynamic, adaptive, and data-driven resource management.

**Program Participants** are those individuals who use the Service's programs that extend the benefits of resource conservation and outdoor recreation beyond park visits. These are mainly non-park based experiential programs that often work with parks, but are available in communities and other areas outside park boundaries. See *National Park Service Programs (2013)*.

**Traditional Ecological Knowledge** refers to the on-going accumulation of knowledge, practice and belief about relationships between living beings in a specific ecosystem that is acquired by indigenous peoples over hundreds or thousands of years through direct contact with the environment, handed down through generations by cultural transmission, and used for life-sustaining ways. [Rinkevich et al. Synopsis of Traditional Ecological Knowledge, 2016]

**Visitors** are individuals who (1) physically visit parks for recreational, educational, or scientific purposes, or (2) otherwise use a park's interpretive, scientific, and educational services, regardless of where or how such use occurs (e.g., via Internet access, library, etc.). See *Management Policies*, p. 160.

-----End of Director's Order-----

PM\_11-03\_Recycling and Reduction of Disposale .pdf



# United States Department of the Interior

NATIONAL PARK SERVICE  
1849 C Street, N.W.  
Washington, D.C. 20240

IN REPLY REFER TO:

A5623 (0130)

DEC 14 2011

To: Regional Directors  
From: Director *Janetha S. Janus*  
Subject: Recycling and Reduction of Disposable Plastic Bottles in Parks

The National Park Service has set very high standards to:

- reduce our carbon footprint and increase the sustainability of all parks
- look holistically at alternative fuels, vehicle fleet size and type
- convert lighting to reduce energy use and preserve the night sky
- recycle, compost, and use renewable energy sources (where appropriate)
- set LEED silver as the minimum standard for new construction

More than 100 parks have conducted climate friendly parks assessments. Most recently, we have begun efforts to increase choices for healthy and sustainable foods in our concessions facilities. A key element of *A Call to Action* is to “Go Green.” You can see some of these actions online at <http://www.nps.gov/sustainability/>.

Sustainability is a signature effort for the National Park Service. We must be a visible exemplar of sustainability, so it is important that we move our sustainability program forward as an *organization*. While superintendents need some discretion to tailor implementation to local situations, it is not the purview of any one park to set policy.

The heart of our sustainability program is our comprehensive Green Parks Plan (GPP). The GPP will address water and energy use, green house gas emissions, reduction of waste streams, construction practices, as well as other issues, and sets goals that we will reach by 2016. The GPP is undergoing final review and will be released early next year.

In light of recent interest in one element of the GPP, we are issuing the attached specific policy on the reduction/recycling of disposable plastic water bottles. It allows superintendents to halt the sale of these bottles if they (1) complete a rigorous impact analysis including an assessment of the effects on visitor health and safety, (2) submit a request in writing to their regional director, and (3) receive the approval of their regional director.



# United States Department of the Interior

NATIONAL PARK SERVICE

1849 C Street, N.W.  
Washington, D.C. 20240

IN REPLY REFER TO:

A5623 (0130)

DEC 14 2011

Policy Memorandum 11-03

To: Regional Directors

From: Director *Jonathan B. Jarvis*

Subject: Disposable Plastic Water Bottle Recycling and Reduction

## **A. Background**

When considered on a life-cycle basis, the use of disposable plastic water bottles has significant environmental impact compared to the use of local tap water and refillable bottles. These impacts may be magnified in remote national parks because of the additional transportation, waste disposal, energy use, and litter removal factors inherent in these locations.

The issues surrounding plastic water bottles are complex. Banning the sale of water bottles in national parks has great symbolism, but runs counter to our healthy food initiative as it eliminates the healthiest choice for bottled drinks, leaving sugary drinks as a primary alternative. A ban could pose challenges for diabetics and others with health issues who come to a park expecting bottled water to be readily available. For parks without access to running water, filling stations for reusable bottles are impractical. A ban could affect visitor safety; proper hydration is key to planning a safe two-hour hike or a multi-day backcountry excursion. Even reasonably priced reusable water bottles may be out of reach for some visitors, especially those with large families.

For these reasons, the National Park Service will implement a disposable plastic water bottle recycling and reduction policy, with an option to eliminate sales on a park-by-park basis following an extensive review and with the prior approval of the regional director.

Such a policy will allow the NPS and park partners to reduce their environmental footprint, introduce visitors to green products and the concept of environmentally responsible purchasing, and give them the opportunity to take that environmental ethic home and apply it in their daily lives. It will also be a significant step in reducing our carbon footprint and meeting *A Call to Action* Goal #23, Go Green.

## **B. Policy and Requirements**

Recycling: Parks are strongly encouraged to have a robust recycling program. The plastics found in disposable water bottles are fully recyclable, and parks should have ample and well designed, distributed, and marked collection facilities. The work of collecting, sorting, and

transporting recyclables from parks to regional recycling centers may not always “pay for itself,” but it is still the right thing to do.

Reduction: Parks are strongly encouraged to reduce the sale of disposable plastic water bottles through visitor education on the environmental impact of purchasing decisions and the availability of reasonably priced reusable bottles which can be filled at water fountains or bottle refill stations.

Elimination: Where appropriate, superintendents may request approval from their regional director to eliminate the sale of water in disposable plastic bottles by analyzing and addressing the following factors—in writing:

- Amount of waste eliminated and pros/cons to overall park operations
- Infrastructure costs and funding source(s) for filling stations
- Contractual implications on concessioners, including considerations of new leaseholder surrender interest or possessory interest
- Operational costs of filling stations including utilities and regular public health testing
- Cost and availability of BPA-free reusable containers
- Effect on concessioner and cooperating association sales revenue
- Availability of water within concession food service operations
- Visitor education in the park and online so that visitors may come prepared with their own water bottles
- Results of consultation with NPS Public Health Office
- A sign plan so that visitors can easily find filling stations
- Safety considerations for visitors who may resort to not carrying enough water or drinking from surface water sources with potential exposure to disease
- A system for annual evaluation of the program, including public response, visitor satisfaction, buying behavior, public safety, and plastic collection rates
- Results of consultation with concessioners and cooperating associations
- Timeline of phase in period

Education: Parks must develop a proactive visitor education strategy that addresses visitor expectations and explains the rationale for whatever plastic bottle reduction, recycling, or elimination effort is implemented.

Disposable plastic bottle recycling, reduction, or elimination decisions should be implemented at all applicable operations so there is consistency throughout the park and parity from one operation to the next. These procedures should be incorporated into the concessioner operating plan, cooperating association scope of sales, and other organizations operating within the park.

### **C. Existing Activities**

Parks that have already successfully implemented programs to install refill stations and eliminate the sale of disposable plastic beverage containers may continue, but must address the above factors—in writing—to their regional director, including a system for annual evaluation.

#### **D. New Concession Contracts**

With the approval of the regional director and after conducting the analysis described above, parks may prohibit the sale of disposable water bottles as a term of a new concession contract.

#### **E. Monitoring and Continuous Improvement**

This policy will be monitored to determine its park and Servicewide environmental impact, visitor welfare, acceptance, and support, and effects on concessioners and cooperating associations. The NPS will also continue to reach out to producers and suppliers and the scientific community to gather information on environmental impacts, new technologies and industry best practices and may pilot new ideas where appropriate. The disposable water bottle alternatives strategy will be revisited periodically based on these data to determine if a change in the strategy is desirable or necessary.

#### **F. Limitation**

This policy is intended only to improve the internal management of the NPS, and is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or equity by a party against the United States, its departments, agencies, instrumentalities or entities, its officers or employees, or any other person.

#### **G. Related Policies**

This policy supplements other policies relating to environmental leadership, waste reduction, and recycling, particularly those found in sections 1.8, 9.1.6, and 10.2.4.5 of *Management Policies 2006*.

#### **H. Further Information**

For information on this policy or other tools and resources, please contact [Kurt Rausch](#), Commercial Services Program at 202-513-7202 or [Shawn Norton](#), Park Facility Management Division at 202-354-1835.

-----End of Policy Memorandum-----

DO #100 briefing paper 3\_29\_17 v.5.pdf

## Briefing Statement

**Bureau:** National Park Service  
**Issue:** Director's Order #100, Resource Stewardship for the 21st Century  
**Program:** Office of Policy  
**Date:** March 29, 2017

### Key Points:

- [Director's Order #100](#), signed on December 20, 2016, articulates and communicates guiding principles, policies, and actions to support resource management and stewardship in the 21st century.
- During its development, the draft Director's Order underwent an extensive internal and external comment period that resulted in the submission of over 800 individual comments.
- The Director's Order is intended only to improve the internal management of the National Park Service (NPS). It is applicable only to NPS employees and cannot be imposed on non-NPS personnel or the public.
- Currently, the NPS is developing the accompanying reference manual that will assist employees in implementing the Director's Order.

### Background:

- In 1963, a committee of scientists, chaired by A. Starker Leopold, prepared a report titled *Wildlife Management in National Parks*. The report came to be known as the "Leopold Report" and was the first comprehensive attempt at evaluating best practices and principles for sustainable resource management and was a longstanding source of policies for the NPS.
- In 2011, the NPS Director asked the Science Committee of the [National Park System Advisory Board](#) (a 12-person Board comprised of citizens that advise the Secretary and Director) to revisit the Leopold Report for the second century of the NPS – examining natural and cultural resource management – and report findings and recommendations. The committee's 2012 report was titled [Revisiting Leopold: Resource Stewardship in the National Parks](#).

### Comparison of Reports

- The main differences between the original *Leopold Report* and the 2012 *Revisiting Leopold* include:
  - The *Leopold Report* focused exclusively on wildlife management. The *Revisiting Leopold* report was expanded to cover all natural and cultural resources for which the NPS is responsible.
  - The *Leopold Report* did not take into account complex environmental and societal changes which may impact park resources and management decisions.
  - In the *Leopold Report*, the goal of protecting and recreating a "vignette of primitive America" (a time before the arrival of Europeans) influenced management decisions, but we now recognize the importance of a dynamic approach to management.

- *Revisiting Leopold* identifies the need to plan for a more diverse, urbanized, and older population of Americans engaging with parks.
- *Revisiting Leopold* integrates into resource management important concepts in technology, science, and scholarship that did not exist in the 1960s.
- *Revisiting Leopold* views individual parks as part of overall land- and seascapes.
- *Revisiting Leopold* applies new concepts such as the precautionary principle (see below), adaptive management, ecological integrity, and scientific literacy.
- *Revisiting Leopold* recognizes the inter-relationship between humans and their environment as a primary research question in understanding the dynamics of change in park landscapes.

### **Policy Development:**

- Informed by the *Revisiting Leopold* report, Director's Order #100 (DO) was developed by an interdisciplinary team of approximately 35 NPS employees representing parks, regions, and programs.
- The DO was put out for a concurrent, 30-day internal and external comment period. Public review was accomplished through notice in the *Federal Register*, and direct outreach to NPS stakeholders and partners. Distribution via the National Leadership Council and publication of an InsideNPS article was used to reach internal audiences.
- During the comment period, a total of 332 correspondences were received (50 from NPS employees and 282 from the public) containing a total of 823 individual comments. The disposition of the comments was as follows:
  - 59 resulted in a substantive revision to the DO
  - 31 resulted in an editorial revision to the DO
  - 145 were referred to the reference manual
  - 236 were considered but not accepted
  - 119 were out of scope
  - 233 were addressed in one of the other categories

### **Main Provisions of the Director's Order:**

- A new overarching resource stewardship goal that takes into account the complexity of current and future decisions needed for NPS resource stewardship, a preeminent duty of the Service.
- Integration of natural and cultural resource stewardship where beneficial.
- Adoption of strategies to make decisions in the face of uncertainty, including the use of the precautionary principle and adaptive management, consideration of traditional ecological knowledge, and enhancing connectivity and resilience across land/seascapes.
- Resource stewardship decision-making criteria based on science and scholarship, law, and long-term public interest.
- Support for scientific literacy for NPS employees.

### **Concerns Raised During the Public Comment Period:**

- Some groups raised concerns that the language in the draft DO about working outside park boundaries on a land/seascape scale could be interpreted as the NPS trying to expand our management to areas outside parks. We clarified the language to show that all

work outside our boundaries would be done through voluntary partnerships, within existing authorities, and in support of shared conservation goals.

- Many people had questions about the application of the precautionary principle in resource management decisions. We clarified that the use of the precautionary principle is not a new practice for the NPS, but rather the DO more explicitly defined the term and provided detailed criteria for when and how it is to be used. We also clarified that it could only be used within existing authorities.
- Internal comments from employees expressed concern over the availability of funding to carry out the provisions of the policy such as money for scientific literacy training.

### **The Precautionary Principle:**

- The precautionary principle requires that, when an action, activity, or emerging condition raises plausible or probable threats of harm to park resources and/or human health, management should take anticipatory action even when there is uncertainty. When such uncertainty exists, NPS managers will take actions that err on the side of caution to protect resources in accordance with existing authorities, including NPS obligations to prevent resource impairment.
- Some examples of situations where the precautionary principle could be applied include:
  - After storm surges associated with hurricanes keep damaging or destroying an historic beachfront visitor facility, the park considers options to move the facility or make it more resilient to flooding, using a design that allow water to pass beneath it, while preserving its historic characteristics.
  - Parks, in consultation with associated tribal communities, identify native plants and traditional uses, as part of the research and planning for preserving native species.
  - In order to help protect fish habitat, parks may provide general information to fisherman and boaters on methods to prevent introduction of invasive aquatic species, despite a lack of data on exact methods of transmission.

### **Current Status:**

- The Associate Directors, Natural Resource Stewardship and Science (NRSS), and Cultural Resources, Partnerships, and Science (CRPS) have the lead on the development of the reference manual in conjunction with the other directorates, regional directors, and appropriate staff.
- The reference manual will provide more detailed information to guide managers in developing and implementing resource management strategies that reflect DO #100's principles for their parks.
- Development of the reference manual will be through an interdisciplinary team of NPS employees drawn from all levels of the organization and from disciplines directly involved in resource stewardship.
- Recruitment of team members and a schedule for development are still being established.

### **Contacts:**

Dr. Ray Sauvajot, Associate Director, Natural Resource Stewardship and Science, [ray\\_sauvajot@nps.gov](mailto:ray_sauvajot@nps.gov), 202-208-3884

Dr. Stephanie Toothman, Associate Director, Cultural Resources, Partnerships, and Science, [stephanie\\_toothman@nps.gov](mailto:stephanie_toothman@nps.gov), 202-208-7625

Brian Carlstrom, Deputy Associate Director, Natural Resource Stewardship and Science, [brian\\_carlstrom@nps.gov](mailto:brian_carlstrom@nps.gov), 202-513-7208 [Team co-lead]

Joy Beasley, Deputy Associate Director, Cultural Resources, Partnerships, and Science, [joy\\_beasley@nps.gov](mailto:joy_beasley@nps.gov), 202-354-2230 [Team co-lead]

Alma Ripps, Chief, Office of Policy, [alma\\_ripps@nps.gov](mailto:alma_ripps@nps.gov), 202-354-3951

DO100 Fact Sheet FAQs 11.22.16.pdf

## Director's Order #100- Resource Stewardship for the 21st Century Fact Sheet, Talking Points and Frequently Asked Questions

December 20, 2016, at 9:15 a.m. EST

**This is an internal draft document for discussion only and not for publication.**

**A news release, InsideNPS story and other internal communications documents can be developed from this internal discussion-only document. Visit with Jeffrey Olson in OComms for details.**

### Key Messages About Director's Order #100

- National parks face environmental and social changes that are increasingly widespread, complex, accelerating, and uncertain. Addressing these challenges requires updates of National Park Service (NPS) policies and procedures to reflect the complexity of decisions needed for resource stewardship.
- Resource stewardship is a preeminent duty of the National Park Service and requires strategies to make decisions in the face of uncertainty. The application of what is described as the “precautionary principle” as well as adaptive management will enable thorough, deliberate, and transparent resource management decisions.
- Resource stewardship in the 21st century requires holistic management to best utilize the bureau's staffing and funding. This requires a bureau-wide shift in thinking and action toward interdisciplinary collaboration, increased scientific literacy, training, and resource-sharing where beneficial.
- Resource stewardship in the 21st century also means enhancing connectivity and resilience across landscapes and seascapes, and considering traditional ecological knowledge in decision making. The Director's Order lays out a framework for supporting NPS employees in their work with partners and communities to embrace this knowledge and benefit from its integration.
- This Order, and its companion Reference Manual 100 (RM-100), articulate and communicate NPS policies and actions that support resource stewardship in the 21st century.

### Talking Points About Director's Order #100

- Director's Order #100 (DO #100) is an internal guidance document for National Park Service (NPS) employees. DO #100 details policies and procedures that will guide NPS resource stewardship in the 21st century.
- The new policies are needed to fulfill the NPS mission in a century defined by environmental and societal changes that are increasingly widespread, complex, accelerating, and uncertain.
- DO #100 draws from ideas presented in [Revisiting Leopold: Resource Stewardship in the National Parks](#), prepared by a distinguished team of independent scientists and scholars for the

National Park System Advisory Board, and builds on a recently issued NPS [Policy Memorandum 16-01– Resource Stewardship for the 21st Century – Interim Policy](#).

- DO #100 was developed by a large interdisciplinary team of approximately 35 NPS employees representing parks, regions, and programs.
- DO #100 becomes effective when signed by the NPS Director.

### **Core elements of DO #100**

The core elements of DO #100 are:

- 1) a new overarching resource stewardship goal that takes into account the complexity of current and future decisions needed for NPS resource stewardship,
- 2) integration of natural and cultural resource stewardship where beneficial,
- 3) adoption of strategies to make decisions in the face of uncertainty, including the use of the precautionary principle and adaptive management, consideration of traditional ecological knowledge, and enhancing connectivity and resilience across land/seascapes,
- 4) resource stewardship decision-making criteria based on science and scholarship, law and long-term public interest,
- 5) Promote and support scientific literacy for and among NPS employees.

A reference manual will be developed by NPS subject matter experts after DO #100 is signed by the NPS Director. It will contain comprehensive information and operational details to assist employees in implementing the Order.

## **Frequently Asked Questions**

### **What is a Director’s Order? What is the NPS Directives System?**

Director’s Orders are internal guidance documents for NPS employees. The Directives System includes three levels of documents that provide NPS managers and staff comprehensive guidance on Service-wide policies and required or recommended practices and procedures. [NPS Management Policies \(2006\)](#), Director’s Orders, Policy Memoranda, and reference manuals are all part of the Directives System. To learn more about the Directives System, see Director’s Order #1 at: [https://www.nps.gov/policy/DOrders/DO\\_1.pdf](https://www.nps.gov/policy/DOrders/DO_1.pdf)

### **Why is the NPS updating its internal guidance with this Director’s Order?**

When many of NPS resource stewardship policies were written, climate change and other environmental and social changes were not formal considerations in NPS decision making. To better respond, new policy guidance has been developed that takes into account our changing environment as the NPS undertakes short- and long-term planning, and carries out its stewardship responsibilities.

### **Are Director’s Orders such as DO #100 applicable to the public?**

The NPS Directives System is *guidance* applicable only to NPS employees, not the general public or other government agencies. If the NPS wants to make a policy that has the force and effect of law, then it must promulgate a regulation. DO #100 is not a regulation.

### **Is DO #100 a revision to an existing Director’s Order?**

DO #100 is a new Director's Order. It does cross-reference many existing Director's Orders such as DO #41 (Wilderness Stewardship) and existing guidance found in [NPS Management Policies \(2006\)](#). In the future, when new guidance documents are developed or old ones are revised, they will integrate the concepts, policies, and actions of DO #100 as appropriate.

### **If DO #100 covers NPS employees and not the public, why have a public comment period?**

One of the underlying principles of the NPS Directives System is that the public should have an opportunity to comment on NPS policies that may affect them (see section 4, Director's Order #1). This concept is also emphasized in Director's Order #75A (Civic Engagement and Public Involvement). In addition, many Executive Orders on open government and transparency support public review during agency policy development. Although DO #100 provides internal guidance to our employees, the outcomes of these policies affect the public and hence, the NPS offered the public the opportunity to review and comment on the draft Order.

### **Why is the public comment period 30 days? Why not 60 days? 90 days?**

For Director's Orders that will affect interests outside the National Park Service, the NPS issues a *Federal Register* notice inviting public review and comment. This offers the public a means to comment on the draft Director's Order. The length of time for public review is at the discretion of the National Park Service. See Director's Order #1, section 5.3.3.

### **When was the public notified of the opportunity to comment?**

A Federal Register notice was published October 19, 2016. The comment period closed on November 18, 2016.

### **How many public comments did you receive? How many were original comments, and how many were duplicates?**

The NPS received more than 800 comments from 282 individuals and organizations, and comments from 50 NPS employees and employee groups. While some comments contained similar language, none were identical.

### **What were the most common comments?**

Many comments were associated with application of the precautionary principle, protecting wilderness, and collaboration with indigenous peoples, agencies and stakeholders, and the public.

### **How do you respond to comments?**

All comments received are reviewed by subject matter experts and other NPS staff that are involved in the development of a Director's Order. Based on the content of the comment, the team will decide if changes should be made to the draft, if the topic is better covered in the reference manual, or if it does not apply. A comment response document will be prepared for NPS leadership that summarizes the disposition of all the comments received.

### **How does DO #100 increase National Park Service transparency, consistency in decision making, and accountability?**

DO #100 makes explicit the specific criteria the NPS will use to make resource stewardship decisions. These are 1) best available sound science and scholarship, 2) accurate fidelity to the law, and 3) long-term public interest. The Director's Order defines each of these criteria. The public can better understand and assess how NPS resource stewardship decisions are made and hold the NPS accountable by clearly stating the policy guidance.

### **What is the relationship of DO #100 and Deferred Maintenance? (How does DO #100 address the maintenance backlog?)**

DO #100 provides guidance on how the NPS will steward cultural and natural resources in a 21st century context. While the Director's Order does not directly address the maintenance of infrastructure, it provides a framework for decision making based on sound science and scholarship, input from multiple perspectives, and consideration of a range of resource protection factors. For example, a manager might locate a structure in a different section of a park based on the possibility of rising sea levels associated with a changing climate. Another example would be a decision to adaptively rehabilitate an existing structure for current uses, resulting in energy savings, a reduction in contribution to landfills, and no impacts on other sites by new construction.

### **How will DO#100 apply to the daily operations of NPS Parks and Programs?**

The DO provides a framework for managing resources holistically in a continually changing environment. It is intended to improve transparency and decision making through management strategies that are inclusive of many perspectives and consider both cultural and natural conservation values. The reference manual will provide more specific guidance on how to implement the policies in DO #100 and incorporate them into NPS management and culture.

### **What is the "precautionary principle"?**

The precautionary principle requires that, when an activity raises plausible or probable threats of harm to park resources and/or human health, management should take anticipatory action even when there is uncertainty. That is, lack of full scientific certainty should not preclude taking actions or precautions intended to prevent harm. In implementing actions, as with all resource management activities, NPS managers will err on the side of caution to protect natural and cultural resources in accordance with this Order. Any decision made using the precautionary principle should be subject to a transparent decision framework and take into account: (1) the threat of harm to park resources or public health; (2) the level of scientific uncertainty; (3) the preventive, precautionary action and its associated risks; and (4) the wilderness character.

### **Is DO #100 in reaction to the allegations of sexual harassment by NPS managers and others?**

The purpose of DO #100 is to provide policies that form a new framework for resource stewardship decision making within the NPS. It is important to emphasize in all NPS guidance documents the

importance for our employees to ensure a safe and respectful work environment that is free from discrimination, harassment, and retaliation. DO #100 includes such emphasis.

**How much did the NPS spend developing this Director's Order?**

The Director's Order was developed with the leadership and support of current NPS employees as part of their normal duties and responsibilities.

**When does NPS expect DO #100 to be finalized?**

We anticipate finalizing DO #100 by the end of 2016, the centennial year of the NPS.

**What are the next steps?**

When DO #100 is signed by the Director it will guide our daily work within the NPS. Subject matter experts will then organize a work plan for development of a reference manual that provides detailed guidance and examples on how we will implement the policies in DO #100. The reference manual will summarize relevant legislation, executive orders, regulations, Department of the Interior guidance, and other related policies, and program-specific instructions. Service-wide engagement, flexibility to incorporate new concepts and examples as they emerge, and opportunities for learning from other NPS employees, external groups, and communities of practice are key components to completing the reference manual.

**When will the reference manual be completed?**

At this time, we do not have an anticipated completion date.

**Won't the "precautionary principle" keep the NPS from fulfilling its mission to promote enjoyment as well as conserve natural resources?**

Under our current policies, the NPS promotes enjoyment of park resources and values, but not if it would cause unacceptable impacts. The precautionary principle builds upon this standard by giving managers a new framework for making decisions that take into account the threats of harm to park resources when evaluating proposed actions.

**What is meant by expanding "land/seascape-scale resource management and connectivity by increasing the use of existing authorities to manage resources outside parks"?**

Through existing Congressional authorities, the NPS already works with partners outside park boundaries to inventory and monitor species; identify and document natural and cultural resources; and provide technical and financial assistance to restore, conserve, and protect ecosystems and historic features. The language recognizes these existing, voluntary efforts, and promotes further awareness and applications of the authorities available to achieve shared goals.

**How would the precautionary principle affect park roads and activities allowable in parks today?**

Under our current policies, the NPS evaluates proposed actions (including visitor activities and road projects) to ensure they will not cause unacceptable impacts. The precautionary principle builds upon this standard by giving managers a new framework for making decisions that take into account the threats of harm to park resources when evaluating proposed actions.

**How do you respond to a statement that DO#100 fails to recognize the National Park Service's statutory directive and fundamental purpose to provide the enjoyment of park resources by the people of the United States?**

The statutory authority under the Organic Act is to conserve resources and provide for enjoyment, but by such means as will leave these resources unimpaired for the enjoyment of future generations. Director's Order#100 supports this directive by ensuring our parks are managed using the best available sound science and scholarship, accurate fidelity to the law, and long-term public interest. That's how future generations will be able to enjoy our parks as much as visitors do today.

**What changed from Draft to Final DO#100?**

The draft DO#100 referenced "using existing authorities to manage resources beyond park boundaries" and that was changed to "using existing authorities to form partnerships for collaboratively managing resources outside parks."

The precautionary principle was another topic in public comments. We clarified that the use of the precautionary principle is not a new practice for the NPS, but it is explicitly defined in DO #100 when compared to previously issued policies. We also made it clear that we would only be applying this within our existing authorities, including the statutory obligation to prevent resource impairment. We will be providing further guidance in the reference manual.

We received more than 800 comments - 823 individual comments that represent 282 pieces of correspondence from the public and 50 from NPS employees. There were many well-thought-out comments that were used to strengthen the draft Order. Many of the comments covered areas in more detail than we would in a director's order and will instead be included in the reference manual.

**For more information**

Jeffrey Olson, NPS Office of Communications  
202-208-6843, [Jeffrey\\_olson@nps.gov](mailto:Jeffrey_olson@nps.gov)

Report language from PL 115-31 on water bottl.pdf

**Report language accompanying the bill that was signed into law as P.L. 115-31, the Consolidated Appropriations Act, 2017**

**SEC. 4. EXPLANATORY STATEMENT.**

The explanatory statement regarding this Act, printed in the House section of the Congressional Record on or about May 2, 2017, and submitted by the Chairman of the Committee on Appropriations of the House, shall have the same effect with respect to the allocation of funds and implementation of divisions A through L of this Act as if it were a joint explanatory statement of a committee of conference.

\* \* \* \* \*

**DIVISION G- DEPARTMENT OF THE INTERIOR, ENVIRONMENT,  
AND RELATED AGENCIES APPROPRIATIONS ACT, 2017**

\* \* \* \* \*

**TITLE I- DEPARTMENT OF THE INTERIOR**

\* \* \* \* \*

**NATIONAL PARK SERVICE  
OPERATION OF THE NATIONAL PARK SYSTEM**

\* \* \* \* \*

*Bottled Water.*-The Committees note continued expressions of concern relating to a bottled water ban implemented under Policy Memorandum 11-03. The report provided to the Committees in April 2016, in response to a directive in the explanatory statement accompanying Division G of the Consolidated Appropriations Act, 2016, did not provide sufficient data to justify the Service's actions. The Committees understand that the Service plans to reconsider this policy and therefore directs the incoming National Park Service Director to review Policy Memorandum 11-03 and to report to the Committees on the results of this evaluation. Accordingly, the Committees direct the Service to suspend further implementation of Policy Memorandum 11-03 and urge the Service to examine opportunities to partner with non-governmental entities in developing a comprehensive program that uniformly addresses plastic waste recycling system-wide.

\* \* \* \* \*

Authority to rescind policy, MP (2006), Introd.pdf

From: Management Policies (2006)  
Introduction, p. 4

In carrying out their responsibilities under the 1916 National Park Service<sup>1</sup> Organic Act and other pertinent statutes, all NPS officials and employees must be knowledgeable about the laws, regulations, and policies that pertain to their work. The property clause of the U.S. Constitution, which is the supreme law of the United States, gives Congress the authority to develop laws governing the management of the national park system. The property clause specifically directs that “The Congress will have the Power to dispose of and make all needful Rules and Regulations respecting the Territory or other Property belonging to the United States” (article IV, section 3). Once laws are enacted, authority for interpreting and implementing them is delegated to appropriate levels of government. In carrying out this function, the National Park Service, like other federal agencies, develops policy to interpret the ambiguities of the law and to fill in the details left unaddressed by Congress in the statutes.

### Hierarchy of Authorities

The management of the national park system and NPS programs is guided by the Constitution, public laws, treaties, proclamations, executive orders, regulations, and directives of the Secretary of the Interior and the Assistant Secretary for Fish and Wildlife and Parks. NPS policy must be consistent with these higher authorities and with appropriate delegations of authority. Many of the public laws and other guidance affecting the various facets of NPS administration and management are cited for reference purposes throughout these *Management Policies*. Other laws, regulations, and policies related to the administration of federal programs, although not cited, may also apply. For example, many, but not all, of the legislative requirements of the Alaska National Interest Lands Conservation Act (ANILCA) are cited at different places throughout these *Management Policies*. The additional legislative requirements of ANILCA, although not cited, must also be considered in the interpretation and application of these policies, as must all other applicable legislative requirements. It is especially important that superintendents and other park staff review their park’s enabling legislation to determine whether it contains explicit guidance that would prevail over Service-wide policy.

### Policy Development

Policy sets the framework and provides direction for all management decisions. This direction may be general or specific; it may prescribe the process through which decisions are made, how an action is to be accomplished, or the results to be achieved. Policy initiatives may originate as a sudden, urgent response to an unanticipated problem or issue, or through a slow, evolutionary process as the Park Service gains increased experience or insight regarding a problem or issue. Sometimes the initiative does not originate within the Park Service, but rather with persons or organizations outside the Park Service who have a strong

<sup>1</sup> The terms “National Park Service,” “Park Service,” “Service,” and “NPS” are used interchangeably in this document.

interest in how the Service manages the parks. However, NPS policy is usually developed through a concerted workgroup and consensus-building team effort involving extensive field review, consultation with NPS senior managers, and review and comment by affected parties and the general public.

All policy must be articulated in writing and must be approved by an NPS official who has been delegated authority to issue the policy. Policy must be published or otherwise made available to the public—particularly those whom it affects—and those who must implement it in the Washington office, regional offices, and parks. Unwritten or informal “policy,” and various understandings of NPS traditional practices, will not be recognized as official policy.

### Compliance, Accountability, and Enforceability

Service-wide policy is articulated by the Director of the National Park Service. NPS employees must follow these policies unless specifically waived or modified in writing by the Secretary, the Assistant Secretary, or the Director. Waivers and modifications will be considered on a case-by-case basis, and previous waivers or modifications will not necessarily be regarded as precedents for future waivers or modifications. A request for a waiver or modification of policy must include a written justification and be submitted to the Director through the Office of Policy, which will coordinate with appropriate program offices.

The policies contained within this document are intended only to improve the internal management of the National Park Service; they are not intended to, and do not, create any right or benefit, substantive or procedural, enforceable at law or equity by a party against the United States, its departments, agencies, instrumentalities or entities, its officers or employees, or any other person. Park superintendents will be held accountable for their and their staff’s, adherence to Service-wide policy.

### The Directives System

This volume of NPS *Management Policies* is the basic Service-wide policy document of the National Park Service, superseding the 2001 edition. It is the highest of three levels of guidance documents in the NPS Directives System. The Directives System is designed to provide NPS management and staff with clear and continuously updated information on NPS policy and required and/or recommended actions, as well as any other information that will help them manage parks and programs effectively.

The *Management Policies* will be revised at appropriate intervals to consolidate Service-wide policy decisions, or to respond to new laws and technologies, new understandings of park resources and the factors that affect them, or changes in American society. Interim updates or amendments may be accomplished through director’s orders (the second level of the Directives System), which also serve as a vehicle to clarify or supplement the

Water bottle briefing paper 7\_11\_17.pdf

## 2017 Briefing Statement

**Bureau:** National Park Service  
**Issue:** Recycling and Reduction of Disposable Plastic Bottles in Parks  
**Park/Program:** Park Facility Management Division  
**Date:** July 11, 2017

### Key Points

- In December 2011 NPS issued [Policy Memo \(PM\) 11-03, "Recycling and Reduction of Disposable Plastic Bottles in Parks."](#) It is a bureau-level policy that allows individual parks to *voluntarily* establish disposable plastic water bottle sales elimination programs (DPWB - SEPs) that reduce the volume of DPWB waste.
- The 2017 omnibus appropriations bill language specifically requires NPS to "*suspend further implementation of the Policy Memorandum 11-03*" And directs the incoming National Park Service Director to review Policy Memorandum 11-03 and to report to the Committees on the results of this evaluation.
- In September 2016, NPS issued a data call to the 23 parks that have approved DPWB - SEPs and requested data related to water bottle filling stations (e.g., usage data). This unpublished data shows that on an annual basis, DPWB -SEPs at the 23 parks:
  - Prevent the disposal of up to 2M disposable plastic water bottles per year.
  - Prevent the use of up to 112,000 pounds of polyethylene terephthalate (PET) per year.
  - Prevent the emission of up to 141 metric tons of carbon dioxide equivalents (MTCO<sub>2</sub>e/year) per year.
  - Saves up to 3,350 million British thermal units (MBTUs/year) of energy per year.
  - Saves up to 420 cubic yards of landfill space per year.

### Background

- As a condition of the DPWB policy, parks are required to complete a program self-assessment and ensure visitors are provided with free, alternative water sources. Regional Directors must approve all SEPs, and have the authority to deny requests if the park self-assessment fails to address the required items enumerated in PM 11-03.
- In accordance with PM 11-03 Section E., NPS is required to monitor and continuously improve the program to address both park and visitor needs.
- Preliminary public engagement data contained in a letter to former director Jarvis, and conducted by Corporate Accountability International show that since 2011, more than 500,000 actions have been taken by the public in support of NPS' efforts to reduce DPWBs.

### Current Status

- A Directors memo has been developed to inform parks that we will not approve any new park for PM 11-03 implementation until a new Director is confirmed and has reviewed the policy.
- At this time only two parks are known to be assessing and/or preparing a DPWB SEP analysis: Golden Gate National Recreation Area, and Great Smoky Mountains National Park.
- Research has been conducted into other entities (e.g., cities, towns, zoos, aquariums) that have implemented similar programs. Key lessons learned for NPS to consider while implementing the program have been identified.

### Contact

Robert Wilbur – robert\_wilbur@nps.gov – Chief, Park Facility Management Division  
Shawn Norton – shawn\_norton@nps.gov – Branch Chief, Sustainable Operations and Climate Change

Re\_ Water Bottle\_DO 100 release.pdf

**From:** [Alma Ripps](#)  
**To:** [Aurelia Skipwith](#)  
**Cc:** [Bob Vogel](#); [Maureen Foster](#); [Jennifer Wyse](#); [april\\_slayton@nps.gov](mailto:april_slayton@nps.gov)  
**Subject:** Re: Water Bottle/DO 100 release  
**Date:** Friday, August 11, 2017 3:32:16 PM

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April Slayton in our comms office was double checking on this. I think 24 parks have been approved, but only 23 have implemented the guidance. So if you use the language in the press release it would be 23.

April-when you get this clarified can you respond to Aurelia?

Alma

On Aug 11, 2017, at 5:03 PM, Aurelia Skipwith <[aurelia\\_skipwith@ios.doi.gov](mailto:aurelia_skipwith@ios.doi.gov)> wrote:

Bob,

Please let me know as soon as you find out the number of parks. I need to know by Sunday 12pm. Thank you.

Aurelia Skipwith  
Deputy Assistant Secretary  
for Fish and Wildlife and Parks

U.S. Department of Interior  
1849 C Street NW, Room 3148  
Washington, DC 20240  
202-208-5837

On Aug 11, 2017, at 2:59 PM, Ripps, Alma <[alma\\_ripps@nps.gov](mailto:alma_ripps@nps.gov)> wrote:

I believe the correct number of parks is 23 not 22, but trying to confirm that.

Bob--sent email to Shawn Bengé on this, but no answer as of yet. Might want to double check with him.

Alma

(Acting Chief of Staff - August 7-11, 2017)

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**Alma Ripps**  
**Chief, Office of Policy**  
**National Park Service**  
**1849 C Street, NW, Room 2660**  
**Washington, DC 20240**  
**202-354-3950 (main)**  
**202-354-3951 (direct)**

On Fri, Aug 11, 2017 at 2:18 PM, Skipwith, Aurelia

<[aurelia\\_skipwith@ios.doi.gov](mailto:aurelia_skipwith@ios.doi.gov)> wrote:

Bob,

I need originals for Todd's signature. Would this be something that's already in the queue and be available by COB today? If not, I need by 8:00 am Monday. Please let me know. Thank you.

**Aurelia Skipwith**

Deputy Assistant Secretary  
for Fish and Wildlife and Parks

U.S. Department of Interior  
1849 C Street, NW, Room 3148  
Washington, DC 20240  
(202) 208-5837

----- Forwarded message -----

From: **Willens, Todd** <[todd\\_willens@ios.doi.gov](mailto:todd_willens@ios.doi.gov)>

Date: Fri, Aug 11, 2017 at 1:45 PM

Subject: Fwd: Water Bottle/DO 100 release

To: Maureen Foster <[maureen\\_foster@ios.doi.gov](mailto:maureen_foster@ios.doi.gov)>, "Skipwith, Aurelia" <[aurelia\\_skipwith@ios.doi.gov](mailto:aurelia_skipwith@ios.doi.gov)>

Maureen and Aurelia, I will need the originals ready for signature on Monday morning.

**Todd Willens**

Assistant Deputy Secretary  
Acting Assistant Secretary for Fish and Wildlife and Parks  
U.S. Department of the Interior  
1849 C Street, NW -- MIB Room 6116  
Washington, DC 20240  
office: 202-208-6291

NOTE: Every email I send or receive is subject to release under the Freedom of Information Act.

----- Forwarded message -----

From: **Newell, Russell** <[russell\\_newell@ios.doi.gov](mailto:russell_newell@ios.doi.gov)>

Date: Fri, Aug 11, 2017 at 1:34 PM

Subject: Water Bottle/DO 100 release

To: David Bernhardt <(b) (6) - Dep Sec Bernhardt <[ios.doi.gov](mailto:ios.doi.gov)>, Scott Hommel <[scott\\_hommel@ios.doi.gov](mailto:scott_hommel@ios.doi.gov)>, "Magallanes, Downey" <[downey\\_magallanes@ios.doi.gov](mailto:downey_magallanes@ios.doi.gov)>, Todd Willens <[todd\\_willens@ios.doi.gov](mailto:todd_willens@ios.doi.gov)>, Daniel Jorjani <[daniel.jorjani@sol.doi.gov](mailto:daniel.jorjani@sol.doi.gov)>  
Cc: Laura Rigas <[laura\\_rigas@ios.doi.gov](mailto:laura_rigas@ios.doi.gov)>, Heather Swift <[heather\\_swift@ios.doi.gov](mailto:heather_swift@ios.doi.gov)>, "Ross, Paul" <[paul\\_ross@ios.doi.gov](mailto:paul_ross@ios.doi.gov)>

All - attached and below is a draft press release announcing that we're rescinding the water bottle policy and Director's Order 100.

The quotes in it are from the Dep Sec.

We are targeting Monday morning to send this out.

Please review and send us any edits or thoughts.

v/r

russell

Date: August 14, 2017

Contact: [Interior\\_Press@ios.doi.gov](mailto:Interior_Press@ios.doi.gov)

## **Department Revokes National Park Service Director's Order #100 and Highly Criticized Water Bottle Policy**

*Policies rescinded as Department looks toward next 100 years of  
service to the American people*

WASHINGTON – To ensure the Department and the National Park Service are on the right course to better serve current and future visitors, U.S. Deputy Secretary of the Interior David Bernhardt today announced the rescinding of two National Park Service policies—Director's Order #100 (*Resource Stewardship for the 21<sup>st</sup> Century*) and the highly criticized Policy Memorandum 11-03, which urged parks to ban the sale of plastic water bottles.

### **Policy Memorandum 11-03**

In its commitment to providing a safe and world-class visitor experience, the Department is overturning Policy Memorandum 11-03, commonly referred to as the “Water Bottle Ban.” The policy was criticized for its possible effects on visitor safety by limiting

hydration options for recreationalists and hikers, as well as other visitors, such as diabetics who may rely on the availability of bottled water. The ban removed the healthiest beverage choice at a variety of parks while leaving sugary drinks available through concessionaires.

“Rescinding the ban is a testament to the Department’s commitment to the safety and overall experience of everyone who visits a national park,” Bernhardt said. “The policy needed to be overturned because it fell short in too many areas—from safety concerns to ensuring that families have options when they load up their cars to head out for the quintessential National Park experience.”

Currently only 22<sup>[RPR1]</sup> of the 417 National Park Sites have implemented the policy. The revocation of the memorandum, which was put in place on December 14, 2011, is effective immediately.

### **Director’s Order #100**

Director’s Order #100 was developed as an internal guidance document for NPS employees to shape resource stewardship in the 21st century. But as U.S. Secretary of the Interior Ryan Zinke leads a new, comprehensive initiative to identify Departmental priorities and to reorganize the agency for the next 100 years, Director’s Order #100 has become obsolete.

“Departmental leadership has a very clear vision for the future of Interior and our nation’s unparalleled national parks,” Bernhardt said. “Revoking Director’s Order #100, which was put in place at the tail-end of the previous Administration, eliminates confusion among the public and NPS employees regarding current National Park Service Policy as we implement that vision for the benefit of generations to come.”

The rescinding of Director’s order #100, which was put into effect on December 20, 2016, is effective immediately.

###

---

[RPR1]Need to verify this number before release.

Russell Newell  
Deputy Director of Communications  
U.S. Department of the Interior  
(202) 208-6232  
@Interior

As requested by April Slayton\_ List of parks pa....pdf

**From:** [Wilbur, Robert](#)  
**To:** [Slayton, April](#)  
**Cc:** [Shawn Bengé](#); [Michael Caldwell](#); [Shawn Norton](#); [Sturniolo, Alfred](#); [Joseph Salvatore](#); [Alma Ripps](#); [Laura Castellini](#)  
**Subject:** As requested by April Slayton: List of parks participating in the Disposable Plastic Water Bottle Recycling and Reduction Program  
**Date:** Friday, August 11, 2017 4:20:16 PM  
**Attachments:** [List of the 24 NPS Parks with Formal Approval to Implement DPWB-RecyclingAndReductionProgram-11Aug2017.docx](#)  
[Policy on Disposable Plastic Water Bottles-14Dec2014.pdf](#)  
[Disposable.Plastic.Water.Bottle.Briefing.Statement\\_7.12.2017.docx](#)

---

Good evening April!

Attached is our list of parks that participate in the Disposable Plastic Water Bottle Recycling and Reduction Program.

In our July 12th, 2017 briefing statement we indicated 23 parks were participating in the program. As you can see from the attached list, we indicate 24 parks are approved for participation. The most recent park, GOGA, was approved by their PWR RD o/a Nov 22nd, 2016. I believe the reason we indicated 23 participating parks in July was because GOGA halted implementation of their program based on informal discussions between PFMD (Fred Sturniolo) and GOGA (Laura Castellini - GOGA Sustainability Coordinator). As per my discussions with Laura Castellini of about an hour ago, implementation at GOGA is STILL on hold and they continue to sell water in disposable plastic water bottles at this time. I recommended GOGA continue to hold off on implementation of the program until we have a definitive solicitor's opinion from the Department.

Please call me on Monday morning if you have any questions, concerns, or need more information.

Thanks!

-Bob

**Bob Wilbur, PE, PMP**

U.S. National Park Service - Washington DC Office  
Park Facility Management Division (PFMD), Chief

[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)

Office: 202-513-7034

Mobile: 202-368-7130



Stewart Lee Udall Department of the Interior (DOI) Building  
1849 C Street, NW  
4th Floor - 4500 Corridor (West)  
Mail Stop 4541  
Washington, D.C. 20240

On Fri, Aug 11, 2017 at 2:12 PM, Slayton, April <[april\\_slayton@nps.gov](mailto:april_slayton@nps.gov)> wrote:

Yes, exactly - thank you!

--

April Slayton  
Assistant Director for Communications  
National Park Service  
Visit us at [www.nps.gov](http://www.nps.gov)

On Fri, Aug 11, 2017 at 2:06 PM, Wilbur, Robert <[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)> wrote:

April - is the attached document the version you need us to verify?

Understand you need us to verify:

1. That 23 parks are currently participating in the program, and...
2. You need a list of those 23 parks.

Thanks!

-Bob

**Bob Wilbur, PE, PMP**

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----- Forwarded message -----

From: **Stephens, Beverly (Grace)** <[grace\\_stephens@nps.gov](mailto:grace_stephens@nps.gov)>

Date: Wed, Jul 12, 2017 at 12:26 PM

Subject: Re: Action requested (as soon as possible): Bottled water briefing statement

To: "Salvatore, Joseph" <[joseph\\_salvatore@nps.gov](mailto:joseph_salvatore@nps.gov)>

Cc: "Norton, Shawn" <[shawn\\_norton@nps.gov](mailto:shawn_norton@nps.gov)>, "Wilbur, Robert"

<[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)>, Shawn Bengé <[shawn\\_benge@nps.gov](mailto:shawn_benge@nps.gov)>, Alfred Sturniolo

<[fred\\_sturniolo@nps.gov](mailto:fred_sturniolo@nps.gov)>

thanks for the quick turnaround- here is what I sent up. I amended a little.

Grace Stephens  
Chief of Staff (Acting)  
National Park Service  
(202) 354-1978 (o)  
(202) 538-5597 (c)

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Grace,

Please see attached revised document. Tracked changes so you could see the specific changes.

v/r, Joe

v\r,  
Joe Salvatore  
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Park Facility Management Division (PFMD), Deputy Chief  
Room 4557  
1849 C St. NW, Washington, DC 20240  
Office: 202-513-7021  
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I believe the 2017 language suspending further implementation was in the accompanying report and not in bill language, Can you please check and amend the statement if so? thanks

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(202) 538-5597 (c)

On Tue, Jul 11, 2017 at 4:10 PM, Norton, Shawn <[shawn\\_norton@nps.gov](mailto:shawn_norton@nps.gov)> wrote:

All -

See attached briefing paper. Please note that we do not use the term "ban' anywhere in this briefing as this policy does not ban disposable water bottles from parks.

Please review and edit as needed.

Thanks

On Tue, Jul 11, 2017 at 3:31 PM, Wilbur, Robert <[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)> wrote:  
Grace - in DAB right now, will hand off to Joe S and Shawn N.

Joe and Shawn N - can you please provide briefing statement as requested by Grace? Please reply to all.

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On Tue, Jul 11, 2017 at 3:19 PM, Beverly (Grace) Stephens  
<[grace\\_stephens@nps.gov](mailto:grace_stephens@nps.gov)> wrote:

Hi - can you please send me a current briefing statement about the water

bottle ban that includes the recent approps report language?  
ASFWP is asking. Turnaround is asap. No more than one page please.

Thanks - grace

Grace Stephens  
Chief of Staff (acting)  
(202) 208-4228 office  
(202) 538-5597 cell

--

Shawn Norton

U.S. National Park Service

Washington DC Office

Branch Chief - Sustainable Operations and Climate Change

[shawn\\_norton@nps.gov](mailto:shawn_norton@nps.gov)

Office: 202-354-1835



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Washington, D.C. 20240

List of the 24 NPS Parks with Formal Approval.pdf

**List of the 24 NPS Parks with Formal Approval to Implement Disposable Plastic Water Bottle (DPWB) Recycling and Reduction Program**

Park #	NPS Region	Park Alpha Code	Park Name
1	IMR	ARCH	Arches National Park
2	IMR	BRCA	Bryce Canyon National Park
3	IMR	CANY	Canyonlands National Park
4	IMR	COLM	Colorado National Monument
5	IMR	FOLA	Fort Laramie National Historic Site
6	IMR	GRCA	Grand Canyon National Park
7	IMR	PECO	Pecos National Historical Park
8	IMR	PEFO	Petrified Forest National Park
9	IMR	SAAN	San Antonio Missions National Historical Park
10	IMR	SAGU	Saguaro National Park
11	IMR	SAPU	Salinas Pueblo Missions National Monument
12	IMR	TICA	Timpanogos Cave National Monument
13	IMR	ZION	Zion National Park
14	MWR	MORU	Mount Rushmore National Park
15	MWR	WICA	Wind Cave National Monument
16	NCR	ANTI	Antietam National Battlefield
17	SER	BISC	Biscayne National Park
18	SER	CAHA	Cape Hatteras National Seashore
19	SER	FORA	Fort Raleigh National Historic Site
20	SER	FOSU	Fort Sumter National Monument
21	SER	MACA	Mammoth Cave National Park
22	SER	WRBR	Wright Brothers National Memorial
23	PWR	MORA	Mount Rainier National Park
24	PWR	GOGA	Golden Gate National Recreation Area*

\*Approval granted by PWR Regional Director 11/22/2016

Policy on Disposable Plastic Water Bottles-14D.pdf



# United States Department of the Interior

NATIONAL PARK SERVICE  
1849 C Street, N.W.  
Washington, D.C. 20240

IN REPLY REFER TO:

A5623 (0130)

DEC 14 2011

To: Regional Directors  
From: Director *Janet L. Jarvis*  
Subject: Recycling and Reduction of Disposable Plastic Bottles in Parks

The National Park Service has set very high standards to:

- reduce our carbon footprint and increase the sustainability of all parks
- look holistically at alternative fuels, vehicle fleet size and type
- convert lighting to reduce energy use and preserve the night sky
- recycle, compost, and use renewable energy sources (where appropriate)
- set LEED silver as the minimum standard for new construction

More than 100 parks have conducted climate friendly parks assessments. Most recently, we have begun efforts to increase choices for healthy and sustainable foods in our concessions facilities. A key element of *A Call to Action* is to “Go Green.” You can see some of these actions online at <http://www.nps.gov/sustainability/>.

Sustainability is a signature effort for the National Park Service. We must be a visible exemplar of sustainability, so it is important that we move our sustainability program forward as an *organization*. While superintendents need some discretion to tailor implementation to local situations, it is not the purview of any one park to set policy.

The heart of our sustainability program is our comprehensive Green Parks Plan (GPP). The GPP will address water and energy use, green house gas emissions, reduction of waste streams, construction practices, as well as other issues, and sets goals that we will reach by 2016. The GPP is undergoing final review and will be released early next year.

In light of recent interest in one element of the GPP, we are issuing the attached specific policy on the reduction/recycling of disposable plastic water bottles. It allows superintendents to halt the sale of these bottles if they (1) complete a rigorous impact analysis including an assessment of the effects on visitor health and safety, (2) submit a request in writing to their regional director, and (3) receive the approval of their regional director.



# United States Department of the Interior

NATIONAL PARK SERVICE

1849 C Street, N.W.  
Washington, D.C. 20240

IN REPLY REFER TO:

A5623 (0130)

DEC 14 2011

Policy Memorandum 11-03

To: Regional Directors

From: Director *Jonathan S. Jarvis*

Subject: Disposable Plastic Water Bottle Recycling and Reduction

## **A. Background**

When considered on a life-cycle basis, the use of disposable plastic water bottles has significant environmental impact compared to the use of local tap water and refillable bottles. These impacts may be magnified in remote national parks because of the additional transportation, waste disposal, energy use, and litter removal factors inherent in these locations.

The issues surrounding plastic water bottles are complex. Banning the sale of water bottles in national parks has great symbolism, but runs counter to our healthy food initiative as it eliminates the healthiest choice for bottled drinks, leaving sugary drinks as a primary alternative. A ban could pose challenges for diabetics and others with health issues who come to a park expecting bottled water to be readily available. For parks without access to running water, filling stations for reusable bottles are impractical. A ban could affect visitor safety; proper hydration is key to planning a safe two-hour hike or a multi-day backcountry excursion. Even reasonably priced reusable water bottles may be out of reach for some visitors, especially those with large families.

For these reasons, the National Park Service will implement a disposable plastic water bottle recycling and reduction policy, with an option to eliminate sales on a park-by-park basis following an extensive review and with the prior approval of the regional director.

Such a policy will allow the NPS and park partners to reduce their environmental footprint, introduce visitors to green products and the concept of environmentally responsible purchasing, and give them the opportunity to take that environmental ethic home and apply it in their daily lives. It will also be a significant step in reducing our carbon footprint and meeting *A Call to Action* Goal #23, Go Green.

## **B. Policy and Requirements**

Recycling: Parks are strongly encouraged to have a robust recycling program. The plastics found in disposable water bottles are fully recyclable, and parks should have ample and well designed, distributed, and marked collection facilities. The work of collecting, sorting, and

transporting recyclables from parks to regional recycling centers may not always “pay for itself,” but it is still the right thing to do.

Reduction: Parks are strongly encouraged to reduce the sale of disposable plastic water bottles through visitor education on the environmental impact of purchasing decisions and the availability of reasonably priced reusable bottles which can be filled at water fountains or bottle refill stations.

Elimination: Where appropriate, superintendents may request approval from their regional director to eliminate the sale of water in disposable plastic bottles by analyzing and addressing the following factors—in writing:

- Amount of waste eliminated and pros/cons to overall park operations
- Infrastructure costs and funding source(s) for filling stations
- Contractual implications on concessioners, including considerations of new leaseholder surrender interest or possessory interest
- Operational costs of filling stations including utilities and regular public health testing
- Cost and availability of BPA-free reusable containers
- Effect on concessioner and cooperating association sales revenue
- Availability of water within concession food service operations
- Visitor education in the park and online so that visitors may come prepared with their own water bottles
- Results of consultation with NPS Public Health Office
- A sign plan so that visitors can easily find filling stations
- Safety considerations for visitors who may resort to not carrying enough water or drinking from surface water sources with potential exposure to disease
- A system for annual evaluation of the program, including public response, visitor satisfaction, buying behavior, public safety, and plastic collection rates
- Results of consultation with concessioners and cooperating associations
- Timeline of phase in period

Education: Parks must develop a proactive visitor education strategy that addresses visitor expectations and explains the rationale for whatever plastic bottle reduction, recycling, or elimination effort is implemented.

Disposable plastic bottle recycling, reduction, or elimination decisions should be implemented at all applicable operations so there is consistency throughout the park and parity from one operation to the next. These procedures should be incorporated into the concessioner operating plan, cooperating association scope of sales, and other organizations operating within the park.

### **C. Existing Activities**

Parks that have already successfully implemented programs to install refill stations and eliminate the sale of disposable plastic beverage containers may continue, but must address the above factors—in writing—to their regional director, including a system for annual evaluation.

**D. New Concession Contracts**

With the approval of the regional director and after conducting the analysis described above, parks may prohibit the sale of disposable water bottles as a term of a new concession contract.

**E. Monitoring and Continuous Improvement**

This policy will be monitored to determine its park and Servicewide environmental impact, visitor welfare, acceptance, and support, and effects on concessioners and cooperating associations. The NPS will also continue to reach out to producers and suppliers and the scientific community to gather information on environmental impacts, new technologies and industry best practices and may pilot new ideas where appropriate. The disposable water bottle alternatives strategy will be revisited periodically based on these data to determine if a change in the strategy is desirable or necessary.

**F. Limitation**

This policy is intended only to improve the internal management of the NPS, and is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or equity by a party against the United States, its departments, agencies, instrumentalities or entities, its officers or employees, or any other person.

**G. Related Policies**

This policy supplements other policies relating to environmental leadership, waste reduction, and recycling, particularly those found in sections 1.8, 9.1.6, and 10.2.4.5 of *Management Policies 2006*.

**H. Further Information**

For information on this policy or other tools and resources, please contact Kurt Rausch, Commercial Services Program at 202-513-7202 or Shawn Norton, Park Facility Management Division at 202-354-1835.

-----End of Policy Memorandum-----

Disposable.Plastic.Water.Bottle.Briefing.Stat\_1.pdf

## 2017 Briefing Statement

**Bureau:** National Park Service  
**Issue:** Recycling and Reduction of Disposable Plastic Bottles in Parks  
**Park/Program:** Park Facility Management Division  
**Date:** July 12, 2017

### Current Status

- On May 4, 2017, Congress passed the Consolidated Appropriations Act, H.R.244, which included an explanatory statement requiring the NPS to, “suspend further implementation of the Policy Memorandum 11-03.” The statement further directs the incoming NPS Director to review Policy Memorandum 11-03 and to report to the Committees on the results of the evaluation.
- A Director’s memo has been developed to inform parks that, in accordance with the recent report language, the NPS will not approve any new park for PM 11-03 implementation until a new Director is confirmed and the policy has been reviewed. The NPS intends to release this memo in mid-July.

### Background

- In December 2011, the National Park Service (NPS) issued Policy Memo (PM) 11-03, “Recycling and Reduction of Disposable Plastic Bottles in Parks.” It is a bureau-level policy that allows individual parks to voluntarily establish disposable plastic water bottle sales elimination programs (DPWB - SEPs) that reduce the volume of DPWB waste.
- As a condition of the DPWB policy, parks are required to complete a program self-assessment and ensure visitors are provided with free, alternative water sources. Regional Directors must approve all SEPs, and have the authority to deny requests if the park self-assessment fails to address the required items enumerated in PM 11-03.
- In accordance with PM 11-03 Section E., NPS is required to monitor and continuously improve the program to address both park and visitor needs.
- Preliminary public engagement data contained in a letter to former director Jarvis, and conducted by Corporate Accountability International show that since 2011, more than 500,000 actions have been taken by the public in support of NPS’ efforts to reduce DPWBs.
- In September 2016, NPS issued a data call to the 23 parks that have approved DPWB - SEPs and requested data related to water bottle filling stations (e.g., usage data). This unpublished data shows that on an annual basis, DPWB -SEPs at the 23 parks:
  - Prevent the disposal of up to 2M disposable plastic water bottles per year.
  - Prevent the use of up to 112,000 pounds of polyethylene terephthalate (PET) per year.
  - Prevent the emission of up to 141 metric tons of carbon dioxide equivalents (MTCO<sub>2</sub>e/year) per year.
  - Saves up to 3,350 million British thermal units (MBTUs/year) of energy per year.
  - Saves up to 420 cubic yards of landfill space per year.

### Contact

Robert Wilbur – robert\_wilbur@nps.gov – Chief, Park Facility Management Division  
Shawn Norton – shawn\_norton@nps.gov – Branch Chief, Sustainable Operations and Climate Change

Fwd\_ As requested by April Slayton\_ List of par....pdf

**From:** [April Slayton](#)  
**To:** [Paul Ross](#)  
**Cc:** [Jeremy Barnum](#)  
**Subject:** Fwd: As requested by April Slayton: List of parks participating in the Disposable Plastic Water Bottle Recycling and Reduction Program  
**Date:** Saturday, August 12, 2017 5:33:48 AM  
**Attachments:** [ATT00001.htm](#)  
[List of the 24 NPS Parks with Formal Approval to Implement DPWB-RecyclingAndReductionProgram-11Aug2017.docx](#)  
[Policy on Disposable Plastic Water Bottles-14Dec2014.pdf](#)  
[ATT00002.htm](#)  
[Disposable.Plastic.Water.Bottle.Briefing.Statement\\_7.12.2017.docx](#)  
[ATT00003.htm](#)

---

Hi Paul,

I think it is most accurate to say we have 23 parks with bans. A 24th (Golden Gate) was approved to implement a ban but has not done so.

Let me know if you have any additional questions.

April

Sent from my iPad

Begin forwarded message:

**From:** "Wilbur, Robert" <[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)>  
**To:** "Slayton, April" <[april\\_slayton@nps.gov](mailto:april_slayton@nps.gov)>  
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Thanks!

-Bob

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Park Facility Management Division (PFMD), Chief

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Yes, exactly - thank you!

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National Park Service  
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v/r,  
Joe Salvatore

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-Bob

**Bob Wilbur, PE, PMP**

U.S. National Park Service - Washington DC Office  
Park Facility Management Division (PFMD), Chief  
[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)  
Office: 202-513-7034  
Mobile: 202-368-7130



Stewart Lee Udall Department of the Interior (DOI) Building  
1849 C Street, NW  
4th Floor - 4500 Corridor (West)  
Mail Stop 4541  
Washington, D.C. 20240

On Tue, Jul 11, 2017 at 3:19 PM, Beverly (Grace) Stephens  
<[grace\\_stephens@nps.gov](mailto:grace_stephens@nps.gov)> wrote:

Hi - can you please send me a current briefing  
statement about the water

bottle ban that includes the recent approps report  
language? ASFWP is asking. Turnaround is asap. No  
more than one page please.

Thanks - grace

Grace Stephens  
Chief of Staff (acting)  
(202) 208-4228 office  
(202) 538-5597 cell

--

Shawn Norton  
U.S. National Park Service  
Washington DC Office  
Branch Chief - Sustainable Operations and Climate Change  
[shawn\\_norton@nps.gov](mailto:shawn_norton@nps.gov)  
Office: 202-354-1835



Stewart Lee Udall Department of the Interior Building  
1849 C Street, NW  
Mail Stop 4541  
Washington, D.C. 20240

List of the 24 NPS Parks with Formal Approval\_2.pdf

**List of the 24 NPS Parks with Formal Approval to Implement Disposable Plastic Water Bottle (DPWB) Recycling and Reduction Program**

Park #	NPS Region	Park Alpha Code	Park Name
1	IMR	ARCH	Arches National Park
2	IMR	BRCA	Bryce Canyon National Park
3	IMR	CANY	Canyonlands National Park
4	IMR	COLM	Colorado National Monument
5	IMR	FOLA	Fort Laramie National Historic Site
6	IMR	GRCA	Grand Canyon National Park
7	IMR	PECO	Pecos National Historical Park
8	IMR	PEFO	Petrified Forest National Park
9	IMR	SAAN	San Antonio Missions National Historical Park
10	IMR	SAGU	Saguaro National Park
11	IMR	SAPU	Salinas Pueblo Missions National Monument
12	IMR	TICA	Timpanogos Cave National Monument
13	IMR	ZION	Zion National Park
14	MWR	MORU	Mount Rushmore National Park
15	MWR	WICA	Wind Cave National Monument
16	NCR	ANTI	Antietam National Battlefield
17	SER	BISC	Biscayne National Park
18	SER	CAHA	Cape Hatteras National Seashore
19	SER	FORA	Fort Raleigh National Historic Site
20	SER	FOSU	Fort Sumter National Monument
21	SER	MACA	Mammoth Cave National Park
22	SER	WRBR	Wright Brothers National Memorial
23	PWR	MORA	Mount Rainier National Park
24	PWR	GOGA	Golden Gate National Recreation Area*

\*Approval granted by PWR Regional Director 11/22/2016

Policy on Disposable Plastic Water Bottles-14D\_1.pdf



# United States Department of the Interior

NATIONAL PARK SERVICE  
1849 C Street, N.W.  
Washington, D.C. 20240

IN REPLY REFER TO:

A5623 (0130)

DEC 14 2011

To: Regional Directors  
From: Director *Janet J. Jarman*  
Subject: Recycling and Reduction of Disposable Plastic Bottles in Parks

The National Park Service has set very high standards to:

- reduce our carbon footprint and increase the sustainability of all parks
- look holistically at alternative fuels, vehicle fleet size and type
- convert lighting to reduce energy use and preserve the night sky
- recycle, compost, and use renewable energy sources (where appropriate)
- set LEED silver as the minimum standard for new construction

More than 100 parks have conducted climate friendly parks assessments. Most recently, we have begun efforts to increase choices for healthy and sustainable foods in our concessions facilities. A key element of *A Call to Action* is to “Go Green.” You can see some of these actions online at <http://www.nps.gov/sustainability/>.

Sustainability is a signature effort for the National Park Service. We must be a visible exemplar of sustainability, so it is important that we move our sustainability program forward as an *organization*. While superintendents need some discretion to tailor implementation to local situations, it is not the purview of any one park to set policy.

The heart of our sustainability program is our comprehensive Green Parks Plan (GPP). The GPP will address water and energy use, green house gas emissions, reduction of waste streams, construction practices, as well as other issues, and sets goals that we will reach by 2016. The GPP is undergoing final review and will be released early next year.

In light of recent interest in one element of the GPP, we are issuing the attached specific policy on the reduction/recycling of disposable plastic water bottles. It allows superintendents to halt the sale of these bottles if they (1) complete a rigorous impact analysis including an assessment of the effects on visitor health and safety, (2) submit a request in writing to their regional director, and (3) receive the approval of their regional director.



# United States Department of the Interior

NATIONAL PARK SERVICE

1849 C Street, N.W.  
Washington, D.C. 20240

IN REPLY REFER TO:

A5623 (0130)

DEC 14 2011

Policy Memorandum 11-03

To: Regional Directors

From: Director *Jonathan S. Jarvis*

Subject: Disposable Plastic Water Bottle Recycling and Reduction

## **A. Background**

When considered on a life-cycle basis, the use of disposable plastic water bottles has significant environmental impact compared to the use of local tap water and refillable bottles. These impacts may be magnified in remote national parks because of the additional transportation, waste disposal, energy use, and litter removal factors inherent in these locations.

The issues surrounding plastic water bottles are complex. Banning the sale of water bottles in national parks has great symbolism, but runs counter to our healthy food initiative as it eliminates the healthiest choice for bottled drinks, leaving sugary drinks as a primary alternative. A ban could pose challenges for diabetics and others with health issues who come to a park expecting bottled water to be readily available. For parks without access to running water, filling stations for reusable bottles are impractical. A ban could affect visitor safety; proper hydration is key to planning a safe two-hour hike or a multi-day backcountry excursion. Even reasonably priced reusable water bottles may be out of reach for some visitors, especially those with large families.

For these reasons, the National Park Service will implement a disposable plastic water bottle recycling and reduction policy, with an option to eliminate sales on a park-by-park basis following an extensive review and with the prior approval of the regional director.

Such a policy will allow the NPS and park partners to reduce their environmental footprint, introduce visitors to green products and the concept of environmentally responsible purchasing, and give them the opportunity to take that environmental ethic home and apply it in their daily lives. It will also be a significant step in reducing our carbon footprint and meeting *A Call to Action* Goal #23, Go Green.

## **B. Policy and Requirements**

Recycling: Parks are strongly encouraged to have a robust recycling program. The plastics found in disposable water bottles are fully recyclable, and parks should have ample and well designed, distributed, and marked collection facilities. The work of collecting, sorting, and

transporting recyclables from parks to regional recycling centers may not always “pay for itself,” but it is still the right thing to do.

Reduction: Parks are strongly encouraged to reduce the sale of disposable plastic water bottles through visitor education on the environmental impact of purchasing decisions and the availability of reasonably priced reusable bottles which can be filled at water fountains or bottle refill stations.

Elimination: Where appropriate, superintendents may request approval from their regional director to eliminate the sale of water in disposable plastic bottles by analyzing and addressing the following factors—in writing:

- Amount of waste eliminated and pros/cons to overall park operations
- Infrastructure costs and funding source(s) for filling stations
- Contractual implications on concessioners, including considerations of new leaseholder surrender interest or possessory interest
- Operational costs of filling stations including utilities and regular public health testing
- Cost and availability of BPA-free reusable containers
- Effect on concessioner and cooperating association sales revenue
- Availability of water within concession food service operations
- Visitor education in the park and online so that visitors may come prepared with their own water bottles
- Results of consultation with NPS Public Health Office
- A sign plan so that visitors can easily find filling stations
- Safety considerations for visitors who may resort to not carrying enough water or drinking from surface water sources with potential exposure to disease
- A system for annual evaluation of the program, including public response, visitor satisfaction, buying behavior, public safety, and plastic collection rates
- Results of consultation with concessioners and cooperating associations
- Timeline of phase in period

Education: Parks must develop a proactive visitor education strategy that addresses visitor expectations and explains the rationale for whatever plastic bottle reduction, recycling, or elimination effort is implemented.

Disposable plastic bottle recycling, reduction, or elimination decisions should be implemented at all applicable operations so there is consistency throughout the park and parity from one operation to the next. These procedures should be incorporated into the concessioner operating plan, cooperating association scope of sales, and other organizations operating within the park.

### **C. Existing Activities**

Parks that have already successfully implemented programs to install refill stations and eliminate the sale of disposable plastic beverage containers may continue, but must address the above factors—in writing—to their regional director, including a system for annual evaluation.

**D. New Concession Contracts**

With the approval of the regional director and after conducting the analysis described above, parks may prohibit the sale of disposable water bottles as a term of a new concession contract.

**E. Monitoring and Continuous Improvement**

This policy will be monitored to determine its park and Servicewide environmental impact, visitor welfare, acceptance, and support, and effects on concessioners and cooperating associations. The NPS will also continue to reach out to producers and suppliers and the scientific community to gather information on environmental impacts, new technologies and industry best practices and may pilot new ideas where appropriate. The disposable water bottle alternatives strategy will be revisited periodically based on these data to determine if a change in the strategy is desirable or necessary.

**F. Limitation**

This policy is intended only to improve the internal management of the NPS, and is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or equity by a party against the United States, its departments, agencies, instrumentalities or entities, its officers or employees, or any other person.

**G. Related Policies**

This policy supplements other policies relating to environmental leadership, waste reduction, and recycling, particularly those found in sections 1.8, 9.1.6, and 10.2.4.5 of *Management Policies 2006*.

**H. Further Information**

For information on this policy or other tools and resources, please contact Kurt Rausch, Commercial Services Program at 202-513-7202 or Shawn Norton, Park Facility Management Division at 202-354-1835.

-----End of Policy Memorandum-----

Disposable.Plastic.Water.Bottle.Briefing.Stat\_2.pdf

## 2017 Briefing Statement

**Bureau:** National Park Service  
**Issue:** Recycling and Reduction of Disposable Plastic Bottles in Parks  
**Park/Program:** Park Facility Management Division  
**Date:** July 12, 2017

### Current Status

- On May 4, 2017, Congress passed the Consolidated Appropriations Act, H.R.244, which included an explanatory statement requiring the NPS to, “suspend further implementation of the Policy Memorandum 11-03.” The statement further directs the incoming NPS Director to review Policy Memorandum 11-03 and to report to the Committees on the results of the evaluation.
- A Director’s memo has been developed to inform parks that, in accordance with the recent report language, the NPS will not approve any new park for PM 11-03 implementation until a new Director is confirmed and the policy has been reviewed. The NPS intends to release this memo in mid-July.

### Background

- In December 2011, the National Park Service (NPS) issued Policy Memo (PM) 11-03, “Recycling and Reduction of Disposable Plastic Bottles in Parks.” It is a bureau-level policy that allows individual parks to voluntarily establish disposable plastic water bottle sales elimination programs (DPWB - SEPs) that reduce the volume of DPWB waste.
- As a condition of the DPWB policy, parks are required to complete a program self-assessment and ensure visitors are provided with free, alternative water sources. Regional Directors must approve all SEPs, and have the authority to deny requests if the park self-assessment fails to address the required items enumerated in PM 11-03.
- In accordance with PM 11-03 Section E., NPS is required to monitor and continuously improve the program to address both park and visitor needs.
- Preliminary public engagement data contained in a letter to former director Jarvis, and conducted by Corporate Accountability International show that since 2011, more than 500,000 actions have been taken by the public in support of NPS’ efforts to reduce DPWBs.
- In September 2016, NPS issued a data call to the 23 parks that have approved DPWB - SEPs and requested data related to water bottle filling stations (e.g., usage data). This unpublished data shows that on an annual basis, DPWB -SEPs at the 23 parks:
  - Prevent the disposal of up to 2M disposable plastic water bottles per year.
  - Prevent the use of up to 112,000 pounds of polyethylene terephthalate (PET) per year.
  - Prevent the emission of up to 141 metric tons of carbon dioxide equivalents (MTCO<sub>2</sub>e/year) per year.
  - Saves up to 3,350 million British thermal units (MBTUs/year) of energy per year.
  - Saves up to 420 cubic yards of landfill space per year.

### Contact

Robert Wilbur – robert\_wilbur@nps.gov – Chief, Park Facility Management Division  
Shawn Norton – shawn\_norton@nps.gov – Branch Chief, Sustainable Operations and Climate Change

Re\_ As requested by April Slayton\_ List of park....pdf

**From:** [April Slayton](#)  
**To:** [Wilbur, Robert](#)  
**Subject:** Re: As requested by April Slayton: List of parks participating in the Disposable Plastic Water Bottle Recycling and Reduction Program  
**Date:** Saturday, August 12, 2017 5:34:09 AM

---

Thank you so much, Bob!

Sent from my iPad

> On Aug 11, 2017, at 6:20 PM, Wilbur, Robert <[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)> wrote:

>

> Good evening April!

> Attached is our list of parks that participate in the Disposable Plastic  
> Water Bottle Recycling and Reduction Program.

>

> In our July 12th, 2017 briefing statement we indicated 23 parks were  
> participating in the program. As you can see from the attached list, we  
> indicate 24 parks are approved for participation. The most recent park,  
> GOGA, was approved by their PWR RD o/a Nov 22nd, 2016. I believe the  
> reason we indicated 23 participating parks in July was because GOGA halted  
> implementation of their program based on informal discussions between PFMD  
> (Fred Sturniolo) and GOGA (Laura Castellini - GOGA Sustainability  
> Coordinator). As per my discussions with Laura Castellini of about an hour  
> ago, implementation at GOGA is STILL on hold and they continue to sell  
> water in disposable plastic water bottles at this time. I recommended GOGA  
> continue to hold off on implementation of the program until we have a  
> definitive solicitor's opinion from the Department.

>

> Please call me on Monday morning if you have any questions, concerns, or  
> need more information.

>

> Thanks!

>

> -Bob

>

> Bob Wilbur, PE, PMP  
> U.S. National Park Service - Washington DC Office  
> Park Facility Management Division (PFMD), Chief  
> [robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)  
> Office: 202-513-7034  
> Mobile: 202-368-7130

>

> [image: Related image]

>

> Stewart Lee Udall Department of the Interior (DOI) Building  
> 1849 C Street, NW  
> 4th Floor - 4500 Corridor (West)  
> Mail Stop 4541  
> Washington, D.C. 20240

>

> On Fri, Aug 11, 2017 at 2:12 PM, Slayton, April <[april\\_slayton@nps.gov](mailto:april_slayton@nps.gov)>  
> wrote:

>

>> Yes, exactly - thank you!

>>  
>> --  
>> April Slayton  
>> Assistant Director for Communications  
>> National Park Service  
>> Visit us at [www.nps.gov](http://www.nps.gov)  
>>  
>> On Fri, Aug 11, 2017 at 2:06 PM, Wilbur, Robert <[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)>  
>> wrote:  
>>  
>>> April - is the attached document the version you need us to verify?  
>>>  
>>> Understand you need us to verify:  
>>>  
>>> 1. That 23 parks are currently participating in the program, and...  
>>> 2. You need a list of those 23 parks.  
>>>  
>>> Thanks!  
>>>  
>>> -Bob  
>>>  
>>> Bob Wilbur, PE, PMP  
>>> U.S. National Park Service - Washington DC Office  
>>> Park Facility Management Division (PFMD), Chief  
>>> [robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)  
>>> Office: 202-513-7034  
>>> Mobile: 202-368-7130  
>>>  
>>> [image: Related image]  
>>>  
>>> Stewart Lee Udall Department of the Interior (DOI) Building  
>>> 1849 C Street, NW  
>>> 4th Floor - 4500 Corridor (West)  
>>> Mail Stop 4541  
>>> Washington, D.C. 20240  
>>>  
>>> ----- Forwarded message -----  
>>> From: Stephens, Beverly (Grace) <[grace\\_stephens@nps.gov](mailto:grace_stephens@nps.gov)>  
>>> Date: Wed, Jul 12, 2017 at 12:26 PM  
>>> Subject: Re: Action requested (as soon as possible): Bottled water  
>>> briefing statement  
>>> To: "Salvatore, Joseph" <[joseph\\_salvatore@nps.gov](mailto:joseph_salvatore@nps.gov)>  
>>> Cc: "Norton, Shawn" <[shawn\\_norton@nps.gov](mailto:shawn_norton@nps.gov)>, "Wilbur, Robert" <  
>>> [robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)>, Shawn Benge <[shawn\\_benge@nps.gov](mailto:shawn_benge@nps.gov)>, Alfred  
>>> Sturniolo <[fred\\_sturniolo@nps.gov](mailto:fred_sturniolo@nps.gov)>  
>>>  
>>>  
>>> thanks for the quick turnaround- here is what I sent up. I amended a  
>>> little.  
>>>  
>>> Grace Stephens  
>>> Chief of Staff (Acting)  
>>> National Park Service  
>>> (202) 354-1978 (o)  
>>> (202) 538-5597 (c)  
>>>  
>>>

>>>  
>>> On Wed, Jul 12, 2017 at 10:50 AM, Salvatore, Joseph <  
>>> joseph\_salvatore@nps.gov> wrote:  
>>>  
>>>> Grace,  
>>>>  
>>>> Please see attached revised document. Tracked changes so you could see  
>>>> the specific changes.  
>>>>  
>>>> v/r, Joe  
>>>>  
>>>> v\r,  
>>>> Joe Salvatore  
>>>> U.S. National Park Service/Washington DC Office  
>>>> Park Facility Management Division (PFMD), Deputy Chief  
>>>> Room 4557  
>>>> 1849 C St. NW, Washington, DC 20240  
>>>> Office: 202-513-7021  
>>>> Mobile: 202-308-5503  
>>>> joseph\_salvatore@nps.gov  
>>>>  
>>>>  
>>>> On Tue, Jul 11, 2017 at 4:40 PM, Stephens, Beverly (Grace) <  
>>>> grace\_stephens@nps.gov> wrote:  
>>>>  
>>>>> I believe the 2017 language suspending further implementation was in  
>>>>> the accompanying report and not in bill language, Can you please check and  
>>>>> amend the statement if so? thanks  
>>>>>  
>>>>> Grace Stephens  
>>>>> Chief of Staff (Acting)  
>>>>> National Park Service  
>>>>> (202) 208-4228 (o)  
>>>>> (202) 538-5597 (c)  
>>>>>  
>>>>>  
>>>>> On Tue, Jul 11, 2017 at 4:10 PM, Norton, Shawn <shawn\_norton@nps.gov>  
>>>>> wrote:  
>>>>>  
>>>>>> All -  
>>>>>>  
>>>>>>> See attached briefing paper. Please note that we do not use the term  
>>>>>>> "ban' anywhere in this briefing as this policy does not ban disposable  
>>>>>>> water bottles from parks.  
>>>>>>>  
>>>>>>> Please review and edit as needed.  
>>>>>>>  
>>>>>>> Thanks  
>>>>>>>  
>>>>>>> On Tue, Jul 11, 2017 at 3:31 PM, Wilbur, Robert <robert\_wilbur@nps.gov  
>>>>>>> wrote:  
>>>>>>>  
>>>>>>>> Grace - in DAB right now, will hand off to Joe S and Shawn N.  
>>>>>>>>  
>>>>>>>>> Joe and Shawn N - can you please provide briefing statement as  
>>>>>>>>> requested by Grace? Please reply to all.

>>>>>>

>>>>>> Thanks,

>>>>>>

>>>>>> -Bob

>>>>>>

>>>>>> Bob Wilbur, PE, PMP

>>>>>> U.S. National Park Service - Washington DC Office

>>>>>> Park Facility Management Division (PFMD), Chief

>>>>>> robert\_wilbur@nps.gov

>>>>>> Office: 202-513-7034

>>>>>> Mobile: 202-368-7130

>>>>>>

>>>>>> [image: Related image]

>>>>>>

>>>>>> Stewart Lee Udall Department of the Interior (DOI) Building

>>>>>> 1849 C Street, NW

>>>>>> 4th Floor - 4500 Corridor (West)

>>>>>> Mail Stop 4541

>>>>>> Washington, D.C. 20240

>>>>>>

>>>>>> On Tue, Jul 11, 2017 at 3:19 PM, Beverly (Grace) Stephens <

>>>>>> grace\_stephens@nps.gov> wrote:

>>>>>>

>>>>>>> Hi - can you please send me a current briefing statement about the

>>>>>>> water

>>>>>>>

>>>>>>> bottle ban that includes the recent approps report language? ASFWP

>>>>>>> is asking. Turnaround is asap. No more than one page please.

>>>>>>>

>>>>>>> Thanks - grace

>>>>>>>

>>>>>>>

>>>>>>> Grace Stephens

>>>>>>> Chief of Staff (acting)

>>>>>>> (202) 208-4228 office

>>>>>>> (202) 538-5597 cell

>>>>>>>

>>>>>>>

>>>>>>>

>>>>>>>

>>>>>>>

>>>>>>> --

>>>>>>> Shawn Norton

>>>>>>> U.S. National Park Service

>>>>>>> Washington DC Office

>>>>>>> Branch Chief - Sustainable Operations and Climate Change

>>>>>>> shawn\_norton@nps.gov

>>>>>>> Office: 202-354-1835

>>>>>>>

>>>>>>>

>>>>>>> [image: Related image]

>>>>>>>

>>>>>>> Stewart Lee Udall Department of the Interior Building

>>>>>>> 1849 C Street, NW

>>>>>>> Mail Stop 4541

>>>>>>> Washington, D.C. 20240

>>>>>>>

>>>>>

>>>>>

>>>>

>>>

>>>

>>

> <List of the 24 NPS Parks with Formal Approval to Implement DPWB-RecyclingAndReductionProgram-11Aug2017.docx>

> <Policy on Disposable Plastic Water Bottles-14Dec2014.pdf>

> <Disposable.Plastic.Water.Bottle.Briefing.Statement\_7.12.2017.docx>

Re\_ Water Bottle\_DO 100 release(1).pdf

**From:** [Slayton, April](#)  
**To:** [Alma Ripps](#)  
**Cc:** [Aurelia Skipwith](#); [Bob Vogel](#); [Maureen Foster](#); [Jennifer Wyse](#)  
**Subject:** Re: Water Bottle/DO 100 release  
**Date:** Saturday, August 12, 2017 11:54:02 AM  
**Attachments:** [Policy on Disposable Plastic Water Bottles-14Dec2014.pdf](#)  
[Disposable.Plastic.Water.Bottle.Briefing.Statement\\_7.12.2017.docx](#)  
[List of the 24 NPS Parks with Formal Approval to Implement DPWB-RecyclingAndReductionProgram-11Aug2017.docx](#)

---

Greetings all,

I have been working with DOI Comms on the materials needed for this announcement, and the briefing materials I provided to them are attached. It is correct that 24 parks are approved to implement water bottle bans, but presently, only 23 actually have bans in place. The 24th park (Golden Gate) did not implement the ban after receiving approval.

I hope this answers all of your questions - feel free to let me know if you need anything else.

All the best,

April

--

April Slayton  
Assistant Director for Communications  
National Park Service  
Visit us at [www.nps.gov](http://www.nps.gov)

On Fri, Aug 11, 2017 at 5:32 PM, Alma Ripps <[alma\\_ripps@nps.gov](mailto:alma_ripps@nps.gov)> wrote:

April Slayton in our comms office was double checking on this. I think 24 parks have been approved, but only 23 have implemented the guidance. So if you use the language in the press release it would be 23.

April-when you get this clarified can you respond to Aurelia?

Alma

On Aug 11, 2017, at 5:03 PM, Aurelia Skipwith <[aurelia\\_skipwith@ios.doi.gov](mailto:aurelia_skipwith@ios.doi.gov)> wrote:

Bob,

Please let me know as soon as you find out the number of parks. I need to know by Sunday 12pm. Thank you.

Aurelia Skipwith  
Deputy Assistant Secretary  
for Fish and Wildlife and Parks

U.S. Department of Interior  
1849 C Street NW, Room 3148  
Washington, DC 20240  
202-208-5837

On Aug 11, 2017, at 2:59 PM, Ripps, Alma <[alma\\_ripps@nps.gov](mailto:alma_ripps@nps.gov)> wrote:

I believe the correct number of parks is 23 not 22, but trying to confirm that.

Bob--sent email to Shawn Benge on this, but no answer as of yet. Might want to double check with him.

Alma

(Acting Chief of Staff - August 7-11, 2017)

---

**Alma Ripps**  
**Chief, Office of Policy**  
**National Park Service**  
**1849 C Street, NW, Room 2660**  
**Washington, DC 20240**  
**202-354-3950 (main)**  
**202-354-3951 (direct)**

On Fri, Aug 11, 2017 at 2:18 PM, Skipwith, Aurelia  
<[aurelia\\_skipwith@ios.doi.gov](mailto:aurelia_skipwith@ios.doi.gov)> wrote:

Bob,

I need originals for Todd's signature. Would this be something that's already in the queue and be available by COB today? If not, I need by 8:00 am Monday. Please let me know. Thank you.

**Aurelia Skipwith**  
Deputy Assistant Secretary  
for Fish and Wildlife and Parks

U.S. Department of Interior  
1849 C Street, NW, Room 3148  
Washington, DC 20240  
(202) 208-5837

----- Forwarded message -----

From: **Willens, Todd** <[todd\\_willens@ios.doi.gov](mailto:todd_willens@ios.doi.gov)>  
Date: Fri, Aug 11, 2017 at 1:45 PM  
Subject: Fwd: Water Bottle/DO 100 release  
To: Maureen Foster <[maureen\\_foster@ios.doi.gov](mailto:maureen_foster@ios.doi.gov)>, "Skipwith, Aurelia" <[aurelia\\_skipwith@ios.doi.gov](mailto:aurelia_skipwith@ios.doi.gov)>

Maureen and Aurelia, I will need the originals ready for signature on Monday morning.

**Todd Willens**  
Assistant Deputy Secretary  
Acting Assistant Secretary for Fish and Wildlife and Parks  
U.S. Department of the Interior  
1849 C Street, NW -- MIB Room 6116

Washington, DC 20240  
office: 202-208-6291

NOTE: *Every email I send or receive is subject to release under the Freedom of Information Act.*

----- Forwarded message -----

From: **Newell, Russell** <[russell\\_newell@ios.doi.gov](mailto:russell_newell@ios.doi.gov)>  
Date: Fri, Aug 11, 2017 at 1:34 PM  
Subject: Water Bottle/DO 100 release  
To: David Bernhardt <(b) (6) - Dep Sec Bernhardt@ios.doi.gov>, Scott Hommel <[scott\\_hommel@ios.doi.gov](mailto:scott_hommel@ios.doi.gov)>, "Magallanes, Downey" <[downey\\_magallanes@ios.doi.gov](mailto:downey_magallanes@ios.doi.gov)>, Todd Willens <[todd\\_willens@ios.doi.gov](mailto:todd_willens@ios.doi.gov)>, Daniel Jorjani <[daniel.jorjani@sol.doi.gov](mailto:daniel.jorjani@sol.doi.gov)>  
Cc: Laura Rigas <[laura\\_rigas@ios.doi.gov](mailto:laura_rigas@ios.doi.gov)>, Heather Swift <[heather\\_swift@ios.doi.gov](mailto:heather_swift@ios.doi.gov)>, "Ross, Paul" <[paul\\_ross@ios.doi.gov](mailto:paul_ross@ios.doi.gov)>

All - attached and below is a draft press release announcing that we're rescinding the water bottle policy and Director's Order 100.

The quotes in it are from the Dep Sec.

We are targeting Monday morning to send this out.

Please review and send us any edits or thoughts.

v/r

russell

Date: August 14, 2017

Contact: [Interior\\_Press@ios.doi.gov](mailto:Interior_Press@ios.doi.gov)

## **Department Revokes National Park Service Director's Order #100 and Highly Criticized Water Bottle Policy**

*Policies rescinded as Department looks toward next 100 years of  
service to the American people*

WASHINGTON – To ensure the Department and the National Park Service are on the right course to better serve current and future visitors, U.S. Deputy Secretary of the Interior David Bernhardt today announced the rescinding of two National Park Service policies—Director’s Order #100 (*Resource Stewardship for the 21<sup>st</sup> Century*) and the highly criticized Policy Memorandum 11-03, which urged parks to ban the sale of plastic water bottles.

### **Policy Memorandum 11-03**

In its commitment to providing a safe and world-class visitor experience, the Department is overturning Policy Memorandum 11-03, commonly referred to as the “Water Bottle Ban.” The policy was criticized for its possible effects on visitor safety by limiting hydration options for recreationalists and hikers, as well as other visitors, such as diabetics who may rely on the availability of bottled water. The ban removed the healthiest beverage choice at a variety of parks while leaving sugary drinks available through concessionaires.

“Rescinding the ban is a testament to the Department’s commitment to the safety and overall experience of everyone who visits a national park,” Bernhardt said. “The policy needed to be overturned because it fell short in too many areas—from safety concerns to ensuring that families have options when they load up their cars to head out for the quintessential National Park experience.”

Currently only 22<sup>[RPR1]</sup> of the 417 National Park Sites have implemented the policy. The revocation of the memorandum, which was put in place on December 14, 2011, is effective immediately.

### **Director’s Order #100**

Director’s Order #100 was developed as an internal guidance

document for NPS employees to shape resource stewardship in the 21st century. But as U.S. Secretary of the Interior Ryan Zinke leads a new, comprehensive initiative to identify Departmental priorities and to reorganize the agency for the next 100 years, Director's Order #100 has become obsolete.

“Departmental leadership has a very clear vision for the future of Interior and our nation’s unparalleled national parks,” Bernhardt said. “Revoking Director’s Order #100, which was put in place at the tail-end of the previous Administration, eliminates confusion among the public and NPS employees regarding current National Park Service Policy as we implement that vision for the benefit of generations to come.”

The rescinding of Director’s order #100, which was put into effect on December 20, 2016, is effective immediately.

###

---

[RPR1]Need to verify this number before release.

Russell Newell  
Deputy Director of Communications  
U.S. Department of the Interior  
(202) 208-6232  
@Interior

Policy on Disposable Plastic Water Bottles-14D\_2.pdf



# United States Department of the Interior

NATIONAL PARK SERVICE  
1849 C Street, N.W.  
Washington, D.C. 20240

IN REPLY REFER TO:

A5623 (0130)

DEC 14 2011

To: Regional Directors  
From: Director *Janet L. Jarvis*  
Subject: Recycling and Reduction of Disposable Plastic Bottles in Parks

The National Park Service has set very high standards to:

- reduce our carbon footprint and increase the sustainability of all parks
- look holistically at alternative fuels, vehicle fleet size and type
- convert lighting to reduce energy use and preserve the night sky
- recycle, compost, and use renewable energy sources (where appropriate)
- set LEED silver as the minimum standard for new construction

More than 100 parks have conducted climate friendly parks assessments. Most recently, we have begun efforts to increase choices for healthy and sustainable foods in our concessions facilities. A key element of *A Call to Action* is to “Go Green.” You can see some of these actions online at <http://www.nps.gov/sustainability/>.

Sustainability is a signature effort for the National Park Service. We must be a visible exemplar of sustainability, so it is important that we move our sustainability program forward as an *organization*. While superintendents need some discretion to tailor implementation to local situations, it is not the purview of any one park to set policy.

The heart of our sustainability program is our comprehensive Green Parks Plan (GPP). The GPP will address water and energy use, green house gas emissions, reduction of waste streams, construction practices, as well as other issues, and sets goals that we will reach by 2016. The GPP is undergoing final review and will be released early next year.

In light of recent interest in one element of the GPP, we are issuing the attached specific policy on the reduction/recycling of disposable plastic water bottles. It allows superintendents to halt the sale of these bottles if they (1) complete a rigorous impact analysis including an assessment of the effects on visitor health and safety, (2) submit a request in writing to their regional director, and (3) receive the approval of their regional director.



# United States Department of the Interior

NATIONAL PARK SERVICE

1849 C Street, N.W.  
Washington, D.C. 20240

IN REPLY REFER TO:

A5623 (0130)

DEC 14 2011

Policy Memorandum 11-03

To: Regional Directors

From: Director *Jonathan S. Jarvis*

Subject: Disposable Plastic Water Bottle Recycling and Reduction

## **A. Background**

When considered on a life-cycle basis, the use of disposable plastic water bottles has significant environmental impact compared to the use of local tap water and refillable bottles. These impacts may be magnified in remote national parks because of the additional transportation, waste disposal, energy use, and litter removal factors inherent in these locations.

The issues surrounding plastic water bottles are complex. Banning the sale of water bottles in national parks has great symbolism, but runs counter to our healthy food initiative as it eliminates the healthiest choice for bottled drinks, leaving sugary drinks as a primary alternative. A ban could pose challenges for diabetics and others with health issues who come to a park expecting bottled water to be readily available. For parks without access to running water, filling stations for reusable bottles are impractical. A ban could affect visitor safety; proper hydration is key to planning a safe two-hour hike or a multi-day backcountry excursion. Even reasonably priced reusable water bottles may be out of reach for some visitors, especially those with large families.

For these reasons, the National Park Service will implement a disposable plastic water bottle recycling and reduction policy, with an option to eliminate sales on a park-by-park basis following an extensive review and with the prior approval of the regional director.

Such a policy will allow the NPS and park partners to reduce their environmental footprint, introduce visitors to green products and the concept of environmentally responsible purchasing, and give them the opportunity to take that environmental ethic home and apply it in their daily lives. It will also be a significant step in reducing our carbon footprint and meeting *A Call to Action* Goal #23, Go Green.

## **B. Policy and Requirements**

Recycling: Parks are strongly encouraged to have a robust recycling program. The plastics found in disposable water bottles are fully recyclable, and parks should have ample and well designed, distributed, and marked collection facilities. The work of collecting, sorting, and

transporting recyclables from parks to regional recycling centers may not always “pay for itself,” but it is still the right thing to do.

Reduction: Parks are strongly encouraged to reduce the sale of disposable plastic water bottles through visitor education on the environmental impact of purchasing decisions and the availability of reasonably priced reusable bottles which can be filled at water fountains or bottle refill stations.

Elimination: Where appropriate, superintendents may request approval from their regional director to eliminate the sale of water in disposable plastic bottles by analyzing and addressing the following factors—in writing:

- Amount of waste eliminated and pros/cons to overall park operations
- Infrastructure costs and funding source(s) for filling stations
- Contractual implications on concessioners, including considerations of new leaseholder surrender interest or possessory interest
- Operational costs of filling stations including utilities and regular public health testing
- Cost and availability of BPA-free reusable containers
- Effect on concessioner and cooperating association sales revenue
- Availability of water within concession food service operations
- Visitor education in the park and online so that visitors may come prepared with their own water bottles
- Results of consultation with NPS Public Health Office
- A sign plan so that visitors can easily find filling stations
- Safety considerations for visitors who may resort to not carrying enough water or drinking from surface water sources with potential exposure to disease
- A system for annual evaluation of the program, including public response, visitor satisfaction, buying behavior, public safety, and plastic collection rates
- Results of consultation with concessioners and cooperating associations
- Timeline of phase in period

Education: Parks must develop a proactive visitor education strategy that addresses visitor expectations and explains the rationale for whatever plastic bottle reduction, recycling, or elimination effort is implemented.

Disposable plastic bottle recycling, reduction, or elimination decisions should be implemented at all applicable operations so there is consistency throughout the park and parity from one operation to the next. These procedures should be incorporated into the concessioner operating plan, cooperating association scope of sales, and other organizations operating within the park.

### **C. Existing Activities**

Parks that have already successfully implemented programs to install refill stations and eliminate the sale of disposable plastic beverage containers may continue, but must address the above factors—in writing—to their regional director, including a system for annual evaluation.

**D. New Concession Contracts**

With the approval of the regional director and after conducting the analysis described above, parks may prohibit the sale of disposable water bottles as a term of a new concession contract.

**E. Monitoring and Continuous Improvement**

This policy will be monitored to determine its park and Servicewide environmental impact, visitor welfare, acceptance, and support, and effects on concessioners and cooperating associations. The NPS will also continue to reach out to producers and suppliers and the scientific community to gather information on environmental impacts, new technologies and industry best practices and may pilot new ideas where appropriate. The disposable water bottle alternatives strategy will be revisited periodically based on these data to determine if a change in the strategy is desirable or necessary.

**F. Limitation**

This policy is intended only to improve the internal management of the NPS, and is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or equity by a party against the United States, its departments, agencies, instrumentalities or entities, its officers or employees, or any other person.

**G. Related Policies**

This policy supplements other policies relating to environmental leadership, waste reduction, and recycling, particularly those found in sections 1.8, 9.1.6, and 10.2.4.5 of *Management Policies 2006*.

**H. Further Information**

For information on this policy or other tools and resources, please contact Kurt Rausch, Commercial Services Program at 202-513-7202 or Shawn Norton, Park Facility Management Division at 202-354-1835.

-----End of Policy Memorandum-----

Disposable.Plastic.Water.Bottle.Briefing.Stat\_3.pdf

## 2017 Briefing Statement

**Bureau:** National Park Service  
**Issue:** Recycling and Reduction of Disposable Plastic Bottles in Parks  
**Park/Program:** Park Facility Management Division  
**Date:** July 12, 2017

### Current Status

- On May 4, 2017, Congress passed the Consolidated Appropriations Act, H.R.244, which included an explanatory statement requiring the NPS to, “suspend further implementation of the Policy Memorandum 11-03.” The statement further directs the incoming NPS Director to review Policy Memorandum 11-03 and to report to the Committees on the results of the evaluation.
- A Director’s memo has been developed to inform parks that, in accordance with the recent report language, the NPS will not approve any new park for PM 11-03 implementation until a new Director is confirmed and the policy has been reviewed. The NPS intends to release this memo in mid-July.

### Background

- In December 2011, the National Park Service (NPS) issued Policy Memo (PM) 11-03, “Recycling and Reduction of Disposable Plastic Bottles in Parks.” It is a bureau-level policy that allows individual parks to voluntarily establish disposable plastic water bottle sales elimination programs (DPWB - SEPs) that reduce the volume of DPWB waste.
- As a condition of the DPWB policy, parks are required to complete a program self-assessment and ensure visitors are provided with free, alternative water sources. Regional Directors must approve all SEPs, and have the authority to deny requests if the park self-assessment fails to address the required items enumerated in PM 11-03.
- In accordance with PM 11-03 Section E., NPS is required to monitor and continuously improve the program to address both park and visitor needs.
- Preliminary public engagement data contained in a letter to former director Jarvis, and conducted by Corporate Accountability International show that since 2011, more than 500,000 actions have been taken by the public in support of NPS’ efforts to reduce DPWBs.
- In September 2016, NPS issued a data call to the 23 parks that have approved DPWB - SEPs and requested data related to water bottle filling stations (e.g., usage data). This unpublished data shows that on an annual basis, DPWB -SEPs at the 23 parks:
  - Prevent the disposal of up to 2M disposable plastic water bottles per year.
  - Prevent the use of up to 112,000 pounds of polyethylene terephthalate (PET) per year.
  - Prevent the emission of up to 141 metric tons of carbon dioxide equivalents (MTCO<sub>2</sub>e/year) per year.
  - Saves up to 3,350 million British thermal units (MBTUs/year) of energy per year.
  - Saves up to 420 cubic yards of landfill space per year.

### Contact

Robert Wilbur – robert\_wilbur@nps.gov – Chief, Park Facility Management Division  
Shawn Norton – shawn\_norton@nps.gov – Branch Chief, Sustainable Operations and Climate Change

List of the 24 NPS Parks with Formal Approval\_4.pdf

**List of the 24 NPS Parks with Formal Approval to Implement Disposable Plastic Water Bottle (DPWB) Recycling and Reduction Program**

Park #	NPS Region	Park Alpha Code	Park Name
1	IMR	ARCH	Arches National Park
2	IMR	BRCA	Bryce Canyon National Park
3	IMR	CANY	Canyonlands National Park
4	IMR	COLM	Colorado National Monument
5	IMR	FOLA	Fort Laramie National Historic Site
6	IMR	GRCA	Grand Canyon National Park
7	IMR	PECO	Pecos National Historical Park
8	IMR	PEFO	Petrified Forest National Park
9	IMR	SAAN	San Antonio Missions National Historical Park
10	IMR	SAGU	Saguaro National Park
11	IMR	SAPU	Salinas Pueblo Missions National Monument
12	IMR	TICA	Timpanogos Cave National Monument
13	IMR	ZION	Zion National Park
14	MWR	MORU	Mount Rushmore National Park
15	MWR	WICA	Wind Cave National Monument
16	NCR	ANTI	Antietam National Battlefield
17	SER	BISC	Biscayne National Park
18	SER	CAHA	Cape Hatteras National Seashore
19	SER	FORA	Fort Raleigh National Historic Site
20	SER	FOSU	Fort Sumter National Monument
21	SER	MACA	Mammoth Cave National Park
22	SER	WRBR	Wright Brothers National Memorial
23	PWR	MORA	Mount Rainier National Park
24	PWR	GOGA	Golden Gate National Recreation Area*

\*Approval granted by PWR Regional Director 11/22/2016

Outstanding items for next week.pdf

**From:** [Slayton, April](#)  
**To:** [Jeremy Barnum](#)  
**Subject:** Outstanding items for next week  
**Date:** Saturday, August 12, 2017 1:13:14 PM  
**Attachments:** [Fire PIO Approval to Hire \(Coble\) \(1\).doc](#)  
[GS-1001-12 Regional Fire Comm And Educ Spec \(2\) \(1\).pdf](#)  
[Deb Coble Resume 2017 \(1\).pdf](#)

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Hey there,

Recognizing that it is going to be a bumpy week, I am going to try to be as available as possible to help with things while I am in Charlotte. I looked into postponing my trip, but the cost to change the flights costs more than the original tickets, and I'd lose 100% of the ticket price if I cancel. I'm really sorry that I will not be there in person.

I'm working with Janice to find a time on Monday when Bob (in person) and I (on the phone) can talk to Tom. I'll be sure to keep you posted on the timing for that. And of course, we'll talk after that meeting. For now, let's just assume that you are going to be the primary POC for DOI Comms on Monday and beyond. And assume that by Wednesday, you'll be acting chief spokesperson.

I'm going to put together a rollout plan for announcing the change. Most of the notifications will be internal, but a brief message to our regular reporters should also be in the mix. I'll send it to you once I have that organized.

Here are the main issues that I'm seeing on the horizon next week for announcement or additional effort needed):

- Rollout of the grant packages (You've got those on Paul's radar)
- GRSM Fire report - Tom has been working with the park, region, and FAM on this - they are looking to release on August 29. They had asked for Tom to come down to the Smokies and run the press conference - we don't have the capacity for that in the current situation. The next step was for the FAM group to brief the Assistant Secretary's office, but I don't know who is setting that up. It needs to happen next week if we're going to stick to the intended August 29 rollout, so can you please check with Louis Rowe to see who is scheduling the briefing? You and I should catch up with Tina, Saudia and Dana on the comms side next week.
- DO 100/Water bottle policy - We're expecting the press release to go out Monday and need to be ready to send a message to the regional PIO's and possibly the superintendents+PIOs at the 23 parks with active water bottle bans to let them know that all media inquiries on the ban need to go to [Interior\\_Press@ios.doi.gov](mailto:Interior_Press@ios.doi.gov) with a courtesy copy to us. Same goes for any inquiries about DO100.
- OIG reports - apparently, there are 3-4 reports from OIG that are ready to publish any day now. Obie sent me links to the Google Docs for the reports, but I didn't have permission to open them. Basically, we don't need to see the full report as much as we need to know what NPS is doing in response to each report (although being able to review these would be nice too). It might be easiest to talk to Obie about who was responsible for responding to each of the reports (Mike Reynolds might know too).
- Alaska Region's Fire PIO request to hire - Quinley sent this to me last week, but Laura was out of the office. Could you please print it and take it upstairs for me?

I'm probably missing some things as well, so we'll stay in touch throughout the week. I can't

tell you how much I appreciate you right now!

All the best,  
April

--

April Slayton  
Assistant Director for Communications  
National Park Service  
Visit us at [www.nps.gov](http://www.nps.gov)

Re\_ Outstanding items for next week.pdf

**From:** [Barnum, Jeremy](#)  
**To:** [Slayton, April](#)  
**Subject:** Re: Outstanding items for next week  
**Date:** Saturday, August 12, 2017 3:23:00 PM  
**Attachments:** [New Picture \(1\).bmp](#)

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I know the circumstances aren't great, but I'm glad to hear you're still going on your trip. I know everyone involved in this situation will completely understand.

I'll follow up on the issues you mentioned and will keep you apprised of any major developments. I'll of course also stay tuned for how things progress on Monday. Please let me know how I can be of help there. I won't engage in any conversations on the matter until I have a clear direction from you all on how to proceed.

Really sorry you're having to deal with all of this!

Jeremy K. Barnum  
Public Affairs Officer  
National Park Service  
Office: (202) 513-7262  
Mobile: (202) 617-7973

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PARK**   
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[Instagram](#) [YouTube](#)

On Sat, Aug 12, 2017 at 3:12 PM, Slayton, April <[april\\_slayton@nps.gov](mailto:april_slayton@nps.gov)> wrote:

Hey there,

Recognizing that it is going to be a bumpy week, I am going to try to be as available as possible to help with things while I am in Charlotte. I looked into postponing my trip, but the cost to change the flights costs more than the original tickets, and I'd lose 100% of the ticket price if I cancel. I'm really sorry that I will not be there in person.

I'm working with Janice to find a time on Monday when Bob (in person) and I (on the phone) can talk to Tom. I'll be sure to keep you posted on the timing for that. And of course, we'll talk after that meeting. For now, let's just assume that you are going to be the primary POC for DOI Comms on Monday and beyond. And assume that by Wednesday, you'll be acting chief spokesperson.

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with Louis Rowe to see who is scheduling the briefing? You and I should catch up with Tina, Saudia and Dana on the comms side next week.

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I'm probably missing some things as well, so we'll stay in touch throughout the week. I can't tell you how much I appreciate you right now!

All the best,  
April

--

April Slayton  
Assistant Director for Communications  
National Park Service  
Visit us at [www.nps.gov](http://www.nps.gov)

Re\_ Water Bottle\_DO 100 release(2).pdf

**From:** [Skipwith, Aurelia](#)  
**To:** [Slayton, April](#)  
**Cc:** [Alma Ripps](#); [Bob Vogel](#); [Maureen Foster](#); [Jennifer Wyse](#)  
**Subject:** Re: Water Bottle/DO 100 release  
**Date:** Saturday, August 12, 2017 3:40:58 PM

---

Thank you, April.

**Aurelia Skipwith**

Deputy Assistant Secretary  
for Fish and Wildlife and Parks

U.S. Department of Interior  
1849 C Street, NW, Room 3148  
Washington, DC 20240  
(202) 208-5837

On Sat, Aug 12, 2017 at 1:53 PM, Slayton, April <[april\\_slayton@nps.gov](mailto:april_slayton@nps.gov)> wrote:

Greetings all,

I have been working with DOI Comms on the materials needed for this announcement, and the briefing materials I provided to them are attached. It is correct that 24 parks are approved to implement water bottle bans, but presently, only 23 actually have bans in place. The 24th park (Golden Gate) did not implement the ban after receiving approval.

I hope this answers all of your questions - feel free to let me know if you need anything else.

All the best,

April

--

April Slayton  
Assistant Director for Communications  
National Park Service  
Visit us at [www.nps.gov](http://www.nps.gov)

On Fri, Aug 11, 2017 at 5:32 PM, Alma Ripps <[alma\\_ripps@nps.gov](mailto:alma_ripps@nps.gov)> wrote:

April Slayton in our comms office was double checking on this. I think 24 parks have been approved, but only 23 have implemented the guidance. So if you use the language in the press release it would be 23.

April-when you get this clarified can you respond to Aurelia?

Alma

On Aug 11, 2017, at 5:03 PM, Aurelia Skipwith <[aurelia\\_skipwith@ios.doi.gov](mailto:aurelia_skipwith@ios.doi.gov)> wrote:

Bob,

Please let me know as soon as you find out the number of parks. I need to know by Sunday 12pm. Thank you.

Aurelia Skipwith  
Deputy Assistant Secretary

for Fish and Wildlife and Parks

U.S. Department of Interior  
1849 C Street NW, Room 3148  
Washington, DC 20240  
202-208-5837

On Aug 11, 2017, at 2:59 PM, Ripps, Alma <[alma\\_ripps@nps.gov](mailto:alma_ripps@nps.gov)> wrote:

I believe the correct number of parks is 23 not 22, but trying to confirm that.

Bob--sent email to Shawn Bengue on this, but no answer as of yet. Might want to double check with him.

Alma

(Acting Chief of Staff - August 7-11, 2017)

---

**Alma Ripps**  
**Chief, Office of Policy**  
**National Park Service**  
**1849 C Street, NW, Room 2660**  
**Washington, DC 20240**  
**202-354-3950 (main)**  
**202-354-3951 (direct)**

On Fri, Aug 11, 2017 at 2:18 PM, Skipwith, Aurelia  
<[aurelia\\_skipwith@ios.doi.gov](mailto:aurelia_skipwith@ios.doi.gov)> wrote:

Bob,

I need originals for Todd's signature. Would this be something that's already in the queue and be available by COB today? If not, I need by 8:00 am Monday. Please let me know. Thank you.

**Aurelia Skipwith**  
Deputy Assistant Secretary  
for Fish and Wildlife and Parks

U.S. Department of Interior  
1849 C Street, NW, Room 3148  
Washington, DC 20240  
(202) 208-5837

----- Forwarded message -----

From: **Willens, Todd** <[todd\\_willens@ios.doi.gov](mailto:todd_willens@ios.doi.gov)>  
Date: Fri, Aug 11, 2017 at 1:45 PM  
Subject: Fwd: Water Bottle/DO 100 release  
To: Maureen Foster <[maureen\\_foster@ios.doi.gov](mailto:maureen_foster@ios.doi.gov)>, "Skipwith, Aurelia" <[aurelia\\_skipwith@ios.doi.gov](mailto:aurelia_skipwith@ios.doi.gov)>

Maureen and Aurelia, I will need the originals ready for signature on Monday morning.

Todd Willens  
Assistant Deputy Secretary  
Acting Assistant Secretary for Fish and Wildlife and Parks  
U.S. Department of the Interior  
1849 C Street, NW -- MIB Room 6116  
Washington, DC 20240  
office: 202-208-6291

NOTE: Every email I send or receive is subject to release under the Freedom of Information Act.

----- Forwarded message -----

From: **Newell, Russell** <[russell\\_newell@ios.doi.gov](mailto:russell_newell@ios.doi.gov)>  
Date: Fri, Aug 11, 2017 at 1:34 PM  
Subject: Water Bottle/DO 100 release  
To: David Bernhardt <<sup>(b) (6) - Dep Sec Bernhardt</sup>[ios.doi.gov](mailto:ios.doi.gov)>, Scott Hommel <[scott\\_hommel@ios.doi.gov](mailto:scott_hommel@ios.doi.gov)>, "Magallanes, Downey" <[downey\\_magallanes@ios.doi.gov](mailto:downey_magallanes@ios.doi.gov)>, Todd Willens <[todd\\_willens@ios.doi.gov](mailto:todd_willens@ios.doi.gov)>, Daniel Jorjani <[daniel.jorjani@sol.doi.gov](mailto:daniel.jorjani@sol.doi.gov)>  
Cc: Laura Rigas <[laura\\_rigas@ios.doi.gov](mailto:laura_rigas@ios.doi.gov)>, Heather Swift <[heather\\_swift@ios.doi.gov](mailto:heather_swift@ios.doi.gov)>, "Ross, Paul" <[paul\\_ross@ios.doi.gov](mailto:paul_ross@ios.doi.gov)>

All - attached and below is a draft press release announcing that we're rescinding the water bottle policy and Director's Order 100.

The quotes in it are from the Dep Sec.

We are targeting Monday morning to send this out.

Please review and send us any edits or thoughts.

v/r

russell

Date: August 14, 2017

Contact: [Interior\\_Press@ios.doi.gov](mailto:Interior_Press@ios.doi.gov)

## **Department Revokes National Park Service Director's Order #100 and Highly Criticized Water Bottle Policy**

*Policies rescinded as Department looks toward next 100 years of service to the American people*

WASHINGTON – To ensure the Department and the National Park Service are on the right course to better serve current and future visitors, U.S. Deputy Secretary of the Interior David Bernhardt today announced the rescinding of two National Park Service policies—Director's Order #100 (*Resource Stewardship for the 21<sup>st</sup> Century*) and the highly criticized Policy Memorandum 11-03, which urged parks to ban the sale of plastic water bottles.

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“Rescinding the ban is a testament to the Department’s commitment to the safety and overall experience of everyone who visits a national park,” Bernhardt said. “The policy needed to be overturned because it fell short in too many areas—from safety concerns to ensuring that families have options when they load up their cars to head out for the quintessential National Park experience.”

Currently only 22<sup>[RPR1]</sup> of the 417 National Park Sites have

implemented the policy. The revocation of the memorandum, which was put in place on December 14, 2011, is effective immediately.

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Director's Order #100 was developed as an internal guidance document for NPS employees to shape resource stewardship in the 21st century. But as U.S. Secretary of the Interior Ryan Zinke leads a new, comprehensive initiative to identify Departmental priorities and to reorganize the agency for the next 100 years, Director's Order #100 has become obsolete.

“Departmental leadership has a very clear vision for the future of Interior and our nation's unparalleled national parks,” Bernhardt said. “Revoking Director's Order #100, which was put in place at the tail-end of the previous Administration, eliminates confusion among the public and NPS employees regarding current National Park Service Policy as we implement that vision for the benefit of generations to come.”

The rescinding of Director's order #100, which was put into effect on December 20, 2016, is effective immediately.

###

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[RPR1]Need to verify this number before release.

Russell Newell  
Deputy Director of Communications  
U.S. Department of the Interior  
(202) 208-6232  
@Interior

Policy Change on Plastic Water Bottles.pdf

## National Park Service Rescinds Policy to Eliminate Sale of Disposable Water Bottles

WASHINGTON – In its commitment to providing a safe and world-class visitor experience, the National Park Service (NPS) is discontinuing Policy Memorandum 11-03, commonly referred to as the “Water Bottle Ban.” The 2011 policy encouraged national parks to eliminate the sale of disposable water bottles has been reassessed due to concerns for its possible effects on visitor safety by limiting hydration options for recreationalists, hikers, and other visitors to national parks. The change in policy comes after a review of the policy’s aims and impact in close consultation with Department of the Interior leadership.

“After reviewing the impact of the policy in the small number of parks that eliminated plastic water bottle sales, it was determined that there are safer and more effective ways to reduce plastic waste in parks, while still allowing the sale of bottled water,” said Acting National Park Service Director Michael T. Reynolds. “While we will continue to encourage the use of free water bottle filling stations as appropriate, ultimately it should be up to our visitors to decide how best to keep themselves and their families hydrated during a visit to a national park, particularly during hot summer visitation periods.”

[hold for congressional quote]

Currently only 23 of the 417 National Park Sites have implemented the policy. The revocation of the memorandum, which was put in place on December 14, 2011, is effective immediately. Parks will continue to promote the recycling of disposable plastic waters and many parks have already worked with partners to provide free potable water in bottle filling stations located at visitor centers and near trailheads.

Re\_ Draft News Release on Plastic Water Bottles.pdf

**From:** [Wyse, Jennifer](#)  
**To:** [Barnum, Jeremy](#)  
**Cc:** [Michael Reynolds](#); [Bob Vogel](#); [DeSordi, Janice](#); [Tom Crosson](#); [April Slayton](#)  
**Subject:** Re: Draft News Release on Plastic Water Bottles  
**Date:** Tuesday, August 15, 2017 7:26:57 AM  
**Attachments:** [New Picture \(1\).bmp](#)  
[Policy Change on Plastic Water Bottles Mike edits.docx](#)

---

Hi Jeremy,

As discussed, Mike is good to go with the release with the attached edits.

Have a great day, Jen

\*\*\*\*\*

Jennifer Wyse  
Chief of Staff (Acting)  
National Park Service  
202-513-7205

On Mon, Aug 14, 2017 at 4:18 PM, Barnum, Jeremy <[jeremy\\_barnum@nps.gov](mailto:jeremy_barnum@nps.gov)> wrote:  
Mike,

Please see attached and below draft news release announcing the rescission of Policy Memorandum 11-03.

We've taken some of the original DOI draft and tried to incorporate language we discussed this morning.

Please note that the Department is considering including a quote from a member of congress in the release, but we're still waiting for final word on that. We'll obviously share that with you the moment we receive it. The release is obviously now on hold until tomorrow.

In the meantime, we wanted to share our current draft and your proposed quote for your approval.

Thanks,  
Jeremy

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Many thanks,

Jeremy K. Barnum  
Public Affairs Officer  
National Park Service  
Office: (202) 513-7262  
Mobile: (202) 617-7973



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[Instagram](#) [YouTube](#)

Policy Change on Plastic Water Bottles Mike e.pdf

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Re\_ Draft News Release on Plastic Water Bottles(1).pdf

**From:** [April Slayton](#)  
**To:** [Wyse, Jennifer](#)  
**Cc:** [Barnum, Jeremy](#); [Michael Reynolds](#); [Bob Vogel](#); [DeSordi, Janice](#); [Tom Crosson](#)  
**Subject:** Re: Draft News Release on Plastic Water Bottles  
**Date:** Tuesday, August 15, 2017 12:56:43 PM  
**Attachments:** [New Picture \(1\).bmp](#)

---

I would note that as a matter of precedent, NPS does not include quotes from Members of Congress in our press releases. I understand that this is an extraordinary circumstance, but I think it is important to put that forward (as you may have already done). If there is going to be a Congressional quote in this release, we should be sure that Melissa and her team are well aware.

Thanks you guys,  
April

Sent from my iPad

On Aug 15, 2017, at 9:26 AM, Wyse, Jennifer <[jennifer\\_wyse@nps.gov](mailto:jennifer_wyse@nps.gov)> wrote:

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Jeremy K. Barnum  
Public Affairs Officer  
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Office: (202) 513-7262  
Mobile: (202) 617-7973

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Re\_ NPS Water Bottle Release.pdf

**From:** [Bowron, Jessica](#)  
**To:** [Barnum, Jeremy](#)  
**Cc:** [Farinelli, Susan](#); [Michael Reynolds](#); [Bob Vogel](#); [Jennifer Wyse](#); [April Slayton](#); [Tom Crosson](#); [DeSordi, Janice](#); [Melissa Kuckro](#)  
**Subject:** Re: NPS Water Bottle Release  
**Date:** Tuesday, August 15, 2017 2:25:11 PM  
**Attachments:** [New Picture \(1\).bmp](#)

---

I'm good to send today, anytime. I don't need a significant window for review at this point

Jessica Bowron  
Comptroller  
National Park Service  
(o) 202-513-7138  
(c) 202-280-8329

On Tue, Aug 15, 2017 at 4:08 PM, Barnum, Jeremy <[jeremy\\_barnum@nps.gov](mailto:jeremy_barnum@nps.gov)> wrote:  
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Jeremy K. Barnum  
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Mobile: (202) 617-7973

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[Instagram](#) [YouTube](#)

On Tue, Aug 15, 2017 at 4:00 PM, Farinelli, Susan <[susan\\_farinelli@nps.gov](mailto:susan_farinelli@nps.gov)> wrote:  
Jeremy,

OLCA can notify our authorizing committees now if needed. We don't see a need to give them a significant window for review prior to a public release.

Susan

On Tue, Aug 15, 2017 at 3:42 PM, Barnum, Jeremy <[jeremy\\_barnum@nps.gov](mailto:jeremy_barnum@nps.gov)> wrote:  
Just received the below final cleared water bottle news release from DOI. Note that they are no longer including a congressional quote. The only real edit is including the highlighted lines referencing sugary drinks.

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--

Susan Farinelli  
Office of Legislative and Congressional Affairs  
National Park Service  
202-513-7254

Re\_ NPS Water Bottle Release(1).pdf

**From:** [Barnum, Jeremy](#)  
**To:** [Bowron, Jessica](#)  
**Cc:** [Farinelli, Susan](#); [Michael Reynolds](#); [Bob Vogel](#); [Jennifer Wyse](#); [April Slayton](#); [Tom Crosson](#); [DeSordi, Janice](#); [Melissa Kuckro](#)  
**Subject:** Re: NPS Water Bottle Release  
**Date:** Tuesday, August 15, 2017 5:10:38 PM  
**Attachments:** [New Picture \(1\).bmp](#)

---

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National Park Service  
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Mobile: (202) 617-7973

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On Tue, Aug 15, 2017 at 4:24 PM, Bowron, Jessica <[jessica\\_bowron@nps.gov](mailto:jessica_bowron@nps.gov)> wrote:  
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Jessica Bowron  
Comptroller  
National Park Service  
(o) 202-513-7138

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--

Susan Farinelli  
Office of Legislative and Congressional Affairs  
National Park Service  
202-513-7254

Re\_ NPS Water Bottle Release(2).pdf

**From:** [April Slayton](#)  
**To:** [Barnum, Jeremy](#)  
**Subject:** Re: NPS Water Bottle Release  
**Date:** Wednesday, August 16, 2017 7:40:49 AM  
**Attachments:** [New Picture \(1\).bmp](#)

---

Either of those headlines sound good - my brain wasn't working with me on alternatives last night. Thank you!

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: "Barnum, Jeremy" <[jeremy\\_barnum@nps.gov](mailto:jeremy_barnum@nps.gov)>  
Date: 8/15/17 9:43 PM (GMT-05:00)  
To: April Slayton <[april\\_slayton@nps.gov](mailto:april_slayton@nps.gov)>  
Subject: Re: NPS Water Bottle Release

Totally take your point on the new headline but worry the new headline would suggest that we had eliminated water bottle sales across the Service.

What about one of these?

National Park Service Pulls Back Policy Intended to Eliminate Sale of Water Bottles  
National Park Service Ends Effort to Eliminate Sale of Disposable Water Bottles

I like sweetened vice sugary. Never question someone who worked at USDA on something like this!

Jeremy K. Barnum  
Public Affairs Officer  
National Park Service  
Office: (202) 513-7262  
Mobile: (202) 617-7973

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On Tue, Aug 15, 2017 at 9:22 PM, April Slayton <[april\\_slayton@nps.gov](mailto:april_slayton@nps.gov)> wrote:

I think the headline is a little confusing - it sounds like we are rescinding a policy in order to eliminate the sale of water bottles. Could we say:

National Park Service Ends Policy That Eliminated Sale of Disposable Water Bottles

It still sounds a little awkward, but it is slightly less confusing.

Also, I am sure this has been discussed, but do we have to use the term sugary? It sounds like a reference in a cartoon show commercial... can we say sweetened or flavored drinks instead?

I am sorry I am not there to help with this, and I really appreciate your work!

AS

Sent from my iPad

On Aug 15, 2017, at 7:10 PM, Barnum, Jeremy <[jeremy\\_barnum@nps.gov](mailto:jeremy_barnum@nps.gov)> wrote:

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Public Affairs Officer  
National Park Service  
Office: (202) 513-7262  
Mobile: (202) 617-7973

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[Instagram](#) [YouTube](#)

On Tue, Aug 15, 2017 at 4:24 PM, Bowron, Jessica

<[jessica\\_bowron@nps.gov](mailto:jessica_bowron@nps.gov)> wrote:

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Jessica Bowron

Comptroller  
National Park Service  
(o) 202-513-7138  
(c) 202-280-8329

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Susan Farinelli  
Office of Legislative and Congressional Affairs  
National Park Service  
202-513-7254

Re\_ NPS Water Bottle Release(3).pdf

**From:** [Barnum, Jeremy](#)  
**To:** [Bowron, Jessica](#); [Jennifer Wyse](#); [April Slayton](#); [Tom Crosson](#)  
**Cc:** [Farinelli, Susan](#); [Melissa Kuckro](#)  
**Subject:** Re: NPS Water Bottle Release  
**Date:** Wednesday, August 16, 2017 10:20:53 AM  
**Attachments:** [New Picture \(1\).bmp](#)  
[Final Press Release on Water Bottles.pdf](#)

---

Final PDF version attached.

Jeremy K. Barnum  
Public Affairs Officer  
National Park Service  
Office: (202) 513-7262  
Mobile: (202) 617-7973



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[Instagram](#) [YouTube](#)

On Wed, Aug 16, 2017 at 10:39 AM, Barnum, Jeremy <[jeremy\\_barnum@nps.gov](mailto:jeremy_barnum@nps.gov)> wrote:  
Had a last-minute change requested. Will send final pdf version shortly.

Jeremy K. Barnum  
Public Affairs Officer  
National Park Service  
Office: (202) 513-7262  
Mobile: (202) 617-7973



[Facebook](#) [Twitter](#)  
[Instagram](#) [YouTube](#)

On Wed, Aug 16, 2017 at 10:11 AM, Bowron, Jessica <[jessica\\_bowron@nps.gov](mailto:jessica_bowron@nps.gov)> wrote:  
Is there a PDF version of the release? Thanks

Jessica Bowron  
Comptroller  
National Park Service  
(o) 202-513-7138  
(c) 202-280-8329

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Susan

On Tue, Aug 15, 2017 at 3:42 PM, Barnum, Jeremy <[jeremy\\_barnum@nps.gov](mailto:jeremy_barnum@nps.gov)> wrote:

Just received the below final cleared water bottle news release from DOI. Note that they are no longer including a congressional quote. The only real edit is including the highlighted lines referencing sugary drinks.

DOI would still like this to go today if possible. Jessica and Melissa, would that be enough time for congressional notification? I'm willing to ask if we can send this out in the morning in the interest of preparing appropriate notification for employees/parks and congressional contacts.

Thanks,  
Jeremy

### **National Park Service Rescinds Policy to Eliminate Sale of Disposable Water Bottles**

WASHINGTON – In its commitment to providing a safe and world-class visitor experience, the National Park Service (NPS) is discontinuing Policy Memorandum 11-03, commonly referred to as the “Water Bottle Ban.”

The 2011 policy, which encouraged national parks to eliminate the sale of disposable water bottles, has been rescinded to expand hydration options for recreationalists, hikers, and other visitors to national parks. **The ban removed the healthiest beverage choice at a variety of parks while still allowing sales of bottled sugary drinks. This caused confusion with visitors and was burdensome to the park concessioners.** The change in policy comes after a review of the policy's aims and impact in close consultation with Department of the Interior leadership.

“While we will continue to encourage the use of free water bottle filling stations as appropriate, ultimately it should be up to our visitors to decide how best to keep themselves and their families hydrated during a visit to a national park, particularly during hot summer visitation periods,” said Acting National Park Service Director Michael T. Reynolds.

Currently only 23 of the 417 National Park Sites have implemented the policy. The revocation of the memorandum, which was put in place on December 14, 2011, is effective immediately. Parks will continue to promote the recycling of disposable plastic waters and many parks have already worked with partners to provide free potable water in bottle filling stations located at visitor centers and near trailheads.

--

Susan Farinelli  
Office of Legislative and Congressional Affairs  
National Park Service  
202-513-7254

Final Press Release on Water Bottles.pdf



National Park Service  
U.S. Department of the Interior

Office of Communications  
1849 C Street NW  
Washington, DC 20240  
202-208-6843 phone  
[www.nps.gov](http://www.nps.gov)

---

## National Park Service News Release

Release Date: August 16, 2017

Contact: Jeremy Barnum, [jeremy\\_barnum@nps.gov](mailto:jeremy_barnum@nps.gov) 202-513-7262

### National Park Service Ends Effort to Eliminate Sale of Disposable Water Bottles

WASHINGTON – In its commitment to providing a safe and world-class visitor experience, the National Park Service (NPS) is discontinuing Policy Memorandum 11-03, commonly referred to as the “Water Bottle Ban.”

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[www.nps.gov](http://www.nps.gov)

*About the National Park Service. More than 20,000 National Park Service employees care for America's 417 national parks and work with communities across the nation to help preserve local history and create close-to-home recreational opportunities. Visit us at [www.nps.gov](http://www.nps.gov), on Facebook*

-More-

[www.facebook.com/nationalparkservice](http://www.facebook.com/nationalparkservice), Twitter [www.twitter.com/natl parkservice](http://www.twitter.com/natl parkservice), and YouTube [www.youtube.com/nationalparkservice](http://www.youtube.com/nationalparkservice).

---

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The National Park Service cares for special places saved by the American people so that all may experience our heritage.

Re\_ NPS Water Bottle Release(4).pdf

**From:** [Farinelli, Susan](#)  
**To:** [Barnum, Jeremy](#)  
**Cc:** [Bowron, Jessica](#); [Jennifer Wyse](#); [April Slayton](#); [Tom Crosson](#); [Melissa Kuckro](#)  
**Subject:** Re: NPS Water Bottle Release  
**Date:** Wednesday, August 16, 2017 11:07:15 AM  
**Attachments:** [New Picture \(1\).bmp](#)

---

OLCA notifications are sent.

On Wed, Aug 16, 2017 at 12:20 PM, Barnum, Jeremy <[jeremy\\_barnum@nps.gov](mailto:jeremy_barnum@nps.gov)> wrote:  
Final PDF version attached.

Jeremy K. Barnum  
Public Affairs Officer  
National Park Service  
Office: (202) 513-7262  
Mobile: (202) 617-7973

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On Wed, Aug 16, 2017 at 10:39 AM, Barnum, Jeremy <[jeremy\\_barnum@nps.gov](mailto:jeremy_barnum@nps.gov)> wrote:  
Had a last-minute change requested. Will send final pdf version shortly.

Jeremy K. Barnum  
Public Affairs Officer  
National Park Service  
Office: (202) 513-7262  
Mobile: (202) 617-7973

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On Wed, Aug 16, 2017 at 10:11 AM, Bowron, Jessica <[jessica\\_bowron@nps.gov](mailto:jessica_bowron@nps.gov)> wrote:  
Is there a PDF version of the release? Thanks

Jessica Bowron  
Comptroller  
National Park Service  
(o) 202-513-7138  
(c) 202-280-8329

On Tue, Aug 15, 2017 at 7:10 PM, Barnum, Jeremy <[jeremy\\_barnum@nps.gov](mailto:jeremy_barnum@nps.gov)> wrote:  
Slightly updated (and final) version below. We'll coordinate release with everyone tomorrow morning.

**National Park Service Rescinds Policy to Eliminate Sale of Disposable Water Bottles**

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Public Affairs Officer  
National Park Service  
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Mobile: (202) 617-7973

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On Tue, Aug 15, 2017 at 4:24 PM, Bowron, Jessica <[jessica\\_bowron@nps.gov](mailto:jessica_bowron@nps.gov)>  
wrote:

I'm good to send today, anytime. I don't need a significant window for review at this point

Jessica Bowron  
Comptroller  
National Park Service  
(o) 202-513-7138  
(c) 202-280-8329

On Tue, Aug 15, 2017 at 4:08 PM, Barnum, Jeremy <[jeremy\\_barnum@nps.gov](mailto:jeremy_barnum@nps.gov)>  
wrote:

We're going back to DOI with a couple of questions. I think we'll need to hold until tomorrow morning. Stand by.

Jeremy K. Barnum  
Public Affairs Officer  
National Park Service

Office: (202) 513-7262  
Mobile: (202) 617-7973

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On Tue, Aug 15, 2017 at 4:00 PM, Farinelli, Susan <[susan\\_farinelli@nps.gov](mailto:susan_farinelli@nps.gov)> wrote:

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Office of Legislative and Congressional Affairs  
National Park Service  
202-513-7254

--

Susan Farinelli  
Office of Legislative and Congressional Affairs  
National Park Service  
202-513-7254

News Release\_ National Park Service Ends Effort....pdf

**From:** [Baxter, Barbara](#)  
**Subject:** News Release: National Park Service Ends Effort to Eliminate Sale of Disposable Water Bottles  
**Date:** Wednesday, August 16, 2017 12:06:06 PM

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National Park Service  
U.S. Department of the Interior

Office of  
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1849 C Street NW  
Washington, DC 20240

202-208-6843 phone  
[www.nps.gov](http://www.nps.gov)

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## National Park Service News Release

Release Date: August 16, 2017

Contact: Jeremy Barnum, [jeremy\\_barnum@nps.gov](mailto:jeremy_barnum@nps.gov) 202-513-7262

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## Conversation Contents

### Thanks and follow-up re Denali climbing contracting issue

#### Attachments:

/1. Thanks and follow-up re Denali climbing contracting issue/1.1 image001.jpg  
/1. Thanks and follow-up re Denali climbing contracting issue/2.1 image001.jpg  
/1. Thanks and follow-up re Denali climbing contracting issue/3.1 image001.jpg  
/1. Thanks and follow-up re Denali climbing contracting issue/3.2 Guided Climbing Prospectus\_08142017.docx  
/1. Thanks and follow-up re Denali climbing contracting issue/4.1 image001.jpg  
/1. Thanks and follow-up re Denali climbing contracting issue/5.1 image001.jpg

---

### Jonathan Simon <jxs@vnf.com>

**From:** Jonathan Simon <jxs@vnf.com>  
**Sent:** Thu Aug 10 2017 08:56:31 GMT-0600 (MDT)  
**To:** "Brian\_Pavlik@nps.gov" <Brian\_Pavlik@nps.gov>  
**Subject:** Thanks and follow-up re Denali climbing contracting issue  
**Attachments:** image001.jpg

Brian,

Thanks again for taking the time to meet with us to discuss the NPS bottled water sales policy, as well as the Denali climbing contract matter. With regard to the latter, as we discussed, Jeff Martin of Rainier Mountaineering and I would very much appreciate the opportunity to meet with you further on this. With the end of the season and vacation plans, the next few weeks are kind of a wash. We can be pretty flexible in the second half of September, and would propose something either on September 15, 19, 20, 21, 22, 27, or 28. It is my hope that a discussion in that time frame will still be timely; if we need to discuss sooner, please let me know. Look forward to hearing from you and to discussing this matter with you further.

Best,  
Jon

#### Jonathan D. Simon | Partner

cid:image001.jpg@01D270

1050 Thomas Jefferson Street, NW  
Washington, DC 20007

(202) 298-1932 | [jxs@vnf.com](mailto:jxs@vnf.com) | [vnf.com](http://vnf.com)

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---

### "Pavlik, Brian" <brian\_pavlik@nps.gov>

**From:** "Pavlik, Brian" <brian\_pavlik@nps.gov>  
**Sent:** Tue Aug 15 2017 06:45:28 GMT-0600 (MDT)  
**To:** Jonathan Simon <jxs@vnf.com>  
**Subject:** Re: Thanks and follow-up re Denali climbing contracting issue  
**Attachments:** image001.jpg

Good Morning

It was good to meet with you as well. September 20 or 27 works for me. I can also do the 21st or 28th but not between 10 AM and 11 AM. Let me know what works best, thanks, Brian.

On Thu, Aug 10, 2017 at 10:56 AM, Jonathan Simon <[jxs@vnf.com](mailto:jxs@vnf.com)> wrote:

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--  
Brian Pavlik  
National Park Service  
1849 C St. NW Rm #3129  
Washington, DC 20240  
202-354-1827 (Office)  
202-641-3709 (Mobile)

## Jonathan Simon <[jxs@vnf.com](mailto:jxs@vnf.com)>

---

**From:** Jonathan Simon <[jxs@vnf.com](mailto:jxs@vnf.com)>  
**Sent:** Tue Aug 15 2017 06:53:50 GMT-0600 (MDT)  
**To:** "Pavlik, Brian" <[brian\\_pavlik@nps.gov](mailto:brian_pavlik@nps.gov)>  
**Subject:** RE: Thanks and follow-up re Denali climbing contracting issue  
**Attachments:** image001.jpg Guided Climbing Prospectus\_08142017.docx

Please see attached. Jon

### Jonathan D. Simon | Partner

cid:image001.jpg@01D270

1050 Thomas Jefferson Street, NW  
Washington, DC 20007

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**From:** Pavlik, Brian [[mailto:brian\\_pavlik@nps.gov](mailto:brian_pavlik@nps.gov)]  
**Sent:** Tuesday, August 15, 2017 8:45 AM  
**To:** Jonathan Simon  
**Subject:** Re: Thanks and follow-up re Denali climbing contracting issue

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Washington, DC 20240  
202-354-1827 (Office)  
202-641-3709 (Mobile)

**"Pavlik, Brian" <brian\_pavlik@nps.gov>**

---

**From:** "Pavlik, Brian" <brian\_pavlik@nps.gov>  
**Sent:** Wed Aug 23 2017 06:22:07 GMT-0600 (MDT)  
**To:** Jonathan Simon <jxs@vnf.com>  
**Subject:** Re: Thanks and follow-up re Denali climbing contracting issue  
**Attachments:** image001.jpg

Good Morning

Can you give me a call when you get in? Thanks, Brian.

On Tue, Aug 15, 2017 at 8:53 AM, Jonathan Simon <jxs@vnf.com> wrote:

Please see attached. Jon

**Jonathan D. Simon | Partner**

cid:image001.jpg@01D270

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**Jonathan Simon <jxs@vnf.com>**

---

**From:** Jonathan Simon <jxs@vnf.com>  
**Sent:** Wed Aug 23 2017 06:47:00 GMT-0600 (MDT)  
**To:** "Pavlik, Brian" <brian\_pavlik@nps.gov>  
**Subject:** Re: Thanks and follow-up re Denali climbing contracting issue  
**Attachments:** image001.jpg

I'm out on vacation but will call in a bit. Thanks. Jon

**Jonathan D. Simon | Partner**

**Van Ness  
Feldman LLP**

[1050 Thomas Jefferson Street, NW](#)  
[Washington, DC 20007](#)

[\(202\) 298-1932](#) | [jxs@vnf.com](#) | [vnf.com](#)

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On Aug 23, 2017, at 6:28 AM, Pavlik, Brian <[brian\\_pavlik@nps.gov](mailto:brian_pavlik@nps.gov)> wrote:

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Washington, DC 20240  
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--  
Brian Pavl k  
National Park Service  
1849 C St. NW Rm #3129  
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National Park Service  
U.S. Department of the Interior

Denali National Park and  
Preserve  
P.O. Box 9  
Denali Park, AK 99755

907.683.9532 phone  
[www.nps.gov/dena](http://www.nps.gov/dena)

---

## Denali National Park and Preserve News Release

Release Date: August 14, 2017

Contact: Katherine Belcher, [katherine\\_belcher@nps.gov](mailto:katherine_belcher@nps.gov), 907.683.9583

### Prospectus Forthcoming for Mountain Guiding Concessions in Denali National Park and Preserve

DENALI PARK, Alaska – This fall the National Park Service (NPS) intends to award multiple concession contracts for providing mountaineering guide services to the public within Denali National Park and Preserve. The solicitation is expected to be released no earlier than September 1, 2017 and no later than September 30, 2017.

Once released, the prospectus will be posted for a minimum of 60 days. The proposed contracts will have a term of January 1, 2019 through December 31, 2028. The solicitation, selection and award of the concession contract will be conducted pursuant to 36 Code of Federal Regulations (CFR) Part 51 and Part 13.

Once posted, the prospectus will be available to interested applicants either via the [NPS Commercial Services website](#) or by requesting a hard copy through the Alaska Regional Office. For questions, concerns or to be placed on an interested parties list, please contact Kelly Chang, Chief of Commercial Services, at (907) 644-3363.

Additional park information is available on the web at [www.nps.gov/dena](http://www.nps.gov/dena). Stay connected with "DenaliNPS" on Twitter, Facebook, YouTube, Flickr, and iTunes.

--NPS--

*More than 20,000 National Park Service employees care for America's 417 national parks and work with communities across the nation to help preserve local history and create close-to-home recreational opportunities.*

## Conversation Contents

Fwd: News Release: National Park Service Ends Effort to Eliminate Sale of Disposable Water Bottles

"Foster, Maureen" <maureen\_foster@ios.doi.gov>

---

**From:** "Foster, Maureen" <maureen\_foster@ios.doi.gov>  
**Sent:** Wed Aug 16 2017 13:48:35 GMT-0600 (MDT)  
**To:** Aurelia Skipwith <aurelia\_skipwith@ios.doi.gov>, Marshall Critchfield <marshall\_critchfield@ios.doi.gov>, Casey Hammond <casey\_hammond@ios.doi.gov>, Brian Pavlik <brian\_pavlik@nps.gov>, Wendy Fink <wendy\_r\_fink@ios.doi.gov>  
**Subject:** Fwd: News Release: National Park Service Ends Effort to Eliminate Sale of Disposable Water Bottles

FYI

---

Maureen D. Foster  
Chief of Staff  
Office of the Assistant Secretary  
for Fish and Wildlife and Parks  
1849 C Street, NW, Room 3161  
Washington, DC 20240

202.208.5970 (desk)  
202.208.4416 (main)

[Maureen\\_Foster@ios.doi.gov](mailto:Maureen_Foster@ios.doi.gov)

----- Forwarded message -----

**From:** Baxter, Barbara <barbara\_baxter@nps.gov>  
**Date:** Wed, Aug 16, 2017 at 2:05 PM  
**Subject:** News Release: National Park Service Ends Effort to Eliminate Sale of Disposable Water Bottles  
**To:**



National Park Service  
U.S. Department of the Interior

Office of Communications  
1849 C Street NW  
Washington, DC 20240

202-208-6843 phone  
[www.nps.gov](http://www.nps.gov)

---

## National Park Service News Release

Release Date: August 16, 2017

Contact: Jeremy Barnum, [jeremy\\_barnum@nps.gov](mailto:jeremy_barnum@nps.gov) 202-513-7262

### National Park Service Ends Effort to Eliminate Sale of Disposable Water Bottles

WASHINGTON – In its commitment to providing a safe and world-class visitor experience, the National Park Service is discontinuing Policy Memorandum 11-03, commonly referred to as the “Water Bottle Ban.”

The 2011 policy, which encouraged national parks to eliminate the sale of disposable water bottles, has been rescinded to expand hydration options for recreationalists, hikers, and other visitors to national parks. The ban removed the healthiest beverage choice at a variety of parks while still allowing sales of bottled sweetened drinks. The change in policy comes after a review of the policy’s aims and impact in close consultation with Department of the Interior leadership.

“While we will continue to encourage the use of free water bottle filling stations as appropriate, ultimately it should be up to our visitors to decide how best to keep themselves and their families hydrated during a visit to a national park, particularly during hot summer visitation periods,” said Acting National Park Service Director Michael T. Reynolds.

Currently only 23 of the 417 National Park Service sites have implemented the policy. The revocation of the memorandum, which was put in place on December 14, 2011, is effective immediately. Parks will continue to promote the recycling of disposable plastic water bottles and many parks have already worked with partners to provide free potable water in bottle filling stations located at visitor centers and near trailheads

[www.nps.gov](http://www.nps.gov)

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---

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---

**"Critchfield, Marshall" <marshall\_critchfield@ios.doi.gov>**

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**From:** "Critchfield, Marshall" <marshall\_critchfield@ios.doi.gov>  
**Sent:** Wed Aug 16 2017 13:56:28 GMT-0600 (MDT)  
**To:** "Foster, Maureen" <maureen\_foster@ios.doi.gov>  
**CC:** Aurelia Skipwith <aurelia\_skipwith@ios.doi.gov>, Casey Hammond <casey\_hammond@ios.doi.gov>, Brian Pavlik <brian\_pavlik@nps.gov>, Wendy Fink <wendy\_r\_fink@ios.doi.gov>  
**Subject:** Re: News Release: National Park Service Ends Effort to Eliminate Sale of Disposable Water Bottles

Thank you. Just to be clear though - the aforementioned 23 parks will allow the sale of bottled water effective when?

On Wed, Aug 16, 2017 at 3:48 PM, Foster, Maureen <maureen\_foster@ios.doi.gov> wrote:

FYI

---

Maureen D. Foster  
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Washington, DC 20240

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202.208.4416 (main)

[Maureen\\_Foster@ios.doi.gov](mailto:Maureen_Foster@ios.doi.gov)

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## National Park Service News Release

Release Date: August 16, 2017

Contact: Jeremy Barnum, [jeremy\\_barnum@nps.gov](mailto:jeremy_barnum@nps.gov) 202-513-7262

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---

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**Marshall Critchfield**

Office of the Assistant Secretary  
for Fish and Wildlife and Parks  
Office (202) 208-5996  
Mobile (202) 706-4998  
[marshall\\_critchfield@ios.doi.gov](mailto:marshall_critchfield@ios.doi.gov)

---

**"Foster, Maureen" <maureen\_foster@ios.doi.gov>**

**From:** "Foster, Maureen" <maureen\_foster@ios.doi.gov>  
**Sent:** Wed Aug 16 2017 14:17:03 GMT-0600 (MDT)  
**To:** "Critchfield, Marshall" <marshall\_critchfield@ios.doi.gov>  
**CC:** Aurelia Skipwith <aurelia\_skipwith@ios.doi.gov>, Casey Hammond <casey\_hammond@ios.doi.gov>, Brian Pavlik <brian\_pavlik@nps.gov>, Wendy Fink <wendy\_r\_fink@ios.doi.gov>  
**Subject:** Re: News Release: National Park Service Ends Effort to Eliminate Sale of Disposable Water Bottles

As soon as the concessioner chooses to stock it and sell it

The NPS will send the talking points/FAQs when they are ready; I will share with all

---

Maureen D. Foster  
Chief of Staff  
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202.208.5970 (desk)  
202.208.4416 (main)

[Maureen\\_Foster@ios.doi.gov](mailto:Maureen_Foster@ios.doi.gov)

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[Maureen\\_Foster@ios.doi.gov](mailto:Maureen_Foster@ios.doi.gov)

----- Forwarded message -----

From: **Baxter, Barbara** <barbara\_baxter@nps.gov>  
Date: Wed, Aug 16, 2017 at 2:05 PM  
Subject: News Release: National Park Service Ends Effort to Eliminate Sale of Disposable Water Bottles  
To:



National Park Service  
U.S. Department of the Interior

Office of Communications  
1849 C Street NW  
Washington, DC 20240

202-208-6843 phone  
[www.nps.gov](http://www.nps.gov)

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Release Date: August 16, 2017

Contact: Jeremy Barnum, [jeremy\\_barnum@nps.gov](mailto:jeremy_barnum@nps.gov) 202-513-7262

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**Marshall Critchfield**

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## Conversation Contents

**Slides and TPs for tomorrow**

**Attachments:**

/3. Slides and TPs for tomorrow/1.1 Biweekly bullets 2017-08-16.docx  
/3. Slides and TPs for tomorrow/1.2 ASFWP Briefing Slides 2017-08-16 rev.pptx

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### "Foster, Maureen" <maureen\_foster@ios.doi.gov>

**From:** "Foster, Maureen" <maureen\_foster@ios.doi.gov>  
**Sent:** Tue Aug 15 2017 15:39:45 GMT-0600 (MDT)  
**To:** Aurelia Skipwith <aurelia\_skipwith@ios.doi.gov>  
**CC:** Brian Pavlik <brian\_pavlik@nps.gov>, Greg Sheehan <greg\_j\_sheehan@fws.gov>  
**Subject:** Slides and TPs for tomorrow  
**Attachments:** Biweekly bullets 2017-08-16.docx ASFWP Briefing Slides 2017-08-16 rev.pptx

Attached are the slides and talking points for the biweekly briefing with the Deputy Secretary and other senior political leadership

As Todd is on travel, Aurelia will be making the presentation; Greg and Brian are there for technical expertise

Just to confirm for Greg and Brian, the meeting is in room 5160 and starts at 9:00 am

Please let me know if you have any questions

Thanks

Maureen

---

Maureen D. Foster  
Chief of Staff  
Office of the Assistant Secretary  
for Fish and Wildlife and Parks  
1849 C Street, NW, Room 3161  
Washington, DC 20240

202.208.5970 (desk)  
202.208.4416 (main)

[Maureen\\_Foster@ios.doi.gov](mailto:Maureen_Foster@ios.doi.gov)

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### "Skipwith, Aurelia" <aurelia\_skipwith@ios.doi.gov>

**From:** "Skipwith, Aurelia" <aurelia\_skipwith@ios.doi.gov>  
**Sent:** Tue Aug 15 2017 16:14:29 GMT-0600 (MDT)  
**To:** "Foster, Maureen" <maureen\_foster@ios.doi.gov>  
**CC:** Gregory Sheehan <greg\_j\_sheehan@fws.gov>, Brian Pavlik <brian\_pavlik@nps.gov>  
**Subject:** Re: Slides and TPs for tomorrow

Thank you, Maureen,

A few questions for you:

1. If Director's Order 100 was about resource stewardship, what was reason why this order was revoked? What was the purpose of Director's Order 100?
2. Was the Sportmen's Access Ramp Up Summit held in anticipation of this Wildlife Hunting and Heritage Conservation Council teleconference? Is there any link between this teleconference and other FWS activities?
3. How does DOI plan to use the information from the National Survey for Fishing, Hunting and Wildlife? Is this another opportunity to coordinate with States?
4. Zimbabwe: What will happen after August 2017?
5. If the listing status has not changed for the South African lions, how were/are we able to allow takes? Are there plans to look at the listing status? How can we list a species that is not in USA?
6. Is the Texas hornshell controversial? Why?
7. Is FWS doing any special events for National Wildlife Refuge Week - is it at the local level or is HQ doing something? What are some ideas?
8. Please provide the anticipated times to brief AS, DS, and S on Great Smokey Mountains NP Report?

Thank you.

**Aurelia Skipwith**  
Deputy Assistant Secretary  
for Fish and Wildlife and Parks

U.S. Department of Interior  
1849 C Street, NW, Room 3148  
Washington, DC 20240  
(202) 208-5837

On Tue, Aug 15, 2017 at 5:39 PM, Foster, Maureen <[maureen\\_foster@ios.doi.gov](mailto:maureen_foster@ios.doi.gov)> wrote:

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Maureen

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[Maureen\\_Foster@ios.doi.gov](mailto:Maureen_Foster@ios.doi.gov)

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## "Foster, Maureen" <[maureen\\_foster@ios.doi.gov](mailto:maureen_foster@ios.doi.gov)>

**From:** "Foster, Maureen" <[maureen\\_foster@ios.doi.gov](mailto:maureen_foster@ios.doi.gov)>  
**Sent:** Tue Aug 15 2017 16:28:03 GMT-0600 (MDT)  
**To:** "Skipwith, Aurelia" <[aurelia\\_skipwith@ios.doi.gov](mailto:aurelia_skipwith@ios.doi.gov)>  
**CC:** Gregory Sheehan <[greg\\_j\\_sheehan@fws.gov](mailto:greg_j_sheehan@fws.gov)>, Brian Pavlik <[brian\\_pavlik@nps.gov](mailto:brian_pavlik@nps.gov)>  
**Subject:** Re: Slides and TPs for tomorrow

1. If Director's Order 100 was about resource stewardship, what was reason why this order was revoked? What was the purpose of Director's Order 100?  
I don't have any additional information on the revocation other than what I have included

The purpose of the Order, and its companion Reference Manual (RM-100), is to articulate and communicate policies and actions to support resource stewardship in the 21st century. The Order provides policies that form a new framework for stewardship decision making within the NPS based upon the overarching resource stewardship goal. The Order also defines new terms and concepts that will be used in this and future guidance.

This Order is intended only to improve the internal management of the NPS.

This Order reaffirms that resource stewardship is a preeminent duty of the NPS, and that "[w]hen proposed park uses and the protection of park resources and values come into conflict, the protection of resources and values must be predominant." *Management Policies*, [section 1.5](#). The NPS defines resource stewardship as both an ethic of active responsibility to pass on the parks unimpaired to future generations as well as the application of the necessary expertise to meet this duty. This ethic and application of expertise extends to NPS programs and NPS participation in partnerships. The Order does not redefine "unimpaired," but instead recognizes (1) there are new and complex environmental and social forces affecting park resources that must be considered in resource management, and (2) these forces may be beyond the influence of the NPS and their consequences may be irreversible.

The overarching goal of resource stewardship (stewardship goal) is to manage NPS resources in a context of [continuous change](#) that we do not fully understand, in order to:

- preserve and restore [ecological, historical, and cultural integrity](#);
- contribute as an ecological and cultural [core of national and international networks of protected lands, waters, and resources](#); and
- provide [visitors](#) and [program participants](#) with opportunities for transformative experiences that educate and inspire.

The stewardship goal will be achieved by incorporating it into NPS management and culture. This requires relying on science and scholarship for guidance in understanding novel conditions, threats, and risks to resources and identifying and evaluating management actions; exemplary resource management practices; collaboration with partners outside park boundaries; and open and inclusive communication with partners and the public. In addition, it is essential that policies consider NPS resources and values in a broader context, with particular attention to preservation of significant natural and cultural land/seascape elements, critical habitats and features, and wilderness character.

To achieve the stewardship goal, the NPS will:

- integrate the management of natural and cultural resources, where beneficial to resource stewardship;
- adopt and apply new conservation concepts and guiding strategies for resource stewardship;
- update and sustain the NPS workforce; and
- incorporate these concepts, policies, and actions into appropriate management documents.

Here is the link to the entire DO:

[https://www.nps.gov/policy/DOrders/DO\\_100.htm](https://www.nps.gov/policy/DOrders/DO_100.htm)

2. Was the Sportmen's Access Ramp Up Summit held in anticipation of this Wildlife Hunting and Heritage Conservation Council teleconference? Is there any link between this teleconference and other FWS activities?  
The purpose of the teleconference is to have the council review the reports that were submitted under SO 3477 and provide feedback. There is no connection with the Ramping Up Summit

3. How does DOI plan to use the information from the National Survey for Fishing, Hunting and Wildlife? Is this another opportunity to coordinate with States?  
Greg will be there to answer that. I have no additional information.

4. Zimbabwe: What will happen after August 2017?

Greg will be there to answer that. I have no additional information.

5. If the listing status has not changed for the South African lions, how were/are we able to allow takes? Are there plans to look at the listing status? How can we list a species that is not in USA?

Greg will be there to answer that. I have no additional information.

6. Is the Texas hornshell controversial? Why?

There is interest because it is on the border with Mexico Todd asked that it be included in the slides because the FWS has granted another 120 days

7. Is FWS doing any special events for National Wildlife Refuge Week - is it at the local level or is HQ doing something? What are some ideas?

This is still in the planning stages This will be a heads up to the DOI leadership that this event is coming

8. Please provide the anticipated times to brief AS, DS, and S on Great Smokey Mountains NP Report?

Nothing has been scheduled yet We are looking for times later this week and early next week

---

Maureen D. Foster  
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[Maureen\\_Foster@ios.doi.gov](mailto:Maureen_Foster@ios.doi.gov)

On Tue, Aug 15, 2017 at 6:14 PM, Skipwith, Aurelia <[aurelia\\_skipwith@ios.doi.gov](mailto:aurelia_skipwith@ios.doi.gov)> wrote:

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Deputy Assistant Secretary  
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1849 C Street, NW, Room 3148  
Washington, DC 20240  
(202) 208-5837

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Maureen

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202.208.5970 (desk)  
202.208.4416 (main)

[Maureen\\_Foster@ios.doi.gov](mailto:Maureen_Foster@ios.doi.gov)

## SLIDE 1

### **Secretarial event on deferred maintenance/backlog, August 25**

- Great Smoky Mountains National Park, Tennessee; and Blue Ridge Parkway, North Carolina.
- Park visit with hike.
- Morning and afternoon press events.

## NATIONAL PARK SERVICE

### **Revocation of Director's Order #100, *Resource Stewardship for the 21<sup>st</sup> Century*, week of August 14**

- During the week of August 14, the acting NPS director will revoke National Park Service (NPS) Director's Order # 100, *Resource Stewardship for the 21st Century*, which was signed December 20, 2016.
- The stated goal of Order #100 was to guide the NPS in taking the necessary actions to support resource stewardship to fulfill its mission in the 21st century.
- Secretary Zinke is leading a new, comprehensive initiative to identify Departmental priorities and to reorganize the Department for the next hundred years. The Department is working with all of the bureaus and offices, including the NPS, on this initiative. NPS Director's Order #100 is, therefore, already obsolete.
- Revoking this policy statement will eliminate confusion among the public and NPS employees about current NPS policy.

### **Revocation of NPS Policy Memo 11-03, *Disposable Plastic Water Bottle Recycling and Reduction*, week of August 14**

- During the week of August 14, the acting NPS director will revoke NPS Director's Policy Memorandum 11-03 (*Disposable Plastic Water Bottle Recycling and Reduction*), which was signed on December 14, 2011.
- The Policy Memorandum stated that the use of disposable plastic water bottles had a greater environmental impact than the use of tap water and refillable bottles. It went on to say, however:

The issues surrounding plastic bottles are complex. Banning the sale of water bottles in national parks has great symbolism but runs counter to our healthy food initiative as it eliminates the healthiest choice for bottled drinks, leaving sugary drinks as a primary alternative. A ban could pose challenges for diabetics and others with health issues who come to a park expecting bottled water to be readily available. For parks without access to running water, filling stations for reusable bottles are impractical. A ban could affect visitor safety; proper hydration is key to planning a safe two-hour hike or a multi-day backcountry excursion. Even reasonably priced reusable water bottles may be out of reach for some visitors, especially those with large families.

- Secretary Zinke acknowledges the potential negative effects of banning the sale of plastic water bottles in the parks and believes the issue warrants further review. Revoking this policy memorandum will ensure that all facets of the issue are fully explored.
- This revocation is effective immediately and will be implemented throughout all parks.

**Eclipse viewing on the MIB roof with a NPS ranger, August 21 (1:17pm begins/2:42 maximum/4:01 ends)**

- The NPS will host an eclipse event at the Main Interior Building on Monday, August 21. NPS rangers will lead the viewing session on the roof (two sections) of the building. The eclipse begins in Washington, DC, at 1:17 pm, maximum eclipse (85 percent) at 2:42 pm, and ends at 4:01 pm.
- The NPS will provide eclipse viewing glasses for all participants.
- Accommodations are being arranged if attendance exceeds the capacity of the roof.

**FISH AND WILDLIFE SERVICE**

**Wildlife Hunting and Heritage Conservation Council teleconference, August 30**

- The Wildlife and Hunting Heritage Conservation Council is an official advisory group established under the Federal Advisory Committee Act. It advises the Secretary of the Interior and the Secretary of Agriculture on wildlife and habitat conservation, and recreational hunting issues.
- The Council is also responsible to help implement the Recreational Hunting and Wildlife Conservation Plan - A Ten Year Plan for Implementation (Executive Order 13443), which was developed in 2008.
- The Council works to assist the federal government in promoting hunting opportunities and the management of game species and their habitats.
- The Council consists of 18 members, appointed by the Secretary of the Interior and the Secretary of Agriculture, plus seven ex officio members, who represent the Association of Fish and Wildlife Agencies and six federal agencies: U.S. Fish and Wildlife Service; Bureau of Land Management; National Park Service; U.S. Forest Service; Natural Resources Conservation Service; and Farm Service Agency.
- On August 30, the Council will hold a teleconference to discuss how best to implement Secretarial Order 3347, to increase outdoor recreation opportunities and asking federal bureaus and agencies to identify areas where recreational hunting can be expanded.

**Release of 2016 National Survey of Fishing, Hunting and Wildlife-Associated Recreation, late August**

- In August, FWS will release preliminary results of the 2016 National Survey of Fishing, Hunting and Wildlife-Associated Recreation.
- The survey, conducted every five years since 1955 in partnership with state wildlife agencies and the Census Bureau, surveyed more than 7,000 households nationwide. Participants were given detailed interviews about their participation and expenditures in

2016 related to hunting, angling, wildlife watching and other wildlife-associated recreational pursuits.

- Release of the preliminary report is eagerly awaited by the conservation community and the outdoor recreation industry, because of the detailed snapshot it provides of public engagement with wildlife and the outdoors.
- A final, more detailed national report will be issued in January 2018. Significant media and congressional interest is also expected. Outreach is planned.



# Fish and Wildlife and Parks



# Fish and Wildlife and Parks



## Current Operations

- Secretarial event on deferred maintenance/backlog, August 25
- NPS
  - Revocation of Director's Order #100, *Resource Stewardship for the 21<sup>st</sup> Century*, week of August 14
  - Revocation of NPS Policy Memo 11-03, *Disposable Plastic Water Bottle Recycling and Reduction*, week of August 14
  - Eclipse viewing on the MIB roof with a NPS ranger, August 21 (1:17pm begins/2:42 maximum/4:01 ends)
- FWS
  - Wildlife Hunting and Heritage Council teleconference, August 30
  - Release of 2016 National Survey of Fishing, Hunting and Wildlife-Associated Recreation, late August

## Conversation Contents

plastic water bottles

### Attachments:

/6. plastic water bottles/1.1 Disposable.Plastic.Water.Bottle.Briefing.Statement\_7.12.2017.docx  
/6. plastic water bottles/5.1 Disposable.Plastic.Water.Bottle.Briefing.Statement\_7.12.2017.docx  
/6. plastic water bottles/12.1 Disposable.Plastic.Water.Bottle.Briefing.Statement\_7.12.2017.docx

"Stephens, Beverly (Grace)" <grace\_stephens@nps.gov>

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**From:** "Stephens, Beverly (Grace)" <grace\_stephens@nps.gov>  
**Sent:** Wed Jul 12 2017 10:22:16 GMT-0600 (MDT)  
**To:** Brian Pavlik <brian\_pavlik@nps.gov>, "Johnson, Virginia" <virginia\_johnson@ios.doi.gov>, Maureen Foster <maureen\_foster@ios.doi.gov>, Bob Vogel <bob\_vogel@nps.gov>, Michael Reynolds <michael\_reynolds@nps.gov>  
**Subject:** plastic water bottles  
**Attachments:** Disposable.Plastic.Water.Bottle.Briefing.Statement\_7.12.2017.docx

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Please let me know if you have questions.  
Thanks,  
Grace

Grace Stephens  
Chief of Staff (Acting)  
National Park Service  
(202) 354-1978 (o)  
(202) 538-5597 (c)

"Pavlik, Brian" <brian\_pavlik@nps.gov>

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**From:** "Pavlik, Brian" <brian\_pavlik@nps.gov>  
**Sent:** Wed Jul 12 2017 10:38:45 GMT-0600 (MDT)  
**To:** "Stephens, Beverly (Grace)" <grace\_stephens@nps.gov>  
**CC:** "Johnson, Virginia" <virginia\_johnson@ios.doi.gov>, Maureen Foster <maureen\_foster@ios.doi.gov>, Bob Vogel <bob\_vogel@nps.gov>, Michael Reynolds <michael\_reynolds@nps.gov>  
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Washington, DC 20240  
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202-641-3709 (Mobile)

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**"Foster, Maureen" <maureen\_foster@ios.doi.gov>**

---

**From:** "Foster, Maureen" <maureen\_foster@ios.doi.gov>  
**Sent:** Wed Jul 12 2017 10:47:51 GMT-0600 (MDT)  
**To:** "Pavlik, Brian" <brian\_pavlik@nps.gov>  
**CC:** "Stephens, Beverly (Grace)" <grace\_stephens@nps.gov>, "Johnson, Virginia" <virginia\_johnson@ios.doi.gov>, Bob Vogel <bob\_vogel@nps.gov>, Michael Reynolds <michael\_reynolds@nps.gov>  
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Chief of Staff  
Office of the Assistant Secretary  
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202.208.4416 (main)

[Maureen\\_Foster@ios.doi.gov](mailto:Maureen_Foster@ios.doi.gov)

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**From:** "Johnson, Virginia" <virginia\_johnson@ios.doi.gov>  
**Sent:** Wed Jul 12 2017 11:49:29 GMT-0600 (MDT)  
**To:** "Foster, Maureen" <maureen\_foster@ios.doi.gov>

**CC:** "Pavlik, Brian" <brian\_pavlik@nps.gov>, "Stephens, Beverly (Grace)" <grace\_stephens@nps.gov>, Bob Vogel <bob\_vogel@nps.gov>, Michael Reynolds <michael\_reynolds@nps.gov>  
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Virginia H. Johnson  
Acting Assistant Secretary for Fish and Wildlife and Parks  
U.S. Department of the Interior  
Telephone: (202) 208-4943

---

**"Pavlik, Brian" <brian\_pavlik@nps.gov>**

**From:** "Pavlik, Brian" <brian\_pavlik@nps.gov>  
**Sent:** Wed Jul 12 2017 13:54:35 GMT-0600 (MDT)  
**To:** "Critchfield, Marshall" <marshall\_critchfield@ios.doi.gov>

**Subject:** Fwd: plastic water bottles  
**Attachments:** Disposable.Plastic.Water.Bottle.Briefing.Statement\_7.12.2017.docx

----- Forwarded message -----

From: **Stephens, Beverly (Grace)** <[grace\\_stephens@nps.gov](mailto:grace_stephens@nps.gov)>  
Date: Wed, Jul 12, 2017 at 12:22 PM  
Subject: plastic water bottles  
To: Brian Pavlik <[brian\\_pavlik@nps.gov](mailto:brian_pavlik@nps.gov)>, "Johnson, Virginia" <[virginia\\_johnson@ios.doi.gov](mailto:virginia_johnson@ios.doi.gov)>, Maureen Foster <[maureen\\_foster@ios.doi.gov](mailto:maureen_foster@ios.doi.gov)>, Bob Vogel <[bob\\_vogel@nps.gov](mailto:bob_vogel@nps.gov)>, Michael Reynolds <[michael\\_reynolds@nps.gov](mailto:michael_reynolds@nps.gov)>

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Here is the briefing about the water bottles. I will also email the chain that followed, I don't think you were on it, thanks

--  
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**From:** "Pavlik, Brian" <[brian\\_pavlik@nps.gov](mailto:brian_pavlik@nps.gov)>  
**Sent:** Wed Jul 12 2017 13:54:58 GMT-0600 (MDT)  
**To:** "Critchfield, Marshall" <[marshall\\_critchfield@ios.doi.gov](mailto:marshall_critchfield@ios.doi.gov)>  
**Subject:** Fwd: plastic water bottles

FYI

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From: **Johnson, Virginia** <[virginia\\_johnson@ios.doi.gov](mailto:virginia_johnson@ios.doi.gov)>  
Date: Wed, Jul 12, 2017 at 1:49 PM  
Subject: Re: plastic water bottles  
To: "Foster, Maureen" <[maureen\\_foster@ios.doi.gov](mailto:maureen_foster@ios.doi.gov)>  
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**From:** "Critchfield, Marshall" <[marshall\\_critchfield@ios.doi.gov](mailto:marshall_critchfield@ios.doi.gov)>  
**Sent:** Wed Jul 19 2017 07:43:29 GMT-0600 (MDT)  
**To:** "Pavlik, Brian" <[brian\\_pavlik@nps.gov](mailto:brian_pavlik@nps.gov)>  
**Subject:** Re: plastic water bottles

Where'd we end up on all of this?

On Wed, Jul 12, 2017 at 3:54 PM, Pavlik, Brian <[brian\\_pavlik@nps.gov](mailto:brian_pavlik@nps.gov)> wrote:

FYI

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From: **Johnson, Virginia** <[virginia\\_johnson@ios.doi.gov](mailto:virginia_johnson@ios.doi.gov)>  
Date: Wed, Jul 12, 2017 at 1:49 PM

Subject: Re: plastic water bottles

To: "Foster, Maureen" <[maureen\\_foster@ios.doi.gov](mailto:maureen_foster@ios.doi.gov)>

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**Marshall Critchfield**

**Office of the Assistant Secretary  
for Fish and Wildlife and Parks**  
Office (202) 208-5996  
Mobile (202) 706-4998  
[mailto:marshall\\_critchfield@ios.doi.gov](mailto:marshall_critchfield@ios.doi.gov)

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**Sent:** Wed Jul 19 2017 07:51:45 GMT-0600 (MDT)  
**To:** "Critchfield, Marshall" <marshall\_critchfield@ios.doi.gov>  
**Subject:** Re: plastic water bottles

I will bring this up with Todd this morning and ask when the draft memo will be available for review.

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Brian Pavlik  
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Washington, DC 20240  
202-208-2308 (Office)  
202-641-3709 (Mobile)

--  
Virginia H. Johnson  
Acting Assistant Secretary for Fish and Wildlife and Parks  
U.S. Department of the Interior  
Telephone: (202) 208-4943

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--  
**Marshall Critchfield**

Office of the Assistant Secretary  
for Fish and Wildlife and Parks  
Office (202) 208-5996  
Mobile (202) 706-4998  
[mailto:marshall\\_critchfield@ios.doi.gov](mailto:marshall_critchfield@ios.doi.gov)

--  
Brian Pavlik  
National Park Service  
1849 C St. NW Rm #3129  
Washington, DC 20240  
202-354-1827 (Office)  
202-641-3709 (Mobile)

**"Pavlik, Brian" <brian\_pavlik@nps.gov>**

---

**From:** "Pavlik, Brian" <brian\_pavlik@nps.gov>  
**Sent:** Wed Jul 19 2017 09:53:44 GMT-0600 (MDT)  
**To:** "Willens, Todd" <todd\_willens@ios.doi.gov>  
**Subject:** Fwd: plastic water bottles

Todd

Please see the below chain. Would you like Parks to draft a memo for FWP's for review?

On Wed, Jul 12, 2017 at 1:49 PM, Johnson, Virginia <[virginia\\_johnson@ios.doi.gov](mailto:virginia_johnson@ios.doi.gov)> wrote:

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Thank you,  
Virginia

On Wed, Jul 12, 2017 at 12:47 PM, Foster, Maureen <[maureen\\_foster@ios.doi.gov](mailto:maureen_foster@ios.doi.gov)> wrote:

Agree with Brian; that is vital

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Maureen D. Foster  
Chief of Staff  
Office of the Assistant Secretary  
for Fish and Wildlife and Parks  
1849 C Street, NW, Room 3161  
Washington, DC 20240

202.208.5970 (desk)  
202.208.4416 (main)

[Maureen\\_Foster@ios.doi.gov](mailto:Maureen_Foster@ios.doi.gov)

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**"Willens, Todd" <todd\_willens@ios.doi.gov>**

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**From:** "Willens, Todd" <todd\_willens@ios.doi.gov>  
**Sent:** Wed Jul 19 2017 10:33:45 GMT-0600 (MDT)  
**To:** "Pavlik, Brian" <brian\_pavlik@nps.gov>  
**Subject:** Re: plastic water bottles

lets hold off for now. We can revisit in a couple of weeks.

Todd Willens  
Assistant Deputy Secretary  
Acting Assistant Secretary for Fish and Wildlife and Parks  
U.S. Department of the Interior  
1849 C Street, NW -- MIB Room 6116  
Washington, DC 20240  
office: 202-208-6291

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**"Pavlik, Brian" <brian\_pavlik@nps.gov>**

**From:** "Pavlik, Brian" <brian\_pavlik@nps.gov>  
**Sent:** Wed Jul 19 2017 10:42:26 GMT-0600 (MDT)  
**To:** "Willens, Todd" <todd\_willens@ios.doi.gov>  
**CC:** "Critchfield, Marshall" <marshall\_critchfield@ios.doi.gov>  
**Subject:** Re: plastic water bottles

Thanks, I will forward you the email the water bottle association sent. They also want to meet on another issue. Marshall has reached out to them to let them know we can make the August dates and we will get back to them regarding the water bottle issue. Please let us know if you would like to join.

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[Maureen\\_Foster@ios.doi.gov](mailto:Maureen_Foster@ios.doi.gov)

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"Pavlik, Brian" <[brian\\_pavlik@nps.gov](mailto:brian_pavlik@nps.gov)>

**From:** "Pavlik, Brian" <[brian\\_pavlik@nps.gov](mailto:brian_pavlik@nps.gov)>  
**Sent:** Wed Jul 19 2017 12:31:24 GMT-0600 (MDT)

**To:** "Critchfield, Marshall" <marshall\_critchfield@ios.doi.gov>  
**Subject:** Fwd: plastic water bottles  
**Attachments:** Disposable.Plastic.Water.Bottle.Briefing.Statement\_7.12.2017.docx

----- Forwarded message -----

From: **Pavlik, Brian** <brian\_pavlik@nps.gov>  
Date: Wed, Jul 12, 2017 at 3:54 PM  
Subject: Fwd: plastic water bottles  
To: "Critchfield, Marshall" <marshall\_critchfield@ios.doi.gov>

----- Forwarded message -----

From: **Stephens, Beverly (Grace)** <grace\_stephens@nps.gov>  
Date: Wed, Jul 12, 2017 at 12:22 PM  
Subject: plastic water bottles  
To: Brian Pavlik <brian\_pavlik@nps.gov>, "Johnson, Virginia" <virginia\_johnson@ios.doi.gov>, Maureen Foster <maureen\_foster@ios.doi.gov>, Bob Vogel <bob\_vogel@nps.gov>, Michael Reynolds <michael\_reynolds@nps.gov>

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Here is the briefing about the water bottles. I will also email the chain that followed, I don't think you were on it, thanks

--  
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Washington, DC 20240  
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202-641-3709 (Mobile)

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202-641-3709 (Mobile)

**"Pavlik, Brian" <brian\_pavlik@nps.gov>**

**From:** "Pavlik, Brian" <brian\_pavlik@nps.gov>  
**Sent:** Wed Aug 02 2017 08:57:40 GMT-0600 (MDT)  
**To:** "Willens, Todd" <todd\_willens@ios.doi.gov>  
**CC:** "Critchfield, Marshall" <marshall\_critchfield@ios.doi.gov>  
**Subject:** Re: plastic water bottles

Todd

Do know if changing the banning of water bottles in Parks has been discussed? Marshall and I have a meeting with the water bottle association tomorrow and I wanted to know if a decision has been made or it is still being reviewed. Please let me know if you have any questions, thanks, Brian.

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Todd Willens

Assistant Deputy Secretary  
Acting Assistant Secretary for Fish and Wildlife and Parks  
U.S. Department of the Interior  
1849 C Street, NW -- MIB Room 6116  
Washington, DC 20240  
office: 202-208-6291

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Agree with Brian; that is vital

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**"Willens, Todd" <todd\_willens@ios.doi.gov>**

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**From:** "Willens, Todd" <todd\_willens@ios.doi.gov>  
**Sent:** Wed Aug 02 2017 10:23:42 GMT-0600 (MDT)  
**To:** "Pavlik, Brian" <brian\_pavlik@nps.gov>  
**CC:** "Critchfield, Marshall" <marshall\_critchfield@ios.doi.gov>  
**Subject:** Re: plastic water bottles

it is under review

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1849 C Street, NW -- MIB Room 6116  
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office: 202-208-6291

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On Wed, Aug 2, 2017 at 10:57 AM, Pavlik, Brian <brian\_pavlik@nps.gov> wrote:  
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**From:** "Pavlik, Brian" <brian\_pavlik@nps.gov>  
**Sent:** Wed Aug 02 2017 10:28:20 GMT-0600 (MDT)  
**To:** "Willens, Todd" <todd\_willens@ios.doi.gov>  
**CC:** "Critchfield, Marshall" <marshall\_critchfield@ios.doi.gov>  
**Subject:** Re: plastic water bottles

Got it, thanks.

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202.208.4416 (main)

[Maureen.Foster@ios.doi.gov](mailto:Maureen.Foster@ios.doi.gov)

On Wed, Jul 12, 2017 at 12:38 PM, Pavlik, Brian <[brian\\_pavlik@nps.gov](mailto:brian_pavlik@nps.gov)> wrote:

Thanks Grace. I know the data collected says unpublished but are there any reports you have to back up the figures provided?

On Wed, Jul 12, 2017 at 12:22 PM, Stephens, Beverly (Grace) <[grace\\_stephens@nps.gov](mailto:grace_stephens@nps.gov)> wrote:

Hi,

I apologize for the delay. As you will see in the briefing statement, we are working on a memo to come from Mike informing parks that we will not grant any new requests to ban bottled water per the instructions in the report that accompanied the FY17 Omnibus Appropriations bill. The memo has been delayed due to the (b) (6) having to take sudden personal leave. We hope to get it out next week. We have verbally communicated to all regions that the memo is forthcoming and we have not allowed any new parks to impose a water bottle ban in the interim. So, we are already enforcing the report language, we just have not yet put out the memo.

Please let me know if you have questions.

Thanks,  
Grace

Grace Stephens  
Chief of Staff (Acting)  
National Park Service  
(202) 354-1978 (o)  
(202) 538-5597 (c)

--  
Brian Pavlik  
National Park Service  
1849 C St. NW Rm #3129  
Washington, DC 20240  
202-208-2308 (Office)  
202-641-3709 (Mobile)

--  
Virginia H. Johnson  
Acting Assistant Secretary for Fish and Wildlife and Parks  
U.S. Department of the Interior  
Telephone: (202) 208-4943

--  
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## 2017 Briefing Statement

**Bureau:** National Park Service  
**Issue:** Recycling and Reduction of Disposable Plastic Bottles in Parks  
**Park/Program:** Park Facility Management Division  
**Date:** July 12, 2017

### Current Status

- On May 4, 2017, Congress passed the Consolidated Appropriations Act, H.R.244, which included an explanatory statement requiring the NPS to, “suspend further implementation of the Policy Memorandum 11-03.” The statement further directs the incoming NPS Director to review Policy Memorandum 11-03 and to report to the Committees on the results of the evaluation.
- A Director’s memo has been developed to inform parks that, in accordance with the recent report language, the NPS will not approve any new park for PM 11-03 implementation until a new Director is confirmed and the policy has been reviewed. The NPS intends to release this memo in mid-July.

### Background

- In December 2011, the National Park Service (NPS) issued Policy Memo (PM) 11-03, “Recycling and Reduction of Disposable Plastic Bottles in Parks.” It is a bureau-level policy that allows individual parks to voluntarily establish disposable plastic water bottle sales elimination programs (DPWB - SEPs) that reduce the volume of DPWB waste.
- As a condition of the DPWB policy, parks are required to complete a program self-assessment and ensure visitors are provided with free, alternative water sources. Regional Directors must approve all SEPs, and have the authority to deny requests if the park self-assessment fails to address the required items enumerated in PM 11-03.
- In accordance with PM 11-03 Section E., NPS is required to monitor and continuously improve the program to address both park and visitor needs.
- Preliminary public engagement data contained in a letter to former director Jarvis, and conducted by Corporate Accountability International show that since 2011, more than 500,000 actions have been taken by the public in support of NPS’ efforts to reduce DPWBs.
- In September 2016, NPS issued a data call to the 23 parks that have approved DPWB - SEPs and requested data related to water bottle filling stations (e.g., usage data). This unpublished data shows that on an annual basis, DPWB -SEPs at the 23 parks:
  - Prevent the disposal of up to 2M disposable plastic water bottles per year.
  - Prevent the use of up to 112,000 pounds of polyethylene terephthalate (PET) per year.
  - Prevent the emission of up to 141 metric tons of carbon dioxide equivalents (MTCO<sub>2</sub>e/year) per year.
  - Saves up to 3,350 million British thermal units (MBTUs/year) of energy per year.
  - Saves up to 420 cubic yards of landfill space per year.

### Contact

Robert Wilbur – robert\_wilbur@nps.gov – Chief, Park Facility Management Division  
Shawn Norton – shawn\_norton@nps.gov – Branch Chief, Sustainable Operations and Climate Change

## Conversation Contents

**RE: Bottled Water**

**Attachments:**

/8. RE: Bottled Water/1.1 image001.jpg  
/8. RE: Bottled Water/2.1 image001.jpg  
/8. RE: Bottled Water/3.1 image001.jpg  
/8. RE: Bottled Water/4.1 image001.jpg  
/8. RE: Bottled Water/5.1 image001.jpg

**Jonathan Simon <jxs@vnf.com>**

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**From:** Jonathan Simon <jxs@vnf.com>  
**Sent:** Tue Jul 25 2017 08:50:55 GMT-0600 (MDT)  
**To:** Marshall Critchfield <marshall\_critchfield@ios.doi.gov>  
**CC:** "brian\_pavlik@nps.gov" <brian\_pavlik@nps.gov>  
**Subject:** RE: Bottled Water  
**Attachments:** image001.jpg

Marshall,

Just wanted to follow-up to make sure you have all of the information you need at this time and to see if there is any update you might provide. Thanks.

Best,  
Jon

**Jonathan D. Simon | Partner**

cid:image001.jpg@01D270

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Washington, DC 20007

(202) 298-1932 | [jxs@vnf.com](mailto:jxs@vnf.com) | [vnf.com](http://vnf.com)

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Best,  
Jon

**Jonathan D. Simon | Partner**

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Sent: Tuesday, July 11, 2017 1:17 PM

To: Jonathan Simon

Cc: [brian\\_pavlik@nps.gov](mailto:brian_pavlik@nps.gov)

Subject: Bottled Water

Jonathan I am one of Sec. Zinke's advisors at Fish & Wildlife & Parks... I'm getting downloaded on the water bottle situation and will be in touch soon. Feel free to send me any materials in the meantime. Thank you,  
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Sent from my iPhone

**"Critchfield, Marshall" <marshall\_critchfield@ios.doi.gov>**

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**From:** "Critchfield, Marshall" <marshall\_critchfield@ios.doi.gov>  
**Sent:** Tue Jul 25 2017 09:16:59 GMT-0600 (MDT)  
**To:** Jonathan Simon <jxs@vnf.com>  
**CC:** "brian\_pavlik@nps.gov" <brian\_pavlik@nps.gov>  
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**Jonathan Simon <jxs@vnf.com>**

**From:** Jonathan Simon <jxs@vnf.com>  
**Sent:** Wed Jul 26 2017 14:45:54 GMT-0600 (MDT)  
**To:** "Critchfield, Marshall" <marshall\_critchfield@ios.doi.gov>  
**CC:** "brian\_pavlik@nps.gov" <brian\_pavlik@nps.gov>  
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Office of the Assistant Secretary

for Fish and Wildlife and Parks  
Office (202) 208-5996  
Mobile (202) 706-4998  
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**Sent:** Wed Jul 26 2017 14:51:00 GMT-0600 (MDT)  
**To:** Jonathan Simon <[jxs@vnf.com](mailto:jxs@vnf.com)>, Tameka Lewis-Robinson <[tameka\\_lewis-robinson@ios.doi.gov](mailto:tameka_lewis-robinson@ios.doi.gov)>  
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**From:** Critchfield, Marshall [mailto:[marshall\\_critchfield@ios.doi.gov](mailto:marshall_critchfield@ios.doi.gov)]  
**Sent:** Tuesday, July 25, 2017 11:17 AM  
**To:** Jonathan Simon  
**Cc:** [brian\\_pavlik@nps.gov](mailto:brian_pavlik@nps.gov)  
**Subject:** Re: Bottled Water

Thanks for checking back... Lets set up a meeting. 8/3/17 at 10AM... Will that work? Bring Sean Taylor.

On Tue, Jul 25, 2017 at 10:50 AM, Jonathan Simon <[jxs@vnf.com](mailto:jxs@vnf.com)> wrote:  
Marshall,

Just wanted to follow-up to make sure you have all of the information you need at this time and to see if there is any update you might provide. Thanks.

Best,  
Jon

**Jonathan D. Simon | Partner**

cid:image001.jpg@01D270

1050 Thomas Jefferson Street, NW  
Washington, DC 20007

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**From:** Jonathan Simon  
**Sent:** Wednesday, July 12, 2017 3:44 PM  
**To:** 'Marshall Critchfield'  
**Cc:** [brian\\_pavlik@nps.gov](mailto:brian_pavlik@nps.gov)  
**Subject:** RE: Bottled Water

Thanks, Marshall. Glad to hear that, and very much appreciate the follow-up.

I don't know to what extent any of this might have been passed on to you, but following is the information that we provided to Virginia Johnson in late March in follow-up to our meeting with her on March 22. Also attached is a very recent letter to Secretary Zinke from more than 20 members of Congress urging the Secretary to end this misguided policy.

This Obama administration policy unfairly singles out and discriminates against the healthiest packaged beverage product—water—for symbolic reasons. The policy also directly contradicts the NPS's efforts, through its *Healthy Parks Healthy People* initiative, to encourage providers to offer, and visitors to make, healthier food and beverage choices in the national parks. Moreover, as the policy has been implemented, it has been made clear that the individual

parks that have implemented bans have not been tracking and reporting the impacts of the bans in a way that allows for an assessment of whether the policy is actually reducing waste or to what extent the bans might be affecting the health and safety of visitors to the parks. The International Bottled Water Association (IBWA) urges Secretary Zinke to promptly put an end to this policy, and to direct the NPS to focus its resources on educating the public about the importance of recycling, and expanding recycling efforts, for *all* packaged food and beverage products.

Here are links to several background documents concerning this matter.

1. IBWA Letter to Secretary Zinke – March 16, 2017 – [http://images.magnetmail.net/images/clients/IBWA/attach/IBWA\\_Letter\\_to\\_Interior\\_on\\_NPS\\_Sales\\_Ban.pdf](http://images.magnetmail.net/images/clients/IBWA/attach/IBWA_Letter_to_Interior_on_NPS_Sales_Ban.pdf) or [CLICK HERE](#)
2. IBWA Report on the NPS Bottled Water Sales Ban Policy - <http://www.bottledwater.org/public/Advocacy.pdf> or [CLICK HERE](#)
3. List of NPS Parks with Bottled Water Sales Bans in Place – [http://images.magnetmail.net/images/clients/IBWA/attach/NPS\\_Bottled\\_Water\\_Ban\\_List\\_as\\_of\\_January\\_29\\_2016.pdf](http://images.magnetmail.net/images/clients/IBWA/attach/NPS_Bottled_Water_Ban_List_as_of_January_29_2016.pdf) - or [CLICK HERE](#)
4. Language in the FY 2017 Department of the Interior Appropriations bill (HR 5538) to defund the NPS policy - <http://images.magnetmail.net/images/clients/IBWA/attach/HR5538AppropsLanguage.pdf> - or [CLICK HERE](#)
5. Language in the Senate Report to the FY 2017 Department of the Interior Appropriations bill (S. 3068) recommending that the NPS withdraw the policy – <http://images.magnetmail.net/images/clients/IBWA/attach/SenateReportLanguage.pdf> – or [CLICK HERE](#)
6. April 5, 2016 Public Employees for Environmental Responsibility (PEER) Press Release that incorrectly claims that the bottled water sales bans are significantly reducing waste – [http://images.magnetmail.net/images/clients/IBWA/attach/PEER-PARK\\_PLASTIC\\_BOTTLE\\_BANS\\_WORK.pdf](http://images.magnetmail.net/images/clients/IBWA/attach/PEER-PARK_PLASTIC_BOTTLE_BANS_WORK.pdf) - or [CLICK HERE](#)
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Please let us know if you have any questions about these materials, or if there's any additional information that might be helpful to you. We look forward to working with you on this important issue.

Best,  
Jon

**Jonathan D. Simon | Partner**

cid:image001.jpg@01D270

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-----Original Message-----

From: Marshall Critchfield [[mailto:marshall\\_critchfield@ios.doi.gov](mailto:marshall_critchfield@ios.doi.gov)]

Sent: Tuesday, July 11, 2017 1:17 PM

To: Jonathan Simon

Cc: [brian\\_paylik@nps.gov](mailto:brian_paylik@nps.gov)

Subject: Bottled Water

Jonathan I am one of Sec. Zinke's advisors at Fish & Wildlife & Parks... I'm getting downloaded on the water bottle situation and will be in touch soon.

Feel free to send me any materials in the meantime.

Thank you,

Marshall

Sent from my iPhone

–  
**Marshall Critchfield**

Office of the Assistant Secretary  
for Fish and Wildlife and Parks  
Office (202) 208-5996  
Mobile (202) 706-4998  
<b>marshall\_critchfield@ios.doi.gov

---

## Marshall Critchfield

Office of the Assistant Secretary  
for Fish and Wildlife and Parks  
Office (202) 208-5996  
Mobile (202) 706-4998  
<b>marshall\_critchfield@ios.doi.gov

---

## Jonathan Simon <jxs@vnf.com>

**From:** Jonathan Simon <jxs@vnf.com>  
**Sent:** Thu Jul 27 2017 08:53:42 GMT-0600 (MDT)  
**To:** "Critchfield, Marshall" <marshall\_critchfield@ios.doi.gov>, Tameka Lewis-Robinson <tameka\_lewis-robinson@ios.doi.gov>  
**CC:** "brian\_pavlik@nps.gov" <brian\_pavlik@nps.gov>  
**Subject:** RE: Bottled Water  
**Attachments:** image001.jpg

Thank you all. Cory Martin, Vice President, Government Relations for International Bottled Water Association (IBWA) would like to join us as well, if that works for you. Looking forward to meeting. Thanks. Best, Jon

### Jonathan D. Simon | Partner



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Washington, DC 20007

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**From:** Critchfield, Marshall [mailto:marshall\_critchfield@ios.doi.gov]  
**Sent:** Wednesday, July 26, 2017 4:51 PM  
**To:** Jonathan Simon; Tameka Lewis-Robinson  
**Cc:** brian\_pavlik@nps.gov  
**Subject:** Re: Bottled Water

Hi Tameka can you please set up a meeting for Brian and me on 8/3 at 10 am?  
Thanks!

On Wed, Jul 26, 2017 at 4:45 PM, Jonathan Simon <[jxs@vnf.com](mailto:jxs@vnf.com)> wrote:  
Sounds great, Marshall. Sorry for not getting back to you yesterday. There was a possibility that I might have needed to travel to Alaska for a meeting, but it looks like I'll be in town. Sean's available as well. Look forward to meeting. Best, Jon

### Jonathan D. Simon | Partner



1050 Thomas Jefferson Street, NW  
Washington, DC 20007

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Please let us know if you have any questions about these materials, or if there's any additional information that might be helpful to you. We look forward to working with you on this important issue.

Best,  
Jon

**Jonathan D. Simon | Partner**

cid:image001.jpg@01D270

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-----Original Message-----

From: Marshall Critchfield [[mailto:marshall\\_critchfield@ios.doi.gov](mailto:marshall_critchfield@ios.doi.gov)]

Sent: Tuesday, July 11, 2017 1:17 PM

To: Jonathan Simon

Cc: [brian\\_pavlik@nps.gov](mailto:brian_pavlik@nps.gov)

Subject: Bottled Water

Jonathan I am one of Sec. Zinke's advisors at Fish & Wildlife & Parks... I'm getting downloaded on the water bottle situation and will be in touch soon.

Feel free to send me any materials in the meantime.

Thank you,

Marshall

Sent from my iPhone

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**Marshall Critchfield**

Office of the Assistant Secretary  
for Fish and Wildlife and Parks  
Office (202) 208-5996  
Mobile (202) 706-4998  
[mailto:marshall\\_critchfield@ios.doi.gov](mailto:marshall_critchfield@ios.doi.gov)

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**Marshall Critchfield**

Office of the Assistant Secretary  
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Office (202) 208-5996  
Mobile (202) 706-4998  
[mailto:marshall\\_critchfield@ios.doi.gov](mailto:marshall_critchfield@ios.doi.gov)

## Conversation Contents

### Follow-up and meeting request

#### Attachments:

/14. Follow-up and meeting request/1.1 image001.jpg  
/14. Follow-up and meeting request/2.1 image001.jpg  
/14. Follow-up and meeting request/10.1 image001.jpg

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### Jonathan Simon <jxs@vnf.com>

**From:** Jonathan Simon <jxs@vnf.com>  
**Sent:** Fri Jul 07 2017 12:54:02 GMT-0600 (MDT)  
**To:** "virginia\_johnson@ios.doi.gov" <virginia\_johnson@ios.doi.gov>  
**CC:** "Brian\_Pavlik@nps.gov" <Brian\_Pavlik@nps.gov>  
**Subject:** Follow-up and meeting request  
**Attachments:** image001.jpg

Virginia,

I hope this email finds you well and that you are having a good summer so far. I am writing with two requests:

- (1) First, I wanted to thank you again for meeting with the International Bottled Water Association (IBWA) earlier this year. On behalf of IBWA, we were wondering if there was any update you could provide regarding any review and/or reconsideration of the NPS's bottled water sales ban policy.
- (2) Second, on behalf of Rainier Mountaineering Inc. (RMI), we would like to discuss with you the situation involving former Director Jarvis's decision to cancel the solicitation for mountaineering guide services at Denali National Park and Preserve and to re-solicit a revised business opportunity. This situation remains of very serious concern to RMI, given that this occurred after RMI was determined to have submitted the best offer, after certain elements of RMI's offer were shared with other bidders as part of the matching process, and after RMI and the other winning offers were offered new concession contracts and issued award letters. Given the sharing of RMI's bid information that occurred, including presumably with entities that would re-bid, RMI is extraordinarily concerned that any re-solicitation will not result in a fair procurement in which RMI is not competitively disadvantaged relative to other offerors. Jeff Martin of RMI is planning a trip that would put him in Washington, DC either July 24-27 or August 1-2, and would hope to have a chance to meet with you on one of those dates. If none of those dates work for you, please let me know what might work for you, and I am sure we should be able to adjust schedules to make something work. We very much appreciate your consideration of this request.

Please feel free to contact me if you have any questions regarding either of these matters. I look forward to hearing from you.

Thanks, and have a great weekend.

Best,  
Jonathan

**Jonathan D. Simon | Partner**

cid:image001.jpg@01D270

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---

### "Johnson, Virginia" <virginia\_johnson@ios.doi.gov>

**From:** "Johnson, Virginia" <virginia\_johnson@ios.doi.gov>  
**Sent:** Mon Jul 10 2017 17:04:04 GMT-0600 (MDT)  
**To:** Brian Pavlik <brian\_pavlik@nps.gov>  
**CC:** "Critchfield, Marshall" <marshall\_critchfield@ios.doi.gov>  
**Subject:** Fwd: Follow-up and meeting request  
**Attachments:** image001.jpg

Hi, Brian and Marshall.

Have you two been briefed on the IBWA issue? If not, please ask NPS to provide you with a briefing paper. I'd be grateful if one of you would let Jonathan know that we are still reviewing it but hope to provide an update by the end of the month. Marshall, please be sure that we discuss this one with Todd, too. (I have discussed it with the Secretary.) We also need to keep Micah looped in as the issue is now generating congressional interest.

Could one or both of you also call Jonathan to obtain additional background on the RMI issue? I'm afraid I won't be here to meet with Mr. Martin on those dates but we should try to schedule that for both of you and Todd if your calendars permit.

Many thanks,

Virginia

----- Forwarded message -----

From: **Jonathan Simon** <[jxs@vnf.com](mailto:jxs@vnf.com)>  
Date: Fri, Jul 7, 2017 at 2:54 PM  
Subject: Follow-up and meeting request  
To: "[virginia\\_johnson@ios.doi.gov](mailto:virginia_johnson@ios.doi.gov)" <[virginia\\_johnson@ios.doi.gov](mailto:virginia_johnson@ios.doi.gov)>  
Cc: "[Brian\\_Pavlik@nps.gov](mailto:Brian_Pavlik@nps.gov)" <[Brian\\_Pavlik@nps.gov](mailto:Brian_Pavlik@nps.gov)>

Virginia,

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(1) First, I wanted to thank you again for meeting with the International Bottled Water Association (IBWA) earlier this year. On behalf of IBWA, we were wondering if there was any update you could provide regarding any review and/or reconsideration of the NPS's bottled water sales ban policy.

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Please feel free to contact me if you have any questions regarding either of these matters. I look forward to hearing from you.

Thanks, and have a great weekend.

Best,  
Jonathan

**Jonathan D. Simon | Partner**

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--  
Virginia H. Johnson  
Principal Deputy Assistant Secretary for Fish and Wildlife and Parks  
U.S. Department of the Interior  
Telephone: (202) 208-4943

**Marshall Critchfield** <[marshall\\_critchfield@ios.doi.gov](mailto:marshall_critchfield@ios.doi.gov)>

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**From:** Marshall Critchfield <[marshall\\_critchfield@ios.doi.gov](mailto:marshall_critchfield@ios.doi.gov)>  
**Sent:** Mon Jul 10 2017 18:37:47 GMT-0600 (MDT)  
**To:** "Johnson, Virginia" <[virginia\\_johnson@ios.doi.gov](mailto:virginia_johnson@ios.doi.gov)>  
**CC:** Brian Pavlik <[brian\\_pavlik@nps.gov](mailto:brian_pavlik@nps.gov)>  
**Subject:** Re: Follow-up and meeting request

Hi Virginia -  
I would be happy to cover Jonathan Simon and Jeff Martin if Brian can find us someone to brief us on the IBWA issue.  
As soon as we have a quick handle we'll bring in Micah.  
And we'll absolutely keep everything an earshot from Todd.  
Thanks!  
Marshall

Sent from my iPhone

On Jul 10, 2017, at 7:04 PM, Johnson, Virginia <[virginia\\_johnson@ios.doi.gov](mailto:virginia_johnson@ios.doi.gov)> wrote:

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<image001.jpg>

1050 Thomas Jefferson Street, NW  
Washington, DC 20007

(202) 298-1932 | [jxs@vnf.com](mailto:jxs@vnf.com) | [vnf.com](http://vnf.com)

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--  
Virginia H. Johnson  
Principal Deputy Assistant Secretary for Fish and Wildlife and Parks  
U.S. Department of the Interior  
Telephone: (202) 208-4943

---

**Virginia Johnson** <[virginia\\_johnson@ios.doi.gov](mailto:virginia_johnson@ios.doi.gov)>

**From:** Virginia Johnson <[virginia\\_johnson@ios.doi.gov](mailto:virginia_johnson@ios.doi.gov)>  
**Sent:** Mon Jul 10 2017 18:44:03 GMT-0600 (MDT)  
**To:** Marshall Critchfield <[marshall\\_critchfield@ios.doi.gov](mailto:marshall_critchfield@ios.doi.gov)>  
**CC:** Brian Pavlik <[brian\\_pavlik@nps.gov](mailto:brian_pavlik@nps.gov)>  
**Subject:** Re: Follow-up and meeting request

Thanks. There's a written briefing paper that NPS provided me many months ago. Brian, can you please ask Bob and Grace to give it to you and Marshall?

All the best,

Virginia

On Jul 10, 2017, at 8:37 PM, Marshall Critchfield <[marshall\\_critchfield@ios.doi.gov](mailto:marshall_critchfield@ios.doi.gov)> wrote:

Hi Virginia -

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As soon as we have a quick handle we'll bring in Micah.

And we'll absolutely keep everything an earshot from Todd.

Thanks!

Marshall

Sent from my iPhone

On Jul 10, 2017, at 7:04 PM, Johnson, Virginia <[virginia\\_johnson@ios.doi.gov](mailto:virginia_johnson@ios.doi.gov)> wrote:

Hi, Brian and Marshall.

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Many thanks,  
Virginia

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From: **Jonathan Simon** <[jxs@vnf.com](mailto:jxs@vnf.com)>

Date: Fri, Jul 7, 2017 at 2:54 PM

Subject: Follow-up and meeting request

To: "[virginia\\_johnson@ios.doi.gov](mailto:virginia_johnson@ios.doi.gov)" <[virginia\\_johnson@ios.doi.gov](mailto:virginia_johnson@ios.doi.gov)>

Cc: "[Brian\\_Pavlik@nps.gov](mailto:Brian_Pavlik@nps.gov)" <[Brian\\_Pavlik@nps.gov](mailto:Brian_Pavlik@nps.gov)>

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Please feel free to contact me if you have any questions regarding either of these matters. I look forward to hearing from you.

Thanks, and have a great weekend.

Best,  
Jonathan

**Jonathan D. Simon | Partner**

<image001.jpg>

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Virginia H. Johnson  
Principal Deputy Assistant Secretary for Fish and Wildlife and Parks

**"Pavlik, Brian" <brian\_pavlik@nps.gov>**

---

**From:** "Pavlik, Brian" <brian\_pavlik@nps.gov>  
**Sent:** Tue Jul 11 2017 05:09:44 GMT-0600 (MDT)  
**To:** Virginia Johnson <virginia\_johnson@ios.doi.gov>  
**CC:** Marshall Critchfield <marshall\_critchfield@ios.doi.gov>  
**Subject:** Re: Follow-up and meeting request

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From: **Jonathan Simon** <jxs@vnf.com>  
Date: Fri, Jul 7, 2017 at 2:54 PM  
Subject: Follow-up and meeting request  
To: "virginia\_johnson@ios.doi.gov" <virginia\_johnson@ios.doi.gov>  
Cc: "Brian Pavlik@nps.gov" <Brian.Pavlik@nps.gov>

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Best,  
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**Jonathan D. Simon | Partner**

<image001.jpg>

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Telephone: (202) 208-4943

--  
Brian Pavlik  
National Park Service  
1849 C St. NW Rm #3129  
Washington, DC 20240  
202-208-2308 (Office)  
202-641-3709 (Mobile)

**"Johnson, Virginia" <virginia\_johnson@ios.doi.gov>**

---

**From:** "Johnson, Virginia" <virginia\_johnson@ios.doi.gov>  
**Sent:** Tue Jul 11 2017 10:53:17 GMT-0600 (MDT)  
**To:** "Pavlik, Brian" <brian\_pavlik@nps.gov>  
**CC:** Marshall Critchfield <marshall\_critchfield@ios.doi.gov>  
**Subject:** Re: Follow-up and meeting request

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Many thanks,  
Virginia

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Date: Fri, Jul 7, 2017 at 2:54 PM  
Subject: Follow-up and meeting request  
To: "[virginia\\_johnson@ios.doi.gov](mailto:virginia_johnson@ios.doi.gov)" <[virginia\\_johnson@ios.doi.gov](mailto:virginia_johnson@ios.doi.gov)>  
Cc: "[Brian Pavlik@nps.gov](mailto:Brian_Pavlik@nps.gov)" <[Brian\\_Pavlik@nps.gov](mailto:Brian_Pavlik@nps.gov)>

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**Jonathan D. Simon | Partner**

<image001.jpg>

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Telephone: (202) 208-4943

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Brian Pavlik  
National Park Service  
1849 C St. NW Rm #3129  
Washington, DC 20240  
202-208-2308 (Office)

Virginia H. Johnson  
Principal Deputy Assistant Secretary for Fish and Wildlife and Parks  
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Telephone: (202) 208-4943

**"Pavlik, Brian" <brian\_pavlik@nps.gov>**

---

**From:** "Pavlik, Brian" <brian\_pavlik@nps.gov>  
**Sent:** Tue Jul 11 2017 11:06:40 GMT-0600 (MDT)  
**To:** "Johnson, Virginia" <virginia\_johnson@ios.doi.gov>  
**CC:** Marshall Critchfield <marshall\_critchfield@ios.doi.gov>  
**Subject:** Re: Follow-up and meeting request

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Subject: Follow-up and meeting request  
To: "virginia\_johnson@ios.doi.gov" <virginia\_johnson@ios.doi.gov>  
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Jonathan

**Jonathan D. Simon | Partner**

<image001.jpg>

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Brian Pavlik  
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Washington, DC 20240  
202-208-2308 (Office)  
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**Marshall Critchfield <marshall\_critchfield@ios.doi.gov>**

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**Sent:** Tue Jul 11 2017 11:09:41 GMT-0600 (MDT)  
**To:** "Pavlik, Brian" <brian\_pavlik@nps.gov>  
**CC:** "Johnson, Virginia" <virginia\_johnson@ios.doi.gov>  
**Subject:** Re: Follow-up and meeting request

That's correct I was waiting for a briefing to be set up. I will reach out notwithstanding the briefing.

Sent from my iPhone

On Jul 11, 2017, at 1:07 PM, Pavlik, Brian <brian\_pavlik@nps.gov> wrote:

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Date: Fri, Jul 7, 2017 at 2:54 PM

Subject: Follow-up and meeting request

To: "virginia\_johnson@ios.doi.gov" <virginia\_johnson@ios.doi.gov>

Cc: "Brian Pavlik@nps.gov" <Brian\_Pavlik@nps.gov>

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**To:** Marshall Critchfield <marshall\_critchfield@ios.doi.gov>  
**CC:** "Johnson, Virginia" <virginia\_johnson@ios.doi.gov>  
**Subject:** Re: Follow-up and meeting request

Thanks, I will send briefing when I get it. Not many people in this wing today.

On Tue, Jul 11, 2017 at 1:09 PM, Marshall Critchfield <marshall\_critchfield@ios.doi.gov> wrote:  
That's correct I was waiting for a briefing to be set up. I will reach out notwithstanding the briefing.

Sent from my iPhone

On Jul 11, 2017, at 1:07 PM, Pavlik, Brian <brian\_pavlik@nps.gov> wrote:

I don't think we have, I think Marshal was waiting for the briefing which I have not received yet. I believe he is on a plane now. Would you like me to contact him to let him know we will should have something by the end of the month and we are open to a meeting?

On Tue, Jul 11, 2017 at 12:53 PM, Johnson, Virginia <virginia\_johnson@ios.doi.gov> wrote:  
Can one of you please confirm that someone has followed up with Jonathan?

Many thanks,  
Virginia

On Tue, Jul 11, 2017 at 7:09 AM, Pavlik, Brian <brian\_pavlik@nps.gov> wrote:  
Good Morning

Yes, will get that to everyone as soon as I can.

Marshall, if you would like me to take any these phone calls let me know, thanks, Brian.

On Mon, Jul 10, 2017 at 8:44 PM, Virginia Johnson <virginia\_johnson@ios.doi.gov> wrote:  
Thanks. There's a written briefing paper that NPS provided me many months ago. Brian, can you please ask Bob and Grace to give it to you and Marshall?

All the best,

Virginia

On Jul 10, 2017, at 8:37 PM, Marshall Critchfield <marshall\_critchfield@ios.doi.gov> wrote:

Hi Virginia -  
I would be happy to cover Jonathan Simon and Jeff Martin if Brian can find us someone to brief us on the IBWA issue.  
As soon as we have a quick handle we'll bring in Micah.  
And we'll absolutely keep everything an earshot from Todd.  
Thanks!  
Marshall

Sent from my iPhone

On Jul 10, 2017, at 7:04 PM, Johnson, Virginia <virginia\_johnson@ios.doi.gov> wrote:

Hi, Brian and Marshall.

Have you two been briefed on the IBWA issue? If not, please ask NPS to provide you with a briefing paper. I'd be grateful if one of you would let Jonathan know that we are still reviewing it but hope to provide an update by the end of the month. Marshall, please be sure that we discuss this one with Todd, too. (I have discussed it with the Secretary.) We also need to keep Micah looped in as the issue is now generating congressional interest.

Could one or both of you also call Jonathan to obtain additional background on the RMI issue? I'm afraid I won't be here to meet with Mr. Martin on those dates but we should try to schedule that for both of you and Todd if your calendars permit.

Many thanks,  
Virginia

----- Forwarded message -----

From: **Jonathan Simon** <jxs@vnf.com>  
Date: Fri, Jul 7, 2017 at 2:54 PM  
Subject: Follow-up and meeting request  
To: "virginia\_johnson@ios.doi.gov" <virginia\_johnson@ios.doi.gov>  
Cc: "Brian Pavlik@nps.gov" <Brian\_Pavlik@nps.gov>

Virginia,

I hope this email finds you well and that you are having a good summer so far. I am writing with two requests:

(1) First, I wanted to thank you again for meeting with the International Bottled Water Association (IBWA) earlier this year. On behalf of IBWA, we were wondering if there was any update you could provide regarding any review and/or reconsideration of the NPS's bottled water sales ban policy.

(2) Second, on behalf of Rainier Mountaineering Inc. (RMI), we would like to discuss with you the situation involving former Director Jarvis's decision to cancel the solicitation for mountaineering guide services at Denali National Park and Preserve and to re-solicit a revised business opportunity. This situation remains of very serious concern to RMI, given that this occurred after RMI was determined to have submitted the best offer, after certain elements of RMI's offer were shared with other bidders as part of the matching process, and after RMI and the other winning offers were offered new concession contracts and issued award letters. Given the sharing of RMI's bid information that occurred, including presumably with entities that would re-bid, RMI is extraordinarily concerned that any re-solicitation will not result in a fair procurement in which RMI is not competitively disadvantaged relative to other offerors. Jeff Martin of RMI is planning a trip that would put him in Washington, DC either July 24-27 or August 1-2, and would hope to have a chance to meet with you on one of those dates. If none of those dates work for you, please let me know what might work for you, and I am sure we should be able to adjust schedules to make something work. We very much appreciate your consideration of this request.

Please feel free to contact me if you have any questions regarding either of these matters. I look forward to hearing from you.

Thanks, and have a great weekend.

Best,  
Jonathan

**Jonathan D. Simon | Partner**

<image001.jpg>

1050 Thomas Jefferson Street, NW  
Washington, DC 20007

(202) 298-1932 | [jxs@vnf.com](mailto:jxs@vnf.com) | [vnf.com](http://vnf.com)

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--

Virginia H. Johnson  
Principal Deputy Assistant Secretary for Fish and Wildlife and Parks  
U.S. Department of the Interior  
Telephone: (202) 208-4943

--

Brian Pavlik  
National Park Service  
1849 C St. NW Rm #3129  
Washington, DC 20240  
202-208-2308 (Office)  
202-641-3709 (Mobile)

--

Virginia H. Johnson  
Principal Deputy Assistant Secretary for Fish and Wildlife and Parks  
U.S. Department of the Interior  
Telephone: (202) 208-4943

--

Brian Pavlik  
National Park Service  
1849 C St. NW Rm #3129  
Washington, DC 20240  
202-208-2308 (Office)  
202-641-3709 (Mobile)

--

Brian Pavlik  
National Park Service  
1849 C St. NW Rm #3129  
Washington, DC 20240  
202-208-2308 (Office)  
202-641-3709 (Mobile)

**"Pavlik, Brian" <brian\_pavlik@nps.gov>**

---

**From:** "Pavlik, Brian" <brian\_pavlik@nps.gov>  
**Sent:** Wed Jul 19 2017 10:44:50 GMT-0600 (MDT)  
**To:** "Willens, Todd" <todd\_willens@ios.doi.gov>  
**CC:** "Critchfield, Marshall" <marshall\_critchfield@ios.doi.gov>  
**Subject:** Fwd: Follow-up and meeting request  
**Attachments:** image001.jpg

----- Forwarded message -----

From: **Johnson, Virginia** <[virginia\\_johnson@ios.doi.gov](mailto:virginia_johnson@ios.doi.gov)>  
Date: Mon, Jul 10, 2017 at 7:04 PM  
Subject: Fwd: Follow-up and meeting request  
To: Brian Pavlik <[brian\\_pavlik@nps.gov](mailto:brian_pavlik@nps.gov)>  
Cc: "Critchfield, Marshall" <[marshall\\_critchfield@ios.doi.gov](mailto:marshall_critchfield@ios.doi.gov)>

Hi, Brian and Marshall.

Have you two been briefed on the IBWA issue? If not, please ask NPS to provide you with a briefing paper. I'd be grateful if one of you would let Jonathan know that we are still reviewing it but hope to provide an update by the end of the month. Marshall, please be sure that we discuss this one with Todd, too. (I have discussed it with the Secretary.) We also need to keep Micah looped in as the issue is now generating congressional interest.

Could one or both of you also call Jonathan to obtain additional background on the RMI issue? I'm afraid I won't be here to meet with Mr. Martin on those dates but we should try to schedule that for both of you and Todd if your calendars permit.

Many thanks,  
Virginia

----- Forwarded message -----

From: **Jonathan Simon** <[jxs@vnf.com](mailto:jxs@vnf.com)>  
Date: Fri, Jul 7, 2017 at 2:54 PM  
Subject: Follow-up and meeting request  
To: "[virginia\\_johnson@ios.doi.gov](mailto:virginia_johnson@ios.doi.gov)" <[virginia\\_johnson@ios.doi.gov](mailto:virginia_johnson@ios.doi.gov)>  
Cc: "[Brian\\_Pavlik@nps.gov](mailto:Brian_Pavlik@nps.gov)" <[Brian\\_Pavlik@nps.gov](mailto:Brian_Pavlik@nps.gov)>

Virginia,

I hope this email finds you well and that you are having a good summer so far. I am writing with two requests:

(1) First, I wanted to thank you again for meeting with the International Bottled Water Association (IBWA) earlier this year. On behalf of IBWA, we were wondering if there was any update you could provide regarding any review and/or reconsideration of the NPS's bottled water sales ban policy.

(2) Second, on behalf of Rainier Mountaineering Inc. (RMI), we would like to discuss with you the situation involving former Director Jarvis's decision to cancel the solicitation for mountaineering guide services at Denali National Park and Preserve and to re-solicit a revised business opportunity. This situation remains of very serious concern to RMI, given that this occurred after RMI was determined to have submitted the best offer, after certain elements of RMI's offer were shared with other bidders as part of the matching process, and after RMI and the other winning offers were offered new concession contracts and issued award letters. Given the sharing of RMI's bid information that occurred, including presumably with entities that would re-bid, RMI is extraordinarily concerned that any re-solicitation will not result in a fair procurement in which RMI is not competitively disadvantaged relative to other offerors. Jeff Martin of RMI is planning a trip that would put him in Washington, DC either July 24-27 or August 1-2, and would hope to have a chance to meet with you on one of those dates. If none of those dates work for you, please let me know what might work for you, and I am sure we should be able to adjust schedules to make something work. We very much appreciate your consideration of this request.

Please feel free to contact me if you have any questions regarding either of these matters. I look forward to hearing from you.

Thanks, and have a great weekend.

Best,  
Jonathan

**Jonathan D. Simon | Partner**

cid:image001.jpg@01D270

1050 Thomas Jefferson Street, NW  
Washington, DC 20007

(202) 298-1932 | [ixs@vnf.com](mailto:ixs@vnf.com) | [vnf.com](http://vnf.com)

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--  
Virginia H. Johnson  
Principal Deputy Assistant Secretary for Fish and Wildlife and Parks  
U.S. Department of the Interior  
Telephone: (202) 208-4943

--  
Brian Pavlik  
National Park Service  
1849 C St. NW Rm #3129  
Washington, DC 20240  
202-354-1827 (Office)  
202-641-3709 (Mobile)

## Grace Stephens Responsives



Stephens, Beverly (Grace) &lt;grace\_stephens@nps.gov&gt;

---

**plastic water bottles**

10 messages

Stephens, Beverly (Grace) &lt;grace\_stephens@nps.gov&gt;

Wed, Jul 12, 2017 at 10:22 AM

To: Brian Pavlik &lt;brian\_pavlik@nps.gov&gt;, "Johnson, Virginia" &lt;virginia\_johnson@ios.doi.gov&gt;, Maureen Foster &lt;maureen\_foster@ios.doi.gov&gt;, Bob Vogel &lt;bob\_vogel@nps.gov&gt;, Michael Reynolds &lt;michael\_reynolds@nps.gov&gt;

Hi,

I apologize for the delay. As you will see in the briefing statement, we are working on a memo to come from Mike informing parks that we will not grant any new requests to ban bottled water per the instructions in the report that accompanied the FY17 Omnibus Appropriations bill. The memo has been delayed due to the (b) (6) having to take sudden personal leave. We hope to get it out next week. We have verbally communicated to all regions that the memo is forthcoming and we have not allowed any new parks to impose a water bottle ban in the interim. So, we are already enforcing the report language, we just have not yet put out the memo.

Please let me know if you have questions.

Thanks,  
GraceGrace Stephens  
Chief of Staff (Acting)  
National Park Service  
(202) 354-1978 (o)  
(202) 538-5597 (c)

Disposable.Plastic.Water.Bottle.Briefing.Statement\_7.12.2017.docx

22K

Pavlik, Brian &lt;brian\_pavlik@nps.gov&gt;

Wed, Jul 12, 2017 at 10:38 AM

To: "Stephens, Beverly (Grace)" &lt;grace\_stephens@nps.gov&gt;

Cc: "Johnson, Virginia" &lt;virginia\_johnson@ios.doi.gov&gt;, Maureen Foster &lt;maureen\_foster@ios.doi.gov&gt;, Bob Vogel &lt;bob\_vogel@nps.gov&gt;, Michael Reynolds &lt;michael\_reynolds@nps.gov&gt;

Thanks Grace. I know the data collected says unpublished but are there any reports you have to back up the figures provided?

[Quoted text hidden]

--

Brian Pavlik  
National Park Service  
1849 C St. NW Rm #3129  
Washington, DC 20240  
202-208-2308 (Office)  
202-641-3709 (Mobile)

Foster, Maureen &lt;maureen\_foster@ios.doi.gov&gt;

Wed, Jul 12, 2017 at 10:47 AM

To: "Pavlik, Brian" &lt;brian\_pavlik@nps.gov&gt;

Cc: "Stephens, Beverly (Grace)" &lt;grace\_stephens@nps.gov&gt;, "Johnson, Virginia" &lt;virginia\_johnson@ios.doi.gov&gt;, Bob Vogel &lt;bob\_vogel@nps.gov&gt;, Michael Reynolds &lt;michael\_reynolds@nps.gov&gt;

Agree with Brian; that is vital.

Also what does this bullet mean:

Preliminary public engagement data contained in a letter to former director Jarvis, and conducted by Corporate Accountability International show that since 2011, more than 500,000 actions have been taken by the public in support of NPS' efforts to reduce DPWBs.

Also please address the concern that parks are allowed to sell other types of beverages (e.g., soda, sports drinks). Have sales of those increased? Or is that being tracked?

---

Maureen D. Foster  
Chief of Staff  
Office of the Assistant Secretary  
for Fish and Wildlife and Parks  
1849 C Street, NW, Room 3161  
Washington, DC 20240

202.208.5970 (desk)  
202.208.4416 (main)

[Maureen\\_Foster@ios.doi.gov](mailto:Maureen_Foster@ios.doi.gov)

[Quoted text hidden]

---

Stephens, Beverly (Grace) <[grace\\_stephens@nps.gov](mailto:grace_stephens@nps.gov)>  
To: Robert Wilbur <[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)>, Shawn Norton <[shawn\\_norton@nps.gov](mailto:shawn_norton@nps.gov)>

Wed, Jul 12, 2017 at 11:11 AM

Please see Maureen's comments below about the availability of the unpublished data you refer to in the memo and also the other points she would like you to address. Thanks - Grace

Grace Stephens  
Chief of Staff (Acting)  
National Park Service  
(202) 354-1978 (o)  
(202) 538-5597 (c)

[Quoted text hidden]

---

Norton, Shawn <[shawn\\_norton@nps.gov](mailto:shawn_norton@nps.gov)>  
To: "Stephens, Beverly (Grace)" <[grace\\_stephens@nps.gov](mailto:grace_stephens@nps.gov)>, Alfred Sturniolo <[fred\\_sturniolo@nps.gov](mailto:fred_sturniolo@nps.gov)>  
Cc: Robert Wilbur <[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)>

Wed, Jul 12, 2017 at 11:48 AM

Fred -

Please take a first cut at a response by COB today if possible.

Thanks

[Quoted text hidden]

--

Shawn Norton  
U.S. National Park Service  
Washington DC Office  
Branch Chief - Sustainable Operations and Climate Change  
[shawn\\_norton@nps.gov](mailto:shawn_norton@nps.gov)  
Office: 202-354-1835



Stewart Lee Udall Department of the Interior Building  
1849 C Street, NW  
Mail Stop 4541  
Washington, D.C. 20240

---

Norton, Shawn <shawn\_norton@nps.gov>  
To: "Stephens, Beverly (Grace)" <grace\_stephens@nps.gov>  
Cc: Robert Wilbur <robert\_wilbur@nps.gov>, Alfred Sturniolo <fred\_sturniolo@nps.gov>

Wed, Jul 12, 2017 at 11:49 AM

Will do. We will get it back as quickly as we can.

[Quoted text hidden]

--

Shawn Norton  
U.S. National Park Service  
Washington DC Office  
Branch Chief - Sustainable Operations and Climate Change  
[shawn\\_norton@nps.gov](mailto:shawn_norton@nps.gov)  
Office: 202-354-1835



Stewart Lee Udall Department of the Interior Building  
1849 C Street, NW  
Mail Stop 4541  
Washington, D.C. 20240

---

Johnson, V irginia <virginia\_johnson@ios.doi.gov>  
To: "Foster, Maureen" <maureen\_foster@ios.doi.gov>  
Cc: "Pavlik, Brian" <brian\_pavlik@nps.gov>, "Stephens, Beverly (Grace)" <grace\_stephens@nps.gov>, Bob Vogel <bob\_vogel@nps.gov>, Michael Reynolds <michael\_reynolds@nps.gov>

Wed, Jul 12, 2017 at 11:49 AM

Please refrain from taking action on this written memo. It does not reflect the views of the new Administration and will need to be rewritten with input and approval from FWP.

Thank you,  
Virginia

On Wed, Jul 12, 2017 at 12:47 PM, Foster, Maureen <[maureen\\_foster@ios.doi.gov](mailto:maureen_foster@ios.doi.gov)> wrote:

[Quoted text hidden]

--  
Virginia H. Johnson  
Acting Assistant Secretary for Fish and Wildlife and Parks  
U.S. Department of the Interior  
Telephone: (202) 208-4943

---

Stephens, Beverly (Grace) <grace\_stephens@nps.gov> Wed, Jul 12, 2017 at 12:20 PM  
To: Michael Reynolds <michael\_reynolds@nps.gov>, Bob Vogel <bob\_vogel@nps.gov>, Jennifersewwx Wyse <jennifer\_wyse@nps.gov>

She is probably expressing concern with our reading of the word "further." Our solicitors agreed with our interpretation that "no further implementation" could be interpreted as "no new bans," vs. "lifting all existing bans." the memo won't come back to Mike until next week, so I guess we will be dealing with Todd on it. I checked the routing, and as of now, it was not scheduled to go through FWP for review, as it is a memo from Mike to the RDs. It is with Jessica for review. When it comes back to me, I will hold it until we can discuss.  
Thanks,  
Grace

Grace Stephens  
Chief of Staff (Acting)  
National Park Service  
(202) 354-1978 (o)  
(202) 538-5597 (c)

[Quoted text hidden]

---

Norton, Shawn <shawn\_norton@nps.gov> Thu, Jul 13, 2017 at 9:25 AM  
To: "Stephens, Beverly (Grace)" <grace\_stephens@nps.gov>  
Cc: Robert Wilbur <robert\_wilbur@nps.gov>, Alfred Sturniolo <fred\_sturniolo@nps.gov>, Joseph Salvatore <joseph\_salvatore@nps.gov>

Grace -

Here are our responses to the questions posed below. Let me know if you have any questions.

RESPONSE: An internal report titled "NPS Disposable Plastic Water Bottle Recycling and Reduction Program Evaluation Report" (attached) was submitted to NPS senior management for review and approval in June, 2017. The report is based on data provided by each of 23 participating parks.

RESPONSE: Corporate Accountability International uses the term "actions" to capture the methods used by the public to show support of the policy, including but not limited to;

- documented individual calls to parks,
- meetings with NPS park management,
- signed petitions and postcards

RESPONSE: At this time NPS does not require parks/ concessioners to track the sales data of individual, plastic bottle soda/sports drinks.

=====

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Robert Wilbur <[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)>

Thu, Jul 13, 2017 at 11:17 AM

To: Joseph Salvatore <[joseph\\_salvatore@nps.gov](mailto:joseph_salvatore@nps.gov)>, [grace\\_stephens@nps.gov](mailto:grace_stephens@nps.gov)

Joe - FYSA

Grace - please include Joe S as a Cc since I am about to take off from Denver.

Thanks!

Sent from my iPhone

Begin forwarded message:

From: "Norton, Shawn" <[shawn\\_norton@nps.gov](mailto:shawn_norton@nps.gov)>

Date: July 12, 2017 at 11:48:49 AM MDT

To: "Stephens, Beverly (Grace)" <[grace\\_stephens@nps.gov](mailto:grace_stephens@nps.gov)>, Alfred Sturniolo <[fred\\_sturniolo@nps.gov](mailto:fred_sturniolo@nps.gov)>

Cc: Robert Wilbur <[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)>

Subject: Re: plastic water bottles

[Quoted text hidden]



Stephens, Beverly (Grace) &lt;grace\_stephens@nps.gov&gt;

---

**Action requested (as soon as possible): Bottled water briefing statement**

6 messages

---

Wilbur, Robert <robert\_wilbur@nps.gov> Tue, Jul 11, 2017 at 1:31 PM  
To: "Beverly (Grace) Stephens" <grace\_stephens@nps.gov>, Joseph Salvatore <joseph\_salvatore@nps.gov>, Shawn Norton <shawn\_norton@nps.gov>  
Cc: Shawn Bengel <shawn\_benge@nps.gov>

Grace - in DAB right now, will hand off to Joe S and Shawn N.

Joe and Shawn N - can you please provide briefing statement as requested by Grace? Please reply to all.

Thanks,

-Bob

**Bob Wilbur, PE, PMP**

U.S. National Park Service - Washington DC Office  
Park Facility Management Division (PFMD), Chief  
[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)  
Office: 202-513-7034  
Mobile: 202-368-7130



Stewart Lee Udall Department of the Interior (DOI) Building  
1849 C Street, NW  
4th Floor - 4500 Corri. or (West)  
Mail Stop 4541  
Washington, D.C. 20240

On Tue, Jul 11, 2017 at 3:19 PM, Beverly (Grace) Stephens <[grace\\_stephens@nps.gov](mailto:grace_stephens@nps.gov)> wrote:

Hi - can you please send me a current briefing statement about the water

bottle ban that includes the recent approps report language? ASFWP is asking. Turnaround is asap. No more than one page please.

Thanks - grace

Grace Stephens  
Chief of Staff (acting)  
(202) 208-4228 office  
(202) 538-5597 cell

---

Norton, Shawn <shawn\_norton@nps.gov>  
To: "Wilbur, Robert" <robert\_wilbur@nps.gov>

Tue, Jul 11, 2017 at 2:10 PM

Cc: "Beverly (Grace) Stephens" <grace\_stephens@nps.gov>, Joseph Salvatore <joseph\_salvatore@nps.gov>, Shawn Bengel <shawn\_benge@nps.gov>, Alfred Sturniolo <fred\_sturniolo@nps.gov>

All -

See attached briefing paper. Please note that we do not use the term "ban" anywhere in this briefing as this policy does not ban disposable water bottles from parks.

Please review and edit as needed.

Thanks

[Quoted text hidden]

--

Shawn Norton  
U.S. National Park Service  
Washington DC Office  
Branch Chief - Sustainable Operations and Climate Change  
[shawn\\_norton@nps.gov](mailto:shawn_norton@nps.gov)  
Office: 202-354-1835



Stewart Lee Udall Department of the Interior Building  
1849 C Street, NW  
Mail Stop 4541  
Washington, D.C. 20240

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Stephens, Beverly (Grace) <grace\_stephens@nps.gov> Tue, Jul 11, 2017 at 2:40 PM  
To: "Norton, Shawn" <shawn\_norton@nps.gov>  
Cc: "Wilbur, Robert" <robert\_wilbur@nps.gov>, Joseph Salvatore <joseph\_salvatore@nps.gov>, Shawn Bengel <shawn\_benge@nps.gov>, Alfred Sturniolo <fred\_sturniolo@nps.gov>

I believe the 2017 language suspending further implementation was in the accompanying report and not in bill language, Can you please check and amend the statement if so? thanks

Grace Stephens  
Chief of Staff (Acting)  
National Park Service  
(202) 208-4228 (o)  
(202) 538-5597 (c)

[Quoted text hidden]

---

Norton, Shawn <shawn\_norton@nps.gov> Tue, Jul 11, 2017 at 2:45 PM  
To: "Stephens, Beverly (Grace)" <grace\_stephens@nps.gov>  
Cc: "Wilbur, Robert" <robert\_wilbur@nps.gov>, Joseph Salvatore <joseph\_salvatore@nps.gov>, Shawn Bengel <shawn\_benge@nps.gov>, Alfred Sturniolo <fred\_sturniolo@nps.gov>

Grace -

We will look into this and get back to you tomorrow.

Thanks

[Quoted text hidden]

---

Salvatore, Joseph <joseph\_salvatore@nps.gov> Wed, Jul 12, 2017 at 8:50 AM  
To: "Stephens, Beverly (Grace)" <grace\_stephens@nps.gov>  
Cc: "Norton, Shawn" <shawn\_norton@nps.gov>, "Wilbur, Robert" <robert\_wilbur@nps.gov>, Shawn Bengel <shawn\_benge@nps.gov>, Alfred Sturniolo <fred\_sturniolo@nps.gov>

Grace,

Please see attached revised document. Tracked changes so you could see the specific changes.

v/r, Joe

v/r,  
Joe Salvatore  
U.S. National Park Service/Washington DC Office  
Park Facility Management Division (PFMD), Deputy Chief  
Room 4557  
1849 C St. NW, Washington, DC 20240  
Office: 202-513-7021  
Mobile: 202-308-5503  
[joseph\\_salvatore@nps.gov](mailto:joseph_salvatore@nps.gov)

On Tue, Jul 11, 2017 at 4:40 PM, Stephens, Beverly (Grace) <grace\_stephens@nps.gov> wrote:

[Quoted text hidden]

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Stephens, Beverly (Grace) <grace\_stephens@nps.gov> Wed, Jul 12, 2017 at 10:26 AM  
To: "Salvatore, Joseph" <joseph\_salvatore@nps.gov>  
Cc: "Norton, Shawn" <shawn\_norton@nps.gov>, "Wilbur, Robert" <robert\_wilbur@nps.gov>, Shawn Bengel <shawn\_benge@nps.gov>, Alfred Sturniolo <fred\_sturniolo@nps.gov>

thanks for the quick turnaround- here is what I sent up. I amended a little.

Grace Stephens  
Chief of Staff (Acting)  
National Park Service  
(202) 354-1978 (o)  
(202) 538-5597 (c)

[Quoted text hidden]

---

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Stephens, Beverly (Grace) &lt;grace\_stephens@nps.gov&gt;

---

**FY17 omnibus approp - bottled water directive**15 messages

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Bowron, Jessica <jessica\_bowron@nps.gov> Mon, May 8, 2017 at 2:58 PM  
To: Shawn Benge <shawn\_benge@nps.gov>, Teresa Austin <teresa\_austin@nps.gov>, Robert Wilbur <robert\_wilbur@nps.gov>, Brian Borda <brian\_borda@nps.gov>, "Norton, Shawn" <shawn\_norton@nps.gov>  
Cc: "Stephens, Beverly" <grace\_stephens@nps.gov>, Sean Reilly <sean\_reilly@nps.gov>, Jennifer Werner <jennifer\_werner@nps.gov>, "Rose, Zenide" <zenide\_rose@nps.gov>, "O'Dell, Anne" <anne\_o'dell@nps.gov>

Folks,

Below is the language from the FY17 omnibus appropriations report regarding bottled water. We saw versions of this a year ago in both the House and Senate bills and reports, but this is where they ended up.

There are three components of this directive - 1, we owe them another report after the new Director is confirmed and completes an evaluation of the original policy memo. And 2, further implementation is suspended, pending the new Director's review. Lastly, we are urged to partner with the private/non-profit sector on plastic waste recycling.

Shawn N, do we we have any requests pending that are impacted by this language? Brian, based on our back and forth RE concessions contracts last year, I don't think there are any associated concessions issues, but please confirm.

Bottled Water.-The Committees note continued expressions of concern relating to a bottled water ban implemented under Policy Memorandum 11-03. The report provided to the Committees in April 2016, in response to a directive in the explanatory statement accompanying Division G of the Consolidated Appropriations Act, 2016, did not provide sufficient data to justify the Service's actions.

The Committees understand that the Service plans to reconsider this policy and therefore directs the incoming National Park Service Director to review Policy Memorandum 11-03 and to report to the Committees on the results of this evaluation.

Accordingly, the Committees direct the Service to suspend further implementation of Policy Memorandum 11-03 and urge the Service to examine opportunities to partner with non-governmental entities in developing a comprehensive program that uniformly addresses plastic waste recycling system-wide.

Not sure when we'll get a Director, but we'll eventually need to tee this up for them.

Jessica Bowron  
Comptroller  
National Park Service  
(o) 202-513-7138  
(c) 202-280-8329

---

Shawn Norton <shawn\_norton@nps.gov> Mon, May 8, 2017 at 3:08 PM  
To: "Bowron, Jessica" <jessica\_bowron@nps.gov>  
Cc: Shawn Benge <shawn\_benge@nps.gov>, Teresa Austin <teresa\_austin@nps.gov>, Robert Wilbur <robert\_wilbur@nps.gov>, Brian Borda <brian\_borda@nps.gov>, "Stephens, Beverly" <grace\_stephens@nps.gov>, Sean Reilly <sean\_reilly@nps.gov>, Jennifer Werner <jennifer\_werner@nps.gov>, "Rose, Zenide" <zenide\_rose@nps.gov>, "O'Dell, Anne" <anne\_o'dell@nps.gov>, Alfred Sturniolo <fred\_sturniolo@nps.gov>, Joseph Salvatore <joseph\_salvatore@nps.gov>

Jessica -

I will do a quick check to see if any approvals are pending and get back to you asap.

We also have a draft report on the policy that will be reviewed by MGT in the near future.

Talk soon.

Sent from my iPhone

[Quoted text hidden]

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Brian\_borda@nps.gov <brian\_borda@nps.gov> Mon, May 8, 2017 at 3:51 PM  
To: Shawn Norton <shawn\_norton@nps.gov>  
Cc: "Bowron, Jessica" <jessica\_bowron@nps.gov>, Shawn Benge <shawn\_benge@nps.gov>, Teresa Austin <teresa\_austin@nps.gov>, Robert Wilbur <robert\_wilbur@nps.gov>, "Stephens, Beverly" <grace\_stephens@nps.gov>, Sean Reilly <sean\_reilly@nps.gov>, Jennifer Werner <jennifer\_werner@nps.gov>, "Rose, Zenide" <zenide\_rose@nps.gov>, "O'Dell, Anne" <anne\_o'dell@nps.gov>, Alfred Sturniolo <fred\_sturniolo@nps.gov>, Joseph Salvatore <joseph\_salvatore@nps.gov>

Hi Jessica,  
No concessions issues.  
Brian

[Quoted text hidden]

---

Benge, Shawn <shawn\_benge@nps.gov> Mon, May 15, 2017 at 3:12 PM  
To: Grace Stephens <grace\_stephens@nps.gov>  
Cc: Jessica Bowron <jessica\_bowron@nps.gov>, Robert Wilbur <robert\_wilbur@nps.gov>

Grace,

Policy Memorandum 11-03 requires RD approval for parks to elect to eliminate the sell of water bottles. Is the front office okay with PPFL issuing a memo to RDs under AD signature suspending approvals based on the language in the omnibus appropriation?

Let me know.

Shawn  
[Quoted text hidden]

--

Shawn Benge | Associate Director  
National Park Service | Park Planning, Facilities & Lands  
1849 C Street NW, Suite 3134 | Washington DC 20240 | 202 208 3264

---

Stephens, Beverly (Grace) <grace\_stephens@nps.gov> Mon, May 15, 2017 at 3:34 PM  
To: "Benge, Shawn" <shawn\_benge@nps.gov>  
Cc: Jessica Bowron <jessica\_bowron@nps.gov>, Robert Wilbur <robert\_wilbur@nps.gov>

Hi Shawn - I will check with Mike. He may want to be the one to send it, since the initial directive came from Jarvis. I assume you mean our front office, not the Department?

Thanks -  
grace

Grace Stephens  
Chief of Staff (Acting)  
National Park Service  
(202) 208-4228 (o)  
(202) 538-5597 (c)

[Quoted text hidden]

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Benge, Shawn <shawn\_benge@nps.gov> Tue, May 16, 2017 at 6:44 AM  
To: "Stephens, Beverly (Grace)" <grace\_stephens@nps.gov>

Yes, NPS front office. Let me know.  
[Quoted text hidden]

2/6/2018

DEPARTMENT OF THE INTERIOR Mail - FY17 omnibus approp - bottled water directive

Stephens, Beverly (Grace) <grace\_stephens@nps.gov>  
To: "Benge, Shawn" <shawn\_benge@nps.gov>  
Cc: Jessica Bowron <jessica\_bowron@nps.gov>, Robert Wilbur <robert\_wilbur@nps.gov>

Wed, May 17, 2017 at 2:40 PM

Hi Shawn - Please prepare a memo for ADs/RDs to come from Mike. thanks - Grace

Grace Stephens  
Chief of Staff (Acting)  
National Park Service  
(202) 208-4228 (o)  
(202) 538-5597 (c)

On Mon, May 15, 2017 at 5:12 PM, Benge, Shawn <shawn\_benge@nps.gov> wrote:

[Quoted text hidden]

---

Stephens, Beverly (Grace) <grace\_stephens@nps.gov>  
To: "Milkman, Louise" <louise.milkman@sol.doi.gov>

Wed, May 17, 2017 at 2:40 PM

Grace Stephens  
Chief of Staff (Acting)  
National Park Service  
(202) 208-4228 (o)  
(202) 538-5597 (c)

----- Forwarded message -----

From: Bowron, Jessica <jessica\_bowron@nps.gov>  
Date: Mon, May 8, 2017 at 4:58 PM  
Subject: FY17 omnibus approp - bottled water directive  
To: Shawn Benge <shawn\_benge@nps.gov>, Teresa Austin <teresa\_austin@nps.gov>, Robert Wilbur <robert\_wilbur@nps.gov>, Brian Borda <brian\_borda@nps.gov>, "Norton, Shawn" <shawn\_norton@nps.gov>  
Cc: "Stephens, Beverly" <grace\_stephens@nps.gov>, Sean Reilly <sean\_reilly@nps.gov>, Jennifer Werner <jennifer\_werner@nps.gov>, "Rose, Zenide" <zenide\_rose@nps.gov>, "O'Dell, Anne" <anne\_o'dell@nps.gov>

[Quoted text hidden]

---

Milkman, Louise <louise.milkman@sol.doi.gov>  
To: "Stephens, Beverly (Grace)" <grace\_stephens@nps.gov>  
Cc: Jason Waanders <jason.waanders@sol.doi.gov>

Thu, May 18, 2017 at 9:04 AM

Thanks. The approach you suggested yesterday is fine. I will send a longer email later today. Louise

Louise Milkman  
Assistant Solicitor for National Parks  
Department of the Interior  
1849 C Street NW, Washington, DC 20240  
Office: (202) 208-6535 | Cell: (202) 604-5489  
[louise.milkman@sol.doi.gov](mailto:louise.milkman@sol.doi.gov)

[Quoted text hidden]

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Beverly (Grace) Stephens <grace\_stephens@nps.gov>  
To: "Milkman, Louise" <louise.milkman@sol.doi.gov>  
Cc: Jason Waanders <jason.waanders@sol.doi.gov>

Thu, May 18, 2017 at 9:17 AM

Thanks!

Grace Stephens  
Chief of Staff (acting)  
(202) 208-4228 office  
(202) 538-5597 cell

[Quoted text hidden]

**Milkman, Louise** <louise.milkman@sol.doi.gov>  
To: "Stephens, Beverly (Grace)" <grace\_stephens@nps.gov>  
Cc: Jason Waanders <jason.waanders@sol.doi.gov>

Fri, May 19, 2017 at 9:19 AM

Grace, to follow up. We think (b) (5)  
[Redacted]

First, (b) (5)  
[Redacted]

Second, (b) (5)  
[Redacted]

Let us know if you want to discuss further. Thanks, Louise

**Louise Milkman**  
Assistant Solicitor for National Parks  
Department of the Interior  
1849 C Street NW, Washington, DC 20240  
Office: (202) 208-6535 | Cell: (202) 604-5489  
[louise.milkman@sol.doi.gov](mailto:louise.milkman@sol.doi.gov)

On Wed, May 17, 2017 at 4:40 PM, Stephens, Beverly (Grace) <grace\_stephens@nps.gov> wrote:  
[Quoted text hidden]

**Louise Milkman**  
Assistant Solicitor for National Parks  
Department of the Interior  
1849 C Street NW, Washington, DC 20240  
Office: (202) 208-6535 | Cell: (202) 604-5489  
[louise.milkman@sol.doi.gov](mailto:louise.milkman@sol.doi.gov)

On Wed, May 17, 2017 at 4:40 PM, Stephens, Beverly (Grace) <grace\_stephens@nps.gov> wrote:  
[Quoted text hidden]

**Beverly (Grace) Stephens** <grace\_stephens@nps.gov>  
To: "Milkman, Louise" <louise.milkman@sol.doi.gov>  
Cc: Jason Waanders <jason.waanders@sol.doi.gov>, Shawn Bengé <shawn\_benge@nps.gov>, Herbert Frost <bert\_frost@nps.gov>, Michael Reynolds <michael\_reynolds@nps.gov>

Fri, May 19, 2017 at 10:44 AM

Thanks, Louise!

Grace Stephens  
Chief of Staff (acting)  
(202) 208-4228 office  
(202) 538-5597 cell

[Quoted text hidden]

Beverly (Grace) Stephens <grace\_stephens@nps.gov> Sat, May 20, 2017 at 7:48 AM  
To: christopher\_colvin@nps.gov, Shawn Bengé <shawn\_benge@nps.gov>, jeffrey\_olson@nps.gov,  
Thomas\_Crosson@nps.gov, jessica\_bowron@nps.gov, kyle\_earnest@nps.gov, jeremy\_barnum@nps.gov

Hi all-

We asked the solicitors (b) (5) and Shawn is going to write a memo for Mike to send out next week about not allowing any new parks to ban the sale of bottled water. See below for the solicitor's recommendation that (b) (5) (b) (5) as (b) (5) Chris, I understand why you recommended the edit you did to Tom. Tom, do you think we can respond with something that general?

Re: report language not being binding, that is true, but we ignore it at our peril. Probably don't want to put it that plainly to a reporter, so I'll leave that needle to you to thread.

Thanks all - let me know if I can help further.

Grace

Grace Stephens  
Chief of Staff (acting)  
(202) 208-4228 office  
(202) 538-5597 cell

Begin forwarded message:

From: "Milkman, Louise" <louise.milkman@sol.doi.gov>  
Date: May 19, 2017 at 11:19:34 AM EDT  
To: "Stephens, Beverly (Grace)" <grace\_stephens@nps.gov>  
Cc: Jason Waanders <jason.waanders@sol.doi.gov>  
Subject: Re: FY17 omnibus approp - bottled water directive

[Quoted text hidden]

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Thomas Crosson <thomas\_crosson@nps.gov> Sat, May 20, 2017 at 3:47 PM  
To: "Beverly (Grace) Stephens" <grace\_stephens@nps.gov>  
Cc: "christopher\_colvin@nps.gov" <christopher\_colvin@nps.gov>, Shawn Bengé <shawn\_benge@nps.gov>, "jeffrey\_olson@nps.gov" <jeffrey\_olson@nps.gov>, "jessica\_bowron@nps.gov" <jessica\_bowron@nps.gov>, "kyle\_earnest@nps.gov" <kyle\_earnest@nps.gov>, "jeremy\_barnum@nps.gov" <jeremy\_barnum@nps.gov>

We are good. Spoke to Kurt last night. Just told him that once a new director is confirmed, he/she will review the PM. OLCA gave me some fodder to help set Kurt's premise straight. I didn't get in to the "binding" aspect of it.

Tom Crosson  
NPS Public Affairs

[Quoted text hidden]

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Beverly (Grace) Stephens <grace\_stephens@nps.gov> Sat, May 20, 2017 at 3:53 PM  
To: Thomas Crosson <thomas\_crosson@nps.gov>  
Cc: "christopher\_colvin@nps.gov" <christopher\_colvin@nps.gov>, Shawn Bengé <shawn\_benge@nps.gov>, "jeffrey\_olson@nps.gov" <jeffrey\_olson@nps.gov>, "jessica\_bowron@nps.gov" <jessica\_bowron@nps.gov>, "kyle\_earnest@nps.gov" <kyle\_earnest@nps.gov>, "jeremy\_barnum@nps.gov" <jeremy\_barnum@nps.gov>

Excellent - thanks!

Grace Stephens  
Chief of Staff (acting)  
(202) 208-4228 office  
(202) 538-5597 cell

[Quoted text hidden]



Stephens, Beverly (Grace) &lt;grace\_stephens@nps.gov&gt;

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**Re: Response to Media query: Water Bottles**

1 message

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Colvin, Chris <christopher\_colvin@nps.gov> Fri, May 19, 2017 at 3:10 PM  
To: Thomas Crosson <Thomas\_Crosson@nps.gov>, "Bowron, Jessica" <jessica\_bowron@nps.gov>, "Stephens, Beverly (Grace)" <grace\_stephens@nps.gov>  
Cc: Gifford Earnest <kyle\_earnest@nps.gov>, Jeffrey Olson <jeffrey\_olson@nps.gov>, Shawn Bengel <shawn\_benge@nps.gov>

Tom et al.,

Thanks for checking in on this.

If you need to get back to Kurt right away I'd recommend modifying the response to say, "In response to the explanatory statement accompanying the Consolidated Appropriations Act, 2017 that addresses the National Park Service's bottled water ban, once a new NPS director has been confirmed, the incoming director will review Policy Memorandum 11-03."

Perhaps you've already confirmed with Shawn, Jessica, and Grace about the interpretation of the last sentence of the quoted section say, "suspend further implementation of PM 11-03...." ?

What you wrote seems like a reasonable, moderate interpretation to me, I'm just not sure if that's exactly what the committee intended--another potential interpretation could be, "the ban is lifted at the 23 parks."

i.e., further may refer to the geographic extent of the implementation or further could refer to the temporal extent of implementation beyond the date of enactment.

Shawn, Jessica, and/or Grace -- Can you share your understanding of the committees intention?

In case you're interested, two other small notes/hair-splitting:

- a. It's not accurate to call it a "CR." It was an final, full-year FY17 funding legislation, or "Omnibus Appropriations."
- b. The quoted text that Kurt provided was not in the bill--it was in the "explanatory statement accompanying Division G of the Consolidated Appropriations Act, 2017," (<https://rules.house.gov/sites/republicans.rules.house.gov/files/115/OMNI/DIVISION%20G%20-%20INT%20SOM%20FY17%20OCR.pdf>).

Chris

On Fri, May 19, 2017 at 4:07 PM, Thomas Crosson <Thomas\_Crosson@nps.gov> wrote:

Gents, how does this response sound (see Kurt's ques on below).?

"In response to the text of the CR that addresses the National Park Service's bottled water ban, we have no plans to implement a bottled water ban beyond the 23 parks that are currently enforcing a bottle water ban. Once a new NPS director has been confirmed, the incoming director will review Policy Memorandum 11-03. "

Tom

From: Kurt Repanshek [mailto:kurt@nationalparkstraveler.com]  
Sent: Friday, May 19, 2017 2:37 PM  
To: Tom Crosson  
Subject: Water Bottles



Tom,

This is the section in the CR that I'm curious about. Is the NPS doing anything? I've been told it's not legally binding.

Bottled Water.-The Committees note continued expressions of concern relating to a bottled water ban implemented under Policy Memorandum 11-03. The report provided to the Committees in April 2016, in response to a directive in the explanatory statement accompanying Division G of the Consolidated Appropriations Act, 2016, did not provide sufficient data to justify the Service's actions. The Committees understand that the Service plans to reconsider this policy and therefore directs the incoming National Park Service Director to review Policy Memorandum 11-03 and to report to the Committees on the results of this evaluation. Accordingly, the Committees direct the Service to suspend further implementation of Policy Memorandum 11-03 and urge the Service to examine opportunities to partner with non-governmental entities in developing a comprehensive program that uniformly addresses plastic waste recycling system-wide.

Kurt

Kurt Repanshek

Founder, Editor-in-Chief

Office: 435-645-8680

Cell: 435-640-0829

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Twitter: @parkstraveler

Instagram: National\_Parks\_Traveler

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Chris Colvin  
Legislative Affairs Specialist  
National Park Service  
Office of Legislative & Congressional Affairs  
1849 C Street, NW - Room 3321  
Washington, DC 20240  
\*\*\*NEW\*\*\* Office (202) 513-7257  
Mobile (202) 263-9012  
[christopher\\_colvin@nps.gov](mailto:christopher_colvin@nps.gov)



## 2017 Briefing Statement

**Bureau:** National Park Service  
**Issue:** Recycling and Reduction of Disposable Plastic Bottles in Parks  
**Park/Program:** Park Facility Management Division  
**Date:** July 11, 2017

### Key Points

- In December 2011 NPS issued [Policy Memo \(PM\) 11-03, “Recycling and Reduction of Disposable Plastic Bottles in Parks.”](#) It is a bureau-level policy that allows individual parks to *voluntarily* establish disposable plastic water bottle sales elimination programs (DPWB - SEPs) that reduce the volume of DPWB waste.
- The 2017 omnibus appropriations bill language specifically requires NPS to “*suspend further implementation of the Policy Memorandum 11-03*” And directs the incoming National Park Service Director to review Policy Memorandum 11-03 and to report to the Committees on the results of this evaluation.
- In September 2016, NPS issued a data call to the 23 parks that have approved DPWB - SEPs and requested data related to water bottle filling stations (e.g., usage data). This unpublished data shows that on an annual basis, DPWB -SEPs at the 23 parks:
  - Prevent the disposal of up to 2M disposable plastic water bottles per year.
  - Prevent the use of up to 112,000 pounds of polyethylene terephthalate (PET) per year.
  - Prevent the emission of up to 141 metric tons of carbon dioxide equivalents (MTCO<sub>2e</sub>/year) per year.
  - Saves up to 3,350 million British thermal units (MBTUs/year) of energy per year.
  - Saves up to 420 cubic yards of landfill space per year.

### Background

- As a condition of the DPWB policy, parks are required to complete a program self-assessment and ensure visitors are provided with free, alternative water sources. Regional Directors must approve all SEPs, and have the authority to deny requests if the park self-assessment fails to address the required items enumerated in PM 11-03.
- In accordance with PM 11-03 Section E., NPS is required to monitor and continuously improve the program to address both park and visitor needs.
- Preliminary public engagement data contained in a letter to former director Jarvis, and conducted by Corporate Accountability International show that since 2011, more than 500,000 actions have been taken by the public in support of NPS’ efforts to reduce DPWBs.

### Current Status

- A Directors memo has been developed to inform parks that we will not approve any new park for PM 11-03 implementation until a new Director is confirmed and has reviewed the policy.
- At this time only two parks are known to be assessing and/or preparing a DPWB SEP analysis: Golden Gate National Recreation Area, and Great Smoky Mountains National Park.
- Research has been conducted into other entities (e.g., cities, towns, zoos, aquariums) that have implemented similar programs. Key lessons learned for NPS to consider while implementing the program have been identified.

### Contact

Robert Wilbur – robert\_wilbur@nps.gov – Chief, Park Facility Management Division  
Shawn Norton – shawn\_norton@nps.gov – Branch Chief, Sustainable Operations and Climate Change



## 2017 Briefing Statement

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**Issue:** Recycling and Reduction of Disposable Plastic Bottles in Parks  
**Park/Program:** Park Facility Management Division  
**Date:** July 1~~2~~, 2017

### Key Points

- In December 2011 NPS issued [Policy Memo \(PM\) 11-03, “Recycling and Reduction of Disposable Plastic Bottles in Parks.”](#) It is a bureau-level policy that allows individual parks to *voluntarily* establish disposable plastic water bottle sales elimination programs (DPWB - SEPs) that reduce the volume of DPWB waste.
- ~~On May 4, 2017, Congress passed the Consolidated Appropriations Act, H.R.244 which included an explanatory statement requiring the NPS to “The 2017 omnibus appropriations bill language specifically requires NPS to~~ “suspend further implementation of the Policy Memorandum 11-03” ~~and directs the incoming National Park Service~~ NPS Director to review Policy Memorandum 11-03 and to report to the Committees on the results of the ~~is~~ evaluation.
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- Research has been conducted into other entities (e.g., cities, towns, zoos, aquariums) that have implemented similar programs. Key lessons learned for NPS to consider while implementing the program have been identified.

### Contact

Robert Wilbur – robert\_wilbur@nps.gov – Chief, Park Facility Management Division

Shawn Norton – shawn\_norton@nps.gov – Branch Chief, Sustainable Operations and Climate Change

## Jeffrey Olson Responsives

## Conversation Contents

Fwd: FY17 omnibus approp - bottled water directive

**"Beverly (Grace) Stephens" <grace\_stephens@nps.gov>**

---

**From:** "Beverly (Grace) Stephens" <grace\_stephens@nps.gov>  
**Sent:** Sat May 20 2017 07:48:43 GMT-0600 (MDT)  
**To:** christopher\_colvin@nps.gov, Shawn Bengel <shawn\_benge@nps.gov>, jeffrey\_olson@nps.gov, Thomas\_Crosson@nps.gov, jessica\_bowron@nps.gov, kyle\_earnest@nps.gov, jeremy\_barnum@nps.gov  
**Subject:** Fwd: FY17 omnibus approp - bottled water directive

Hi all-

We asked the solicitors (b) (5) and Shawn is going to write a memo for Mike to send out next week about not allowing any new parks to ban the sale of bottled water. See below for the solicitor's recommendation that (b) (5) as (b) (5) Chris, I understand why you recommended the edit you did to Tom. Tom, do you think we can respond with something that general?

Re: report language not being binding, that is true, but we ignore it at our peril. Probably don't want to put it that plainly to a reporter, so I'll leave that needle to you to thread.

Thanks all - let me know if I can help further.

Grace

Grace Stephens  
Chief of Staff (acting)  
(202) 208-4228 office  
(202) 538-5597 cell

Begin forwarded message:

**From:** "Milkman, Louise" <louise.milkman@sol.doi.gov>  
**Date:** May 19, 2017 at 11:19:34 AM EDT  
**To:** "Stephens, Beverly (Grace)" <grace\_stephens@nps.gov>  
**Cc:** Jason Waanders <jason.waanders@sol.doi.gov>  
**Subject:** Re: FY17 omnibus approp - bottled water directive

Grace, to follow up. We think (b) (5)

First, (b) (5)

Second, (b) (5)

Let us know if you want to discuss further. Thanks, Louise

**Louise Milkman**  
Assistant Solicitor for National Parks  
Department of the Interior  
1849 C Street NW, Washington, DC 20240  
Office: (202) 208-6535 | Cell: (202) 604-5489  
[louise.milkman@sol.doi.gov](mailto:louise.milkman@sol.doi.gov)

On Wed, May 17, 2017 at 4:40 PM, Stephens, Beverly (Grace) <grace\_stephens@nps.gov> wrote:

Grace Stephens  
Chief of Staff (Acting)  
National Park Service  
(202) 208-4228 (o)  
(202) 538-5597 (c)

----- Forwarded message -----

**From:** Bowron, Jessica <jessica\_bowron@nps.gov>  
**Date:** Mon, May 8, 2017 at 4:58 PM

Subject: FY17 omnibus approp - bottled water directive

To: Shawn Benge <[shawn\\_benge@nps.gov](mailto:shawn_benge@nps.gov)>, Teresa Austin <[teresa\\_austin@nps.gov](mailto:teresa_austin@nps.gov)>, Robert Wilbur <[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)>, Brian Borda <[brian\\_borda@nps.gov](mailto:brian_borda@nps.gov)>, "Norton, Shawn" <[shawn\\_norton@nps.gov](mailto:shawn_norton@nps.gov)>  
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Department of the Interior

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Office: (202) 208-6535 | Cell: (202) 604-5489

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(202) 208-4228 (o)  
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From: **Bowron, Jessica** <[jessica\\_bowron@nps.gov](mailto:jessica_bowron@nps.gov)>

Date: Mon, May 8, 2017 at 4:58 PM

Subject: FY17 omnibus approp - bottled water directive

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**Thomas Crosson <thomas\_crosson@nps.gov>**

**From:** Thomas Crosson <thomas\_crosson@nps.gov>  
**Sent:** Sat May 20 2017 15:47:33 GMT-0600 (MDT)  
**To:** "Beverly (Grace) Stephens" <grace\_stephens@nps.gov>  
"christopher\_colvin@nps.gov" <christopher\_colvin@nps.gov>, Shawn Bengel <shawn\_benge@nps.gov>, "jeffrey\_olson@nps.gov" <jeffrey\_olson@nps.gov>,  
**CC:** "jessica\_bowron@nps.gov" <jessica\_bowron@nps.gov>, "kyle\_earnest@nps.gov" <kyle\_earnest@nps.gov>, "jeremy\_barnum@nps.gov" <jeremy\_barnum@nps.gov>  
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Grace Stephens  
Chief of Staff (acting)  
(202) 208-4228 office  
(202) 538-5597 cell

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**From:** "Milkman, Louise" <[louise.milkman@sol.doi.gov](mailto:louise.milkman@sol.doi.gov)>  
**Date:** May 19, 2017 at 11:19:34 AM EDT  
**To:** "Stephens, Beverly (Grace)" <[grace\\_stephens@nps.gov](mailto:grace_stephens@nps.gov)>  
**Cc:** Jason Waanders <[jason.waanders@sol.doi.gov](mailto:jason.waanders@sol.doi.gov)>  
**Subject:** Re: FY17 omnibus approp - bottled water directive

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**"Bowron, Jessica" <jessica\_bowron@nps.gov>**

**From:** "Bowron, Jessica" <jessica\_bowron@nps.gov>  
**Sent:** Tue Sep 26 2017 15:02:45 GMT-0600 (MDT)  
**To:** "Olson, Jeffrey" <jeffrey\_olson@nps.gov>, April Slayton <april\_slayton@nps.gov>, Amber Smigiel <amber\_smigiel@nps.gov>, "Kupper, Kathy" <kathy\_kupper@nps.gov>  
**Subject:** Fwd: FY17 omnibus approp - bottled water directive

This is the exchange from early May with pfmd folks, Shawn references what I assume is the now-FOIA'd report early on.

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**Subject:** Re: FY17 omnibus approp - bottled water directive  
**To:** "Beverly (Grace) Stephens" <grace\_stephens@nps.gov>  
**Cc:** "christopher\_colvin@nps.gov" <christopher\_colvin@nps.gov>, Shawn Benge <shawn\_benge@nps.gov>, "jeffrey\_olson@nps.gov" <jeffrey\_olson@nps.gov>, "jessica\_bowron@nps.gov" <jessica\_bowron@nps.gov>, "kyle\_earnest@nps.gov" <kyle\_earnest@nps.gov>, "jeremy\_barnum@nps.gov" <jeremy\_barnum@nps.gov>

We are good. Spoke to Kurt last night. Just told him that once a new director is confirmed, he/she will review the PM. OLCA gave me some fodder to help set Kurt's premise straight. I didn't get in to the "binding" aspect of it.

Tom Crosson  
NPS Public Affairs

On May 20, 2017, at 9:48 AM, Beverly (Grace) Stephens <grace\_stephens@nps.gov> wrote:

Hi all-

We asked the solicitors (b) (5) and Shawn is going to write a memo for Mike to send out next week about not allowing any new parks to ban the sale of bottled water. See below for the solicitor's recommendation

that (b) (5) (b) (5) as (b) (5) Chris, I understand why you recommended the edit you did to Tom. Tom, do you think we can respond with something that general?  
Re: report language not being binding, that is true, but we ignore it at our peril. Probably don't want to put it that plainly to a reporter, so I'll leave that needle to you to thread.  
Thanks all - let me know if I can help further.  
Grace

Grace Stephens  
Chief of Staff (acting)  
(202) 208-4228 office  
(202) 538-5597 cell

Begin forwarded message:

**From:** "Milkman, Louise" <[louise.milkman@sol.doi.gov](mailto:louise.milkman@sol.doi.gov)>  
**Date:** May 19, 2017 at 11:19:34 AM EDT  
**To:** "Stephens, Beverly (Grace)" <[grace\\_stephens@nps.gov](mailto:grace_stephens@nps.gov)>  
**Cc:** Jason Waanders <[jason.waanders@sol.doi.gov](mailto:jason.waanders@sol.doi.gov)>  
**Subject:** Re: FY17 omnibus approp - bottled water directive

Grace, to follow up. We think (b) (5)

First, (b) (5)

Second, (b) (5)

Let us know if you want to discuss further. Thanks, Louise

**Louise Milkman**  
Assistant Solicitor for National Parks  
Department of the Interior  
1849 C Street NW, Washington, DC 20240  
Office: (202) 208-6535 | Cell: (202) 604-5489  
[louise.milkman@sol.doi.gov](mailto:louise.milkman@sol.doi.gov)

On Wed, May 17, 2017 at 4:40 PM, Stephens, Beverly (Grace) <[grace\\_stephens@nps.gov](mailto:grace_stephens@nps.gov)> wrote:

Grace Stephens  
Chief of Staff (Acting)  
National Park Service  
(202) 208-4228 (o)  
(202) 538-5597 (c)

----- Forwarded message -----

**From:** **Bowron, Jessica** <[jessica\\_bowron@nps.gov](mailto:jessica_bowron@nps.gov)>  
**Date:** Mon, May 8, 2017 at 4:58 PM  
**Subject:** FY17 omnibus approp - bottled water directive  
**To:** Shawn Benge <[shawn\\_benge@nps.gov](mailto:shawn_benge@nps.gov)>, Teresa Austin <[teresa\\_austin@nps.gov](mailto:teresa_austin@nps.gov)>, Robert Wilbur <[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)>, Brian Borda <[brian\\_borda@nps.gov](mailto:brian_borda@nps.gov)>, "Norton, Shawn" <[shawn\\_norton@nps.gov](mailto:shawn_norton@nps.gov)>  
**Cc:** "Stephens, Beverly" <[grace\\_stephens@nps.gov](mailto:grace_stephens@nps.gov)>, Sean Reilly <[sean\\_reilly@nps.gov](mailto:sean_reilly@nps.gov)>, Jennifer Werner <[jennifer\\_werner@nps.gov](mailto:jennifer_werner@nps.gov)>, "Rose, Zenide" <[zenide\\_rose@nps.gov](mailto:zenide_rose@nps.gov)>, "O'Dell, Anne" <[anne\\_o'dell@nps.gov](mailto:anne_o'dell@nps.gov)>

Folks,

Below is the language from the FY17 omnibus appropriations report regarding bottled water. We saw versions of this a year ago in both the House and Senate bills and reports, but this is where they ended up.

There are three components of this directive - 1, we owe them another report after the new Director is confirmed and completes an evaluation of the original policy memo. And 2, further implementation is suspended, pending the new Director's review. Lastly, we are urged to partner with the private/non-profit sector on plastic waste recycling.

Shawn N, do we we have any requests pending that are impacted by this language? Brian, based on our

back and forth RE concessions contracts last year, I don't think there are any associated concessions issues, but please confirm.

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Not sure when we'll get a Director, but we'll eventually need to tee this up for them.

Jessica Bowron  
Comptroller  
National Park Service  
(o) 202-513-7138  
(c) 202-280-8329

**Louise Milkman**

**Assistant Solicitor for National Parks**  
Department of the Interior  
1849 C Street NW, Washington, DC 20240  
Office: (202) 208-6535 | Cell: (202) 604-5489  
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Subject: FY17 omnibus approp - bottled water directive  
To: Shawn Bengé <[shawn\\_benge@nps.gov](mailto:shawn_benge@nps.gov)>, Teresa Austin <[teresa\\_austin@nps.gov](mailto:teresa_austin@nps.gov)>, Robert Wilbur <[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)>, Brian Borda <[brian\\_borda@nps.gov](mailto:brian_borda@nps.gov)>, "Norton, Shawn" <[shawn\\_norton@nps.gov](mailto:shawn_norton@nps.gov)>  
Cc: "Stephens, Beverly" <[grace\\_stephens@nps.gov](mailto:grace_stephens@nps.gov)>, Sean Reilly <[sean\\_reilly@nps.gov](mailto:sean_reilly@nps.gov)>, Jennifer Werner <[jennifer\\_werner@nps.gov](mailto:jennifer_werner@nps.gov)>, "Rose, Zenide" <[zenide\\_rose@nps.gov](mailto:zenide_rose@nps.gov)>, "O'Dell, Anne" <[anne\\_o'dell@nps.gov](mailto:anne_o'dell@nps.gov)>

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*Accordingly, the Committees direct the Service to suspend further implementation of Policy Memorandum 11-03 and urge the Service to examine opportunities to partner with non-governmental entities in developing a*

*comprehensive program that uniformly addresses plastic waste recycling system-wide.*

Not sure when we'll get a Director, but we'll eventually need to tee this up for them.

Jessica Bowron  
Comptroller  
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(o) 202-513-7138  
(c) 202-280-8329

## Conversation Contents

### Response to Media query: Water Bottles

#### Attachments:

- /2. Response to Media query: Water Bottles/1.1 NPT color logo\_TM 2 300.png
- /2. Response to Media query: Water Bottles/2.1 NPT color logo\_TM 2 300.png
- /2. Response to Media query: Water Bottles/3.1 NPT color logo\_TM 2 300.png
- /2. Response to Media query: Water Bottles/4.1 image001.png
- /2. Response to Media query: Water Bottles/6.1 image001.png

---

### Thomas Crosson <Thomas\_Crosson@nps.gov>

**From:** Thomas Crosson <Thomas\_Crosson@nps.gov>  
**Sent:** Fri May 19 2017 14:07:19 GMT-0600 (MDT)  
**To:** Gifford Earnest <kyle\_earnest@nps.gov>, Chris Colvin <christopher\_colvin@nps.gov>, Jeffrey Olson <jeffrey\_olson@nps.gov>, Shawn Bengel <shawn\_benge@nps.gov>  
**Subject:** Response to Media query: Water Bottles  
**Attachments:** NPT color logo\_TM 2 300.png

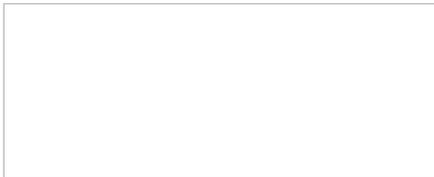
Gents, how does this response sound (see Kurt's question below).?

"In response to the text of the CR that addresses the National Park Service's bottled water ban, we have no plans to implement a bottled water ban beyond the 23 parks that are currently enforcing a bottle water ban. Once a new NPS director has been confirmed, the incoming director will review Policy Memorandum 11-03. "

Tom

---

**From:** Kurt Repanshek [mailto:[kurt@nationalparkstraveler.com](mailto:kurt@nationalparkstraveler.com)]  
**Sent:** Friday, May 19, 2017 2:37 PM  
**To:** Tom Crosson  
**Subject:** Water Bottles



Tom,

This is the section in the CR that I'm curious about. Is the NPS doing anything? I've been told it's not legally binding.

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Kurt

Kurt Repanshek  
Founder, Editor-in-Chief  
Office: 435-645-8680  
Cell: 435-640-0829

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**"Colvin, Chris" <christopher\_colvin@nps.gov>**

---

**From:** "Colvin, Chris" <christopher\_colvin@nps.gov>  
**Sent:** Fri May 19 2017 15:10:36 GMT-0600 (MDT)  
**To:** Thomas Crosson <Thomas\_Crosson@nps.gov>, "Bowron, Jessica" <jessica\_bowron@nps.gov>, "Stephens, Beverly (Grace)" <grace\_stephens@nps.gov>  
**CC:** Gifford Earnest <kyle\_earnest@nps.gov>, Jeffrey Olson <jeffrey\_olson@nps.gov>, Shawn Bengel <shawn\_benge@nps.gov>  
**Subject:** Re: Response to Media query: Water Bottles  
**Attachments:** NPT color logo\_TM 2 300.png

Tom et al.,

Thanks for checking in on this.

If you need to get back to Kurt right away I'd recommend modifying the response to say, "In response to the explanatory statement accompanying the Consolidated Appropriations Act, 2017 that addresses the National Park Service's bottled water ban, once a new NPS director has been confirmed, the incoming director will review Policy Memorandum 11-03."

Perhaps you've already confirmed with Shawn, Jessica, and Grace about the interpretation of the last sentence of the quoted section say, "suspend further implementation of PM 11-03..." ?

What you wrote seems like a reasonable, moderate interpretation to me, I'm just not sure if that's exactly what the committee intended--another potential interpretation could be, "the ban is lifted at the 23 parks."

i.e., further may refer to the geographic extent of the implementation or further could refer to the temporal extent of implementation beyond the date of enactment.

Shawn, Jessica, and/or Grace -- Can you share your understanding of the committees intention?

In case you're interested, two other small notes/hair-splitting:

- a. It's not accurate to call it a "CR." It was an final, full-year FY17 funding legislation, or "Omnibus Appropriations."
- b. The quoted text that Kurt provided was not in the bill--it was in the "explanatory statement accompanying Division G of the Consolidated Appropriations Act, 2017," (<https://rules.house.gov/sites/republicans.rules.house.gov/files/115/OMNI/DIVISION%20G%20-%20INT%20SOM%20FY17%20OCR.pdf>).

Chris

On Fri, May 19, 2017 at 4:07 PM, Thomas Crosson <[Thomas\\_Crosson@nps.gov](mailto:Thomas_Crosson@nps.gov)> wrote:

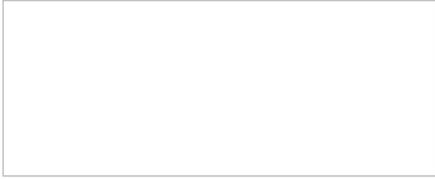
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Tom

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--  
Chris Colvin  
Legislative Affairs Specialist  
National Park Service  
Office of Legislative & Congressional Affairs  
1849 C Street, NW - Room 3321  
Washington, DC 20240  
\*\*\*NEW\*\*\* Office (202) 513-7257  
Mobile (202) 263-9012  
[christopher\\_colvin@nps.gov](mailto:christopher_colvin@nps.gov)

**Jeffrey Olson <[jeffrey\\_olson@nps.gov](mailto:jeffrey_olson@nps.gov)>**

---

**From:** Jeffrey Olson <[jeffrey\\_olson@nps.gov](mailto:jeffrey_olson@nps.gov)>  
**Sent:** Fri May 19 2017 15:18:47 GMT-0600 (MDT)  
**To:** Thomas Crosson <[Thomas\\_Crosson@nps.gov](mailto:Thomas_Crosson@nps.gov)>, Gifford Earnest <[kyle\\_earnest@nps.gov](mailto:kyle_earnest@nps.gov)>, Chris Colvin <[christopher\\_colvin@nps.gov](mailto:christopher_colvin@nps.gov)>, Shawn Bengé <[shawn\\_benge@nps.gov](mailto:shawn_benge@nps.gov)>  
**Subject:** Re: Response to Media query: Water Bottles  
**Attachments:** NPT color logo\_TM 2 300.png

We avoid using the word ban. We say discontinue sales of water in disposable bottles. I had a sentence or two in the doc I shared this a.m. and some potential language from Shawn Bengel, too. Others to keep looped in are Fred Sturniolo, Kurt Rausch, Shawn of Green Parks Plan, too.

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: Thomas Crosson <[Thomas\\_Crosson@nps.gov](mailto:Thomas_Crosson@nps.gov)>

Date: 5/19/17 4:07 PM (GMT-05:00)

To: Gifford Earnest <[kyle\\_earnest@nps.gov](mailto:kyle_earnest@nps.gov)>, Chris Colvin <[christopher\\_colvin@nps.gov](mailto:christopher_colvin@nps.gov)>, Jeffrey Olson <[jeffrey\\_olson@nps.gov](mailto:jeffrey_olson@nps.gov)>, Shawn Bengel <[shawn\\_bengel@nps.gov](mailto:shawn_bengel@nps.gov)>

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Tom

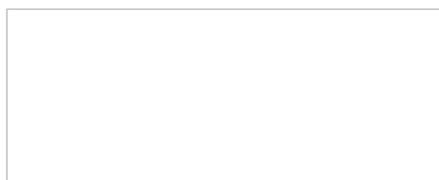
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**Sent:** Friday, May 19, 2017 2:37 PM

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**Thomas Crosson <Thomas\_Crosson@nps.gov>**

---

**From:** Thomas Crosson <Thomas\_Crosson@nps.gov>  
**Sent:** Fri May 19 2017 16:27:18 GMT-0600 (MDT)  
**To:** Jeffrey Olson <jeffrey\_olson@nps.gov>, Gifford Earnest <kyle\_earnest@nps.gov>, Chris Colvin <christopher\_colvin@nps.gov>, Shawn Benge <shawn\_benge@nps.gov>, Kurt Rausch <kurt\_rausch@nps.gov>  
**CC:** April Slayton <april\_slayton@nps.gov>  
**Subject:** RE: Response to Media query: Water Bottles  
**Attachments:** image001.png

Adding Kurt Rausch. I can't find Fred in the global. This is a summary of the info in the document Jeff references below. Also adding April for awareness.

I owe Kurt Repanshek a response by tonight...Saturday at the latest.

How is this in response to Repanshek?:

"In response to the text of the CR that addresses the bottled water sales in national parks, we have no plans to discontinue sales of bottled water ban beyond the 23 parks that are already doing so. Once a new NPS director is confirmed, the incoming director will review Policy Memorandum 11-03."

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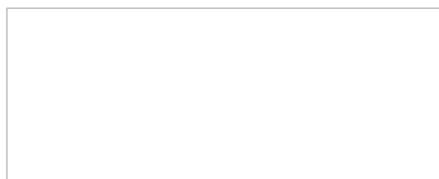
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**Kurt Rausch <kurt\_rausch@nps.gov>**

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**From:** Kurt Rausch <kurt\_rausch@nps.gov>  
**Sent:** Mon May 22 2017 12:28:13 GMT-0600 (MDT)  
**To:** Thomas Crosson <Thomas\_Crosson@nps.gov>  
**CC:** Jeffrey Olson <jeffrey\_olson@nps.gov>, Gifford Earnest <kyle\_earnest@nps.gov>, Chris Colvin <christopher\_colvin@nps.gov>, Shawn Benge <shawn\_benge@nps.gov>, April Slayton <april\_slayton@nps.gov>, brian\_borda@nps.gov  
**Subject:** Re: Response to Media query: Water Bottles

Sorry. I was in the mountains with no connectivity. Let me know if there is anything you need from me but looks like this is probably already taken care of.

I did mention in an earlier message that it is possible for concessioners to voluntarily discontinue selling as an environmental practice or to offer this up as an "element of a better offer" which could be accepted by a park and added as a new contract requirement as a result. (In fact The concessioner at ZION was the first to do this and that was what spurred the entire effort) We will probably need to decide whether the Congressional language and our position will also mean we would not entertain these two circumstances which are beyond the NPS unilaterally requiring discontinuation.

Kurt

Kurt M. Rausch  
Branch Chief, Contract Management  
Commercial Services Program  
National Park Service

202-513-7202 (Office)  
202-604-5558 (Cell)

Sent from my iPad

On May 19, 2017, at 3:27 PM, Thomas Crosson <[Thomas\\_Crosson@nps.gov](mailto:Thomas_Crosson@nps.gov)> wrote:

Adding Kurt Raush. I can't find Fred in the global. This is a summary of the info in the document Jeff references below. Also adding April for awareness.

I owe Kurt Repanshek a response by tonight...Saturday at the latest.

How is this in response to Repanshek?:

"In response to the text of the CR that addresses the bottled water sales in national parks, we have no plans to discontinue sales of bottled water ban beyond the 23 parks that are already doing so. Once a new NPS director is confirmed, the incoming director will review Policy Memorandum 11-03."

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**Sent:** Friday, May 19, 2017 5:19 PM  
**To:** Thomas Crosson; Gifford Earnest; Chris Colvin; Shawn Benge  
**Subject:** Re: Response to Media query: Water Bottles

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a m. and some potential language from Shawn Bengé, too. Others to keep looped in are Fred Sturniolo, Kurt Rausch, Shawn of Green Parks Plan, too.

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: Thomas Crosson <[Thomas\\_Crosson@nps.gov](mailto:Thomas_Crosson@nps.gov)>

Date: 5/19/17 4:07 PM (GMT-05:00)

To: Gifford Earnest <[kyle\\_earnest@nps.gov](mailto:kyle_earnest@nps.gov)>, Chris Colvin <[christopher\\_colvin@nps.gov](mailto:christopher_colvin@nps.gov)>, Jeffrey Olson <[jeffrey\\_olson@nps.gov](mailto:jeffrey_olson@nps.gov)>, Shawn Bengé <[shawn\\_benge@nps.gov](mailto:shawn_benge@nps.gov)>

Subject: Response to Media query: Water Bottles

Gents, how does this response sound (see Kurt's question below).?

"In response to the text of the CR that addresses the National Park Service's bottled water ban, we have no plans to implement a bottled water ban beyond the 23 parks that are currently enforcing a bottle water ban. Once a new NPS director has been confirmed, the incoming director will review Policy Memorandum 11-03. "

Tom

---

**From:** Kurt Repanshek [mailto:[kurt@nationalparkstraveler.com](mailto:kurt@nationalparkstraveler.com)]

**Sent:** Friday, May 19, 2017 2:37 PM

**To:** Tom Crosson

**Subject:** Water Bottles

<image001.png>

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Kurt

Kurt Repanshek  
Founder, Editor-in-Chief  
Office: 435-645-8680  
Cell: 435-640-0829

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---

**Jeffrey Olson** <[jeffrey\\_olson@nps.gov](mailto:jeffrey_olson@nps.gov)>

**From:** Jeffrey Olson <[jeffrey\\_olson@nps.gov](mailto:jeffrey_olson@nps.gov)>

**Sent:** Tue May 23 2017 16:40:09 GMT-0600 (MDT)  
**To:** Thomas Crosson <Thomas\_Crosson@nps.gov>  
**Subject:** Re: Response to Media query: Water Bottles  
**Attachments:** image001.png

Fred is Alfred Sturnilio in the directory.

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

**From:** Thomas Crosson <[Thomas\\_Crosson@nps.gov](mailto:Thomas_Crosson@nps.gov)>  
**Date:** 5/19/17 4:27 PM (GMT-07:00)  
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**Cc:** April Slayton <[april\\_slayton@nps.gov](mailto:april_slayton@nps.gov)>  
**Subject:** RE: Response to Media query: Water Bottles

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**Subject:** Response to Media query: Water Bottles

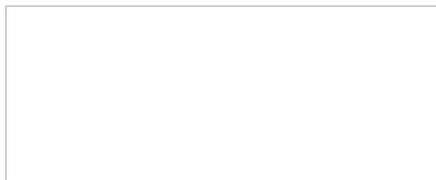
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**Thomas Crosson <thomas\_crosson@nps.gov>**

---

**From:** Thomas Crosson <thomas\_crosson@nps.gov>  
**Sent:** Tue May 23 2017 16:52:34 GMT-0600 (MDT)  
**To:** Jeffrey Olson <jeffrey\_olson@nps.gov>  
**Subject:** Re: Response to Media query: Water Bottles

Jeff, no worries. We are good with this. How are you doing?

Tom Crosson  
NPS Public Affairs

On May 23, 2017, at 6:40 PM, Jeffrey Olson <[jeffrey\\_olson@nps.gov](mailto:jeffrey_olson@nps.gov)> wrote:

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**To:** Tom Crosson

**Subject:** Water Bottles

<image001.png>

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**Jeffrey Olson <[jeffrey\\_olson@nps.gov](mailto:jeffrey_olson@nps.gov)>**

**From:** Jeffrey Olson <[jeffrey\\_olson@nps.gov](mailto:jeffrey_olson@nps.gov)>

**Sent:** Wed May 24 2017 14:43:14 GMT-0600 (MDT)

**To:** Thomas Crosson <thomas\_crosson@nps.gov>  
**Subject:** Re: Response to Media query: Water Bottles

Doctor cleared me to travel in the a.m. so I will still make it to the park Friday. I had forgotten how far everything is out here and the superintendent sent a reminder email about 10 hour driving limit per day so the park is 2 days driving from Denver. You forget all that when you just get on a plane.

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----  
**From:** Thomas Crosson <[thomas\\_crosson@nps.gov](mailto:thomas_crosson@nps.gov)>  
**Date:** 5/23/17 4:52 PM (GMT-07:00)  
**To:** Jeffrey Olson <[jeffrey\\_olson@nps.gov](mailto:jeffrey_olson@nps.gov)>  
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## Conversation Contents

**Water bottles**

**Attachments:**

/3. Water bottles/2.1 About legis language bottled water 5.19.17.docx

---

**Thomas Crosson <[thomas\\_crosson@nps.gov](mailto:thomas_crosson@nps.gov)>**

**From:** Thomas Crosson <[thomas\\_crosson@nps.gov](mailto:thomas_crosson@nps.gov)>  
**Sent:** Fri May 19 2017 05:49:59 GMT-0600 (MDT)  
**To:** Jeffrey Olson <[jeffrey\\_olson@nps.gov](mailto:jeffrey_olson@nps.gov)>  
**Subject:** Water bottles

Were you able to get ground truth on the water bottle question. Was there direction in the CR? Tom Crosson Chief of Public Affairs & Chief Spokesperson National Park Service

---

**"Olson, Jeffrey" <[jeffrey\\_olson@nps.gov](mailto:jeffrey_olson@nps.gov)>**

**From:** "Olson, Jeffrey" <[jeffrey\\_olson@nps.gov](mailto:jeffrey_olson@nps.gov)>  
**Sent:** Fri May 19 2017 06:22:29 GMT-0600 (MDT)  
**To:** Thomas Crosson <[thomas\\_crosson@nps.gov](mailto:thomas_crosson@nps.gov)>  
**Subject:** Re: Water bottles  
**Attachments:** About legis language bottled water 5.19.17.docx

Yes there is direction in the CR. Here is a document with the media query from Patrick Terpstra of Cox television, a comment from me and a comment from Shawn Bengel.

On Fri, May 19, 2017 at 7:49 AM, Thomas Crosson <[thomas\\_crosson@nps.gov](mailto:thomas_crosson@nps.gov)> wrote:

Were you able to get ground truth on the water bottle question. Was there direction in the CR?

Tom Crosson  
Chief of Public Affairs & Chief Spokesperson  
National Park Service

--  
Jeffrey G. Olson  
Public Affairs Officer  
National Park Service  
1849 C Street NW  
Washington, DC 20240  
Office direct: 202-208-4988  
Mobile: 202-230-2088  
Fax: 202-219-0910  
[www.nps.gov](http://www.nps.gov)

About legislative language pertaining to disposable bottled water

Media query on May 15, 2017

1) Per page 17 of [this document](#) from the FY17 spending plan signed into law this month, the park service has been directed to “suspend further implementation of Policy Memorandum 11-03.” How is the Park Service moving forward with that order?

2) What is the impact of this on the 23 parks that have stopped selling bottled water or plan to stop selling bottled water?

Bottled Water.-The Committees note continued expressions of concern relating to a bottled water ban implemented under Policy Memorandum 11-03. The report provided to the Committees in April 2016, in response to a directive in the explanatory statement accompanying Division G of the Consolidated Appropriations Act, 2016, did not provide sufficient data to justify the Service's actions. The Committees understand that the Service plans to reconsider this policy and therefore directs the incoming National Park Service Director to review Policy Memorandum 11-03 and to report to the Committees on the results of this evaluation. Accordingly, the Committees direct the Service to suspend further implementation of Policy Memorandum 11-03 and urge the Service to examine opportunities to partner with non-governmental entities in developing a comprehensive program that uniformly addresses plastic waste recycling system-wide.

Jeffrey Olson Comment on 5.15.17: It seems to me the answer to the media query is that as soon as we have a new director, he or she will comply with the legislative directive.

Shawn Bengel on 5.16.17: I would interpret "suspend further implementation" to mean no new parks would be approved until the new director completed the evaluation process and reported back to Congress. I have asked Grace about PPFL drafting a memo to RD suspending approvals. I am waiting to hear back.

## Conversation Contents

Media query on bottled water policy

**"Olson, Jeffrey" <jeffrey\_olson@nps.gov>**

---

**From:** "Olson, Jeffrey" <jeffrey\_olson@nps.gov>  
**Sent:** Mon May 15 2017 14:45:26 GMT-0600 (MDT)  
**To:** Shawn Benge <shawn\_benge@nps.gov>  
**CC:** Shawn Norton <shawn\_norton@nps.gov>, "Sturniolo, Alfred" <fred\_sturniolo@nps.gov>, Melissa Kuckro <melissa\_kuckro@nps.gov>, Christine Powell <chris\_powell@nps.gov>  
**Subject:** Media query on bottled water policy

Gentlemen,  
What's happening on this front?

Media questions:

- 1) Per page 17 of [this document](#) from the FY17 spending plan signed into law this month, the park service has been directed to "suspend further implementation of Policy Memorandum 11-03." How is the Park Service moving forward with that order?
- 2) What is the impact of this on the 23 parks that have stopped selling bottled water or plan to stop selling bottled water?

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Jeffrey G. Olson  
Public Affairs Officer  
National Park Service  
1849 C Street NW  
Washington, DC 20240  
Office direct: 202-208-4988  
Mobile: 202-230-2088  
Fax: 202-219-0910  
[www.nps.gov](http://www.nps.gov)

**Christine Powell <chris\_powell@nps.gov>**

---

**From:** Christine Powell <chris\_powell@nps.gov>  
**Sent:** Mon May 15 2017 15:27:30 GMT-0600 (MDT)  
**To:** "Olson, Jeffrey" <jeffrey\_olson@nps.gov>  
**CC:** Shawn Benge <shawn\_benge@nps.gov>, Shawn Norton <shawn\_norton@nps.gov>, "Sturniolo, Alfred" <fred\_sturniolo@nps.gov>, Melissa Kuckro <melissa\_kuckro@nps.gov>  
**Subject:** Re: Media query on bottled water policy

Jeff- do you have that specific language in the conference report?

Sent from my iPhone

On May 15, 2017, at 4:45 PM, Olson, Jeffrey <[jeffrey\\_olson@nps.gov](mailto:jeffrey_olson@nps.gov)> wrote:

Gentlemen,  
What's happening on this front?

Media questions:

- 1) Per page 17 of [this document](#) from the FY17 spending plan signed into law this month, the park service has been directed to "suspend further implementation of Policy Memorandum 11-03." How is the Park Service moving forward with that order?
- 2) What is the impact of this on the 23 parks that have stopped selling bottled water or plan to stop selling bottled water?

--

Jeffrey G. Olson  
Public Affairs Officer  
National Park Service  
1849 C Street NW  
Washington, DC 20240  
Office direct: 202-208-4988  
Mobile: 202-230-2088  
Fax: 202-219-0910

**"Olson, Jeffrey" <jeffrey\_olson@nps.gov>**

---

**From:** "Olson, Jeffrey" <jeffrey\_olson@nps.gov>  
**Sent:** Mon May 15 2017 15:29:05 GMT-0600 (MDT)  
**To:** Christine Powell <chris\_powell@nps.gov>  
Shawn Benge <shawn\_benge@nps.gov>, Shawn Norton <shawn\_norton@nps.gov>, "Sturniolo, Alfred" <fred\_sturniolo@nps.gov>, Melissa Kuckro <melissa\_kuckro@nps.gov>, Jessica Bowron <Jessica\_Bowron@nps.gov>, Thomas Crosson <thomas\_crosson@nps.gov>, April Slayton <april\_slayton@nps.gov>  
**CC:**  
**Subject:** Re: Media query on bottled water policy

Plus Jessica Bowron, Tom Crosson and April Slayton. It seems to me the answer to the media query is that as soon as we have a new director, he or she will comply with the legislative directive.

Bottled Water.-The Committees note continued expressions of concern relating to a bottled water ban implemented under Policy Memorandum 11-03. The report provided to the Committees in April 2016, in response to a directive in the explanatory statement accompanying Division G of the Consolidated Appropriations Act, 2016, did not provide sufficient data to justify the Service's actions. The Committees understand that the Service plans to reconsider this policy and therefore directs the incoming National Park Service Director to review Policy Memorandum 11-03 and to report to the Committees on the results of this evaluation. Accordingly, the Committees direct the Service to suspend further implementation of Policy Memorandum 11-03 and urge the Service to examine opportunities to partner with non-governmental entities in developing a comprehensive program that uniformly addresses plastic waste recycling system-wide.

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**"Benge, Shawn" <shawn\_benge@nps.gov>**

---

**From:** "Benge, Shawn" <shawn\_benge@nps.gov>  
**Sent:** Tue May 16 2017 06:26:46 GMT-0600 (MDT)  
**To:** "Olson, Jeffrey" <jeffrey\_olson@nps.gov>

**CC:** Shawn Norton <shawn\_norton@nps.gov>, "Sturniolo, Alfred" <fred\_sturniolo@nps.gov>, Melissa Kuckro <melissa\_kuckro@nps.gov>, Christine Powell <chris\_powell@nps.gov>  
**Subject:** Re: Media query on bottled water policy

I would interpret "suspend further implementation" to mean no new parks would be approved until the new director completed the evaluation process and reported back to Congress. I have asked Grace about PPFL drafting a memo to RD suspending approvals. I am waiting to hear back.

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--

**Shawn Bengel** | Associate Director  
*National Park Service* | Park Planning, Facilities & Lands  
1849 C Street NW, Suite 3134 | Washington DC 20240 | 202 208 3264

**"Rausch, Kurt" <[kurt\\_rausch@nps.gov](mailto:kurt_rausch@nps.gov)>**

---

**From:** "Rausch, Kurt" <[kurt\\_rausch@nps.gov](mailto:kurt_rausch@nps.gov)>  
**Sent:** Tue May 16 2017 10:41:39 GMT-0600 (MDT)  
**To:** "Olson, Jeffrey" <[jeffrey\\_olson@nps.gov](mailto:jeffrey_olson@nps.gov)>, Melissa Kuckro <[melissa\\_kuckro@nps.gov](mailto:melissa_kuckro@nps.gov)>  
**Subject:** Fwd: Media query on bottled water policy

Hi Jeff:

I am glad that Fred Sturniolo from PFMD is keeping me in the loop on disposable water bottle reduction legislative/budget developments.

It might be good to loop our program in directly as well. I suggest this because ultimately, the impact is mostly on the Commercial Services Program. A couple points related to this are presented below:

Where the policy has been implemented, concessioners have been directed through contract documents to not sell bottled water. To date, we have presumed that those parks that have existing park policy for reduction can continue to execute. If the current legislation or additional NPS administrative review changes that position, it would be better we know sooner rather than later as we would need to move to update contracts to remove any such conditions and provide further guidance to concessioners and park concession specialists.

It would also be useful to know how we should be handling concessioners who moving forward, might voluntarily offer this action as a greening practice during the term of their contract or offer it as an element of a better offer. Could these future be entertained or are such actions prohibited even if being offered interdependently by our concessioners.

Thanks,

Kurt

Kurt M. Rausch  
Chief, Contract Management  
Commercial Services Program

Washington Support Office  
National Park Service

202.513.7202 Office  
202.604.5558 Cell  
202.371.2090 Fax

Main Interior Building, Rm. 2221  
1849 C Street, NW  
Washington DC 20240

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----- Forwarded message -----

From: **Sturniolo, Alfred** <[fred\\_sturniolo@nps.gov](mailto:fred_sturniolo@nps.gov)>  
Date: Tue, May 16, 2017 at 11:32 AM  
Subject: Fwd: Media query on bottled water policy  
To: Kurt Rausch <[kurt\\_rausch@nps.gov](mailto:kurt_rausch@nps.gov)>

Kurt, FYI - They passed the bill with language to the effect of "No new disposable plastic water bottle sales elimination programs"

Fred Sturniolo  
Env. Prot. Spec.  
Sustainable Operations and  
Climate Change (SOCC) Branch  
ph (202)513-7078/fx(202)371-6623

----- Forwarded message -----

From: **Olson, Jeffrey** <[jeffrey\\_olson@nps.gov](mailto:jeffrey_olson@nps.gov)>  
Date: Mon, May 15, 2017 at 5:29 PM  
Subject: Re: Media query on bottled water policy  
To: Christine Powell <[chris\\_powell@nps.gov](mailto:chris_powell@nps.gov)>  
Cc: Shawn Benge <[shawn\\_benge@nps.gov](mailto:shawn_benge@nps.gov)>, Shawn Norton <[shawn\\_norton@nps.gov](mailto:shawn_norton@nps.gov)>, "Sturniolo, Alfred" <[fred\\_sturniolo@nps.gov](mailto:fred_sturniolo@nps.gov)>, Melissa Kuckro <[melissa\\_kuckro@nps.gov](mailto:melissa_kuckro@nps.gov)>, Jessica Bowron <[Jessica\\_Bowron@nps.gov](mailto:Jessica_Bowron@nps.gov)>, Thomas Crosson <[thomas\\_crosson@nps.gov](mailto:thomas_crosson@nps.gov)>, April Slayton <[april\\_slayton@nps.gov](mailto:april_slayton@nps.gov)>

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Sent from my iPhone

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**"Olson, Jeffrey" <jeffrey\_olson@nps.gov>**

---

**From:** "Olson, Jeffrey" <jeffrey\_olson@nps.gov>  
**Sent:** Tue May 16 2017 10:45:45 GMT-0600 (MDT)  
**To:** "Benge, Shawn" <shawn\_benge@nps.gov>  
**CC:** Shawn Norton <shawn\_norton@nps.gov>, "Sturniolo, Alfred" <fred\_sturniolo@nps.gov>, Melissa Kuckro <melissa\_kuckro@nps.gov>, Christine Powell <chris\_powell@nps.gov>, Kurt Rausch <kurt\_rausch@nps.gov>  
**Subject:** Re: Media query on bottled water policy

Thanks Shawn. Plus Kurt Rausch in commercial services.

On Tue, May 16, 2017 at 8:26 AM, Benge, Shawn <[shawn\\_benge@nps.gov](mailto:shawn_benge@nps.gov)> wrote:

I would interpret "suspend further implementation" to mean no new parks would be approved until the new director completed the evaluation process and reported back to Congress. I have asked Grace about PPFL drafting a memo to RD suspending approvals. I am waiting to hear back.

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On Mon, May 15, 2017 at 4:45 PM, Olson, Jeffrey <[jeffrey\\_olson@nps.gov](mailto:jeffrey_olson@nps.gov)> wrote:

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--  
**Shawn Benge** | Associate Director  
*National Park Service* | Park Planning, Facilities & Lands  
1849 C Street NW, Suite 3134 | Washington DC 20240 | 202 208 3264

--  
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# Conversation Contents

bottled water policy questions

**"Olson, Jeffrey" <jeffrey\_olson@nps.gov>**

---

**From:** "Olson, Jeffrey" <jeffrey\_olson@nps.gov>  
**Sent:** Mon May 15 2017 14:47:06 GMT-0600 (MDT)  
**To:** "Terpstra, Patrick (CMG-WNB)" <Patrick.Terpstra@coxinc.com>  
**CC:** Thomas Crosson <thomas\_crosson@nps.gov>  
**Subject:** bottled water policy questions

Patrick,  
Kathy sent me your query. I'm checking with folks here at NPS headquarters. It may take some time to get a response. How quickly do you need information?  
Jeff Olson

--  
Jeffrey G. Olson  
Public Affairs Officer  
National Park Service  
1849 C Street NW  
Washington, DC 20240  
Office direct: 202-208-4988  
Mobile: 202-230-2088  
Fax: 202-219-0910  
[www.nps.gov](http://www.nps.gov)

From: **Terpstra, Patrick (CMG-WNB)** <[Patrick.Terpstra@coxinc.com](mailto:Patrick.Terpstra@coxinc.com)>  
Date: Mon, May 15, 2017 at 12:08 PM  
Subject: Water bottles in parks  
To: "Kupper, Kathy" <[kathy\\_kupper@nps.gov](mailto:kathy_kupper@nps.gov)>

Hi Kathy – I have a few more questions on the bottled water directive. I may turn something on this tomorrow, so any info by the end of the day would be great.

- 1) Per page 17 of [this document](#) from the FY17 spending plan signed into law this month, the park service has been directed to "suspend further implementation of Policy Memorandum 11-03." How is the Park Service moving forward with that order?
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Thanks,  
Patrick

## Patrick Terpstra

Senior News Producer | Cox Media Group Washington Bureau  
O 202.777.7053 | C 202.699.1161 | t @PatrickTerpstra

WFXT/Boston | WSB/Atlanta | KIRO/Seattle | WFTV/WRDQ/Orlando | WPXI/PCNC/Pittsburgh  
WSOC/WAXN/Charlotte | WJAX/WFOX/Jacksonville | WHBQ/Memphis | KOK /KMYT/Tulsa | WHIO/Dayton

WSBradio/Atlanta | WDBOradio/Orlando | WOKVradio/Jacksonville | KRMGradio/Tulsa | WHIORadio/Dayton | WGAUradio/Athens

**"Terpstra, Patrick (CMG-WNB)" <Patrick.Terpstra@coxinc.com>**

---

**From:** "Terpstra, Patrick (CMG-WNB)" <Patrick.Terpstra@coxinc.com>  
**Sent:** Mon May 15 2017 14:59:55 GMT-0600 (MDT)  
**To:** "Olson, Jeffrey" <jeffrey\_olson@nps.gov>  
**CC:** Thomas Crosson <thomas\_crosson@nps.gov>  
**Subject:** RE: bottled water policy questions

Hi Jeff I hope you are well. I can wait a bit if need be. Sooner always the better!

**From:** Olson, Jeffrey [[mailto:jeffrey\\_olson@nps.gov](mailto:jeffrey_olson@nps.gov)]  
**Sent:** Monday, May 15, 2017 4:47 PM  
**To:** Terpstra, Patrick (CMG-WNB) <Patrick.Terpstra@coxinc.com>  
**Cc:** Thomas Crosson <thomas\_crosson@nps.gov>

**Subject:** bottled water policy questions

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Date: Mon, May 15, 2017 at 12:08 PM  
Subject: Water bottles in parks  
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# Conversation Contents

Fwd: Water bottles in parks

## "Kupper, Kathy" <kathy\_kupper@nps.gov>

---

**From:** "Kupper, Kathy" <kathy\_kupper@nps.gov>  
**Sent:** Mon May 15 2017 11:42:34 GMT-0600 (MDT)  
**To:** "Olson, Jeffrey" <jeffrey\_olson@nps.gov>, "Crosson, Thomas" <thomas\_crosson@nps.gov>  
**Subject:** Fwd: Water bottles in parks

Hi Jeff,

I believe you are the water bottle person now, correct? If so, could you please respond to the below email?

Thank you,  
Kathy

Kathy Kupper  
Office of Communications  
National Park Service  
(202) 208-4990 office  
[www.nps.gov](http://www.nps.gov)

The National Park Service cares for special places saved by the American people so that all may experience our heritage.

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----- Forwarded message -----

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## Conversation Contents

water bottles

**"Olson, Jeffrey" <jeffrey\_olson@nps.gov>**

---

**From:** "Olson, Jeffrey" <jeffrey\_olson@nps.gov>  
**Sent:** Thu May 04 2017 08:28:14 GMT-0600 (MDT)  
**To:** Thomas Crosson <thomas\_crosson@nps.gov>  
**CC:** Kathy Kupper <Kathy\_Kupper@nps.gov>, Kirby-Lynn Shedlowski <kirbylynn\_shedlowski@nps.gov>  
**Subject:** water bottles

With the funding package that takes us through the fiscal year, where did we land on the issue of bottled water? I suspect the Post will call soon.

OLCA might have the answer, maybe Shawn Bengel, too, since he'll be affected (they did the report to Congress, etc.)

--

Jeffrey G. Olson  
Public Affairs Officer  
National Park Service  
1849 C Street NW  
Washington, DC 20240  
Office direct: 202-208-4988  
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## Conversation Contents

water bottles

### "Kupper, Kathy" <kathy\_kupper@nps.gov>

---

**From:** "Kupper, Kathy" <kathy\_kupper@nps.gov>  
**Sent:** Wed May 03 2017 10:35:35 GMT-0600 (MDT)  
**To:** "Olson, Jeffrey" <jeffrey\_olson@nps.gov>, "Crosson, Thomas" <thomas\_crosson@nps.gov>  
**Subject:** water bottles

Talked today with a reporter from Cox Media Group about disposable water bottles. Looks like the last time we dealt with/updated info was February, 2016.

<https://drive.google.com/drive/folders/0BxTKsd0srbtMfnU4aVFYYk9uRWY1dDVLZiNHN2h2V3FPV0ZBWEdEQVFhdVNTVIJHb2k4T3M>

Just wanted to check to see if either of you have dealt with the issue since then and/or if you have more up to date info that isn't in the google folder.

Also, FYI, the main website regarding the issue doesn't include all of the parks we have on our list.

[https://www.nps.gov/commercialservices/greenline\\_water\\_bottle.htm](https://www.nps.gov/commercialservices/greenline_water_bottle.htm)

Thank you,  
Kathy

Kathy Kupper  
Office of Communications  
National Park Service  
(202) 208-4990 office  
[www.nps.gov](http://www.nps.gov)

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### Jeffrey Olson <jeffrey\_olson@nps.gov>

---

**From:** Jeffrey Olson <jeffrey\_olson@nps.gov>  
**Sent:** Wed May 03 2017 10:41:29 GMT-0600 (MDT)  
**To:** "Kupper, Kathy" <kathy\_kupper@nps.gov>, "Crosson, Thomas" <thomas\_crosson@nps.gov>  
**Subject:** Re: water bottles

Need to update information soonest as, according to a news report, there is language in cr or omnibus through September that directs NPS to restore bottled water sales in those 22 or so parks.

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

**From:** "Kupper, Kathy" <[kathy\\_kupper@nps.gov](mailto:kathy_kupper@nps.gov)>  
**Date:** 5/3/17 12:35 PM (GMT-05:00)  
**To:** "Olson, Jeffrey" <[jeffrey\\_olson@nps.gov](mailto:jeffrey_olson@nps.gov)>, "Crosson, Thomas" <[thomas\\_crosson@nps.gov](mailto:thomas_crosson@nps.gov)>  
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## Conversation Contents

FW: Waterbottle comms plans

**Thomas Crosson** <Thomas\_Crosson@nps.gov>

---

**From:** Thomas Crosson <Thomas\_Crosson@nps.gov>  
**Sent:** Wed Mar 15 2017 06:40:03 GMT-0600 (MDT)  
**To:** Jeffrey Olson <jeffrey\_olson@nps.gov>  
**Subject:** FW: Waterbottle comms plans

Know of any?

**From:** Anzelmo-Sarles, Jenny [mailto:[jenny\\_anzelmo-sarles@nps.gov](mailto:jenny_anzelmo-sarles@nps.gov)]  
**Sent:** Tuesday, March 14, 2017 4:19 PM  
**To:** Thomas Crosson; James Doyle; Craig Dalby  
**Subject:** Waterbottle comms plans

Good afternoon,

Wanted to check in and see if you all are aware of any parks that have done a good comms plan around removing sale of plastic water bottles in their park. I'm on the hunt for one that might already be out there. Hoping to not re-invent the wheel once the time is right...

---

Jenny Anzelmo-Sarles  
Acting Director of Communications & External Affairs  
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**"Olson, Jeffrey"** <jeffrey\_olson@nps.gov>

---

**From:** "Olson, Jeffrey" <jeffrey\_olson@nps.gov>  
**Sent:** Wed Mar 15 2017 07:31:53 GMT-0600 (MDT)  
**To:** Thomas Crosson <Thomas\_Crosson@nps.gov>  
**Subject:** Re: FW: Waterbottle comms plans

Yes. Will hunt them up.

On Wed, Mar 15, 2017 at 8:40 AM, Thomas Crosson <[Thomas\\_Crosson@nps.gov](mailto:Thomas_Crosson@nps.gov)> wrote:

Know of any?

**From:** Anzelmo-Sarles, Jenny [mailto:[jenny\\_anzelmo-sarles@nps.gov](mailto:jenny_anzelmo-sarles@nps.gov)]  
**Sent:** Tuesday, March 14, 2017 4:19 PM  
**To:** Thomas Crosson; James Doyle; Craig Dalby  
**Subject:** Waterbottle comms plans

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—  
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## Mike Reynolds Responsives

# Conversation Contents

FOIA 17-1221 REYNOLDS search results - Fwd: Green Parks Plan 2016

**Attachments:**

/1. FOIA 17-1221 REYNOLDS search results - Fwd: Green Parks Plan 2016/1.1 NPS-Green-Parks-Plan-2016.pdf

**"Reynolds, Michael" <[michael\\_reynolds@nps.gov](mailto:michael_reynolds@nps.gov)>**

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**From:** "Reynolds, Michael" <[michael\\_reynolds@nps.gov](mailto:michael_reynolds@nps.gov)>  
**Sent:** Tue Oct 17 2017 19:17:35 GMT-0600 (MDT)  
**To:** Tomas Deza <[tomas\\_deza@nps.gov](mailto:tomas_deza@nps.gov)>  
**Subject:** FOIA 17-1221 REYNOLDS search results - Fwd: Green Parks Plan 2016  
**Attachments:** NPS-Green-Parks-Plan-2016.pdf

----- Forwarded message -----

From: **DeSordi, Janice** <[janice\\_desordi@nps.gov](mailto:janice_desordi@nps.gov)>  
Date: Tue, Oct 17, 2017 at 9:16 PM  
Subject: Green Parks Plan 2016  
To: "Reynolds, Michael" <[michael\\_reynolds@nps.gov](mailto:michael_reynolds@nps.gov)>

--

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FIND YOUR  
**PARK**





# Green Parks Plan

Advancing Our Mission Through Sustainable Operations





# By the Numbers



411  
Number of national parks



55 million  
Square feet of constructed space  
(such as visitor centers and historic structures)



18,000  
Number of miles of trails



5 million  
Acres of maintained landscapes (such as campgrounds,  
urban parks and battlefields)



307 million  
Annual visits to national parks and opportunities to  
demonstrate sustainable operations



17,000  
U.S. households that, on average, consume as much  
electricity annually as the entire National Park Service



135  
Climate Friendly Parks

Cover photos:

(Left) A park ranger leads visitors on an educational tour through Cliff Palace in Mesa Verde National Park. Credit: William Silver / Shutterstock.com  
(Center) The Zion Shuttle is a propane powered courtesy bus for tourists visiting Zion National Park. Credit: Victor Maschek / Shutterstock.com  
(Right) A trail in Cuyahoga Valley National Park. Credit: Zack Frank / Shutterstock.com



# Director's Message

## Sustainability at the Turn of the NPS Century



As the National Park Service celebrates our first century and looks forward to our second, sustainability and environmental stewardship remain a key focus. Over the last 100 years, we have prioritized the preservation of this country's natural and cultural landscapes for the enjoyment of future generations. We have been a leader in sustainability, achieving great progress while embracing change. And we have learned over time valuable lessons on how to sustainably manage the facilities and resources that make them special.

As we look forward to the next century of sustainability, we continue to assess our internal operations and external engagement, with the goal of moving towards parks that are net zero energy, water, and waste. This revised *Green Parks Plan* reaffirms the NPS vision to integrate sustainable practices into every aspect of Service operations and outlines updated objectives to achieve that long-term vision.

At this turn-of-the-century moment, we must also increasingly focus our attention on engaging our partners and visitors to help us reduce our environmental footprint both inside and outside park boundaries. We are committed to working to integrate sustainability principles, actions, and initiatives into existing partnerships and developing and fostering new partnerships to promote sustainability efforts. Over the next 100 years, we will also strive to engage and collaborate more fully with the millions of visitors who value and support the national parks, encouraging them to do their part in the parks and at home.

This is an exciting time in the history of the National Park Service. We have a unique opportunity to assess our past, and improve our future. As we embark on the second century of managing our national parks, we celebrate our past and look forward to our future, with the goal of sustaining our Parks for many centuries to come.

Jonathan B. Jarvis  
*National Park Service Director*



# Introduction

## Vision

The NPS will preserve park resources unimpaired for the enjoyment of current and future generations by reducing our environmental impact through sustainable operations, design, decisions, and management at every level of the organization.

Since our inception in 1916, the National Park Service (NPS) has been a world leader in protecting natural and cultural resources. The NPS has preserved many of the country's greatest treasures and in the process has become a model for resource management. Through the implementation of the *Green Parks Plan (GPP)*, the Service strives to extend that leadership to the sustainable management of our facilities and operations in order to fully carry out the mission of environmental stewardship.

The NPS manages the largest number of constructed assets of any civilian agency in the federal government. It operates and maintains more than 26,000 buildings spread across over 400 national parks that account for more than 55 million square feet of constructed space (such as visitor centers and historic structures), nearly 5 million acres of maintained landscapes (such as campgrounds, urban parks, and battlefields), 18,000 miles of trails, and more than 3,000 utility systems. The NPS is designing new facilities and renovating existing buildings to operate in a much more sustainable manner and at the same time working to reduce the overall environmental impacts of our operations.

## Background and Scope

In April 2012, the NPS released the original *GPP*, establishing ambitious goals to improve servicewide performance in sustainability and reduce greenhouse gas (GHG) emissions. Today, the *GPP* continues to define a collective vision and a long-term strategic plan for sustainable management of NPS operations. The *GPP* complements other important NPS strategy documents, including the Call to Action, Climate Change Response Strategy, Climate Action Plan, and Healthy Parks Healthy People Strategic Action Plan.

In 2016, as the NPS celebrates our 100th birthday, we are updating the *GPP* to account for recent progress and to refresh our vision of the future to align with new requirements, such as Executive Order 13693. Since the *GPP's* inception, the NPS has made good progress to achieve the *GPP* goals. Across the Service—at park, regional, and national levels—the NPS has implemented exciting new sustainability projects and initiatives to reduce energy and water consumption, to limit waste generation, and to more sustainably manage our facilities. Each year, we have reported progress in an annual *Performance Brief*.



## 2016 Updates to the Green Parks Plan

As part of the 2016 *GPP* updates, the NPS is increasing focus on two areas: partnerships and sustainable landscapes. The new *GPP* also integrates human health and wellbeing as integral to many of the sustainability goals set forth in the Plan. Over time, the NPS will periodically revisit the *GPP* to ensure that it reflects the latest NPS sustainability vision.



A park ranger speaks to a group of children at the south rim of Grand Canyon National Park. Credit: LMspencer / Shutterstock.com

### Partnerships

A critical component of the *GPP* has always been informing and engaging park staff, visitors, and partners about climate change and sustainability to broaden opportunities to foster change. In this updated *GPP*, the plan increasingly focuses on collaboration. This year's new goal to *Strengthen Sustainability Partnerships* highlights the renewed NPS focus on extending sustainability efforts beyond park boundaries, collaborating with donors, concessioners, and other park supporters to improve sustainability inside and outside the parks.

The new goal complements the existing and ongoing goal to *Foster Sustainability Beyond Our Boundaries*, which emphasizes the need to engage and educate visitors and youth to support sustainability efforts inside and outside parks.

### Sustainable Landscapes

The *GPP* has always focused on promoting sustainability in facilities and operations—to complement the work in other parts of the Service on natural resources. The NPS recognizes that cultural and maintained landscapes play a significant role in operational energy use, water use, and waste generation, as well as the promotion of human health and wellbeing. As a result, this year's new goal to *Green Our Grounds* explicitly includes sustainable landscape management in the *GPP*.

### Incentivizing Change

The success of the *GPP* depends on committed staff and the ability of the NPS to advance a culture that promotes sustainability and encourages innovation at all levels. The NPS asks all offices, programs, and parks to recommit to the goals and objectives where they can most meaningfully contribute, and to track progress to measure success.

Employees must be empowered to drive improvement and change in all of their activities. The NPS must continue to promote sustainability as a guiding value of the Service, integrate it into decision making, support ideas from Green Teams and individuals, foster leadership, improve communication and collaboration, and expand training on sustainability principles. The NPS must build employee engagement, expand recognition programs for achievements, and view all operations and decisions through a lens of sustainability.



# Green Parks Plan Goals

## 2016 Green Parks Plan Goals

The *GPP* is based on ten strategic goals that focus on the impact of facilities on the environment and human welfare. Each goal is supported by performance objectives.



**Continuously Improve Environmental Performance**  
The NPS will meet and exceed the requirements of all applicable environmental laws and adopt sustainable best practices in all facility operations.



**Be Climate Friendly and Climate Ready**  
The NPS will reduce GHG emissions and adapt facilities at risk from climate change.



**Be Energy Smart**  
The NPS will improve facility energy performance and increase reliance on renewable energy.



**Be Water Wise**  
The NPS will improve facility water use efficiency.



**Green Our Rides**  
The NPS will transform our fleet and adopt greener transportation methods.



**Buy Green and Reduce, Reuse, and Recycle**  
The NPS will purchase environmentally friendly products and increase waste diversion and recycling.



**Preserve Outdoor Experiences, Promote Healthy Engagement**  
The NPS will promote healthy outdoor experiences and minimize the impact of facility operations on the environment.



**Strengthen Sustainability Partnerships**  
The NPS will incorporate sustainability initiatives into new and existing partnerships.



**Foster Sustainability Beyond Our Boundaries**  
The NPS will engage visitors about sustainability and invite their participation.



**Green Our Grounds**  
The NPS will enhance the sustainability of our landscapes.

 Indicates new goal.



This new LEED building is Mesa Verde National Park's primary facility for orienting visitors to opportunities within the park and surrounding area. Credit: NPS



## Continuously Improve Environmental Performance

The NPS will meet and exceed the requirements of all applicable environmental laws and adopt sustainable best practices in all facility operations.

The foundation of a proactive and forward-thinking sustainability program is adherence to all applicable environmental mandates, including laws, Executive Orders, regulations, and Department and NPS policy. Environmental Management Systems (EMS) provide the NPS with the structure, processes, and other tools needed to ensure that environmental mandates are understood and met, and performance is tracked. The NPS strives to align our initiatives with *Executive Order 13693: Planning for Federal Sustainability in the Next Decade* and related mandates. Using deliberate and planned activities, we will meet requirements and successfully integrate sustainability into our practices. The NPS also encourages innovation and the sharing of best practices both internally and externally to incorporate sustainability.

### Objectives

1. The NPS will continue and expand the use of environmental management systems (EMS) to implement the *GPP* and integrate sustainability across planning initiatives.<sup>a</sup>
2. The NPS will emphasize environmental compliance through environmental audits and resolution of any findings.<sup>b</sup>
3. The NPS will comply with the *Guiding Principles for High Performance and Sustainable Buildings* through the development and implementation of the NPS Sustainable Buildings Implementation Plan.<sup>c</sup>

<sup>a</sup> Executive Order 13693, Section 7(i) requires agencies continue implementation of formal EMS where those systems have proven effective, and deploy new EMSs where appropriate.

<sup>b</sup> NPS Environmental Audit Program Operating Guide.

<sup>c</sup> Executive Order 13693, Section 3(h)(ii) requires that 15 percent of agency buildings over 5,000 gross square feet (gsf) comply with the *Guiding Principles for High Performance and Sustainable Buildings*, which is the basis of all recommendations made in the NPS Sustainable Buildings Implementation Plan.



Wildfires like the 2013 Alder Fire in Yellowstone National Park could become more frequent with increased temperatures from global climate change. Credit: NPS



## Be Climate Friendly and Climate Ready

The NPS will reduce GHG emissions and adapt facilities at risk from climate change.

From the loss of glacial ice and critical habitat to increased threats from drought, wildland fire, and sea level rise, climate change is one of the foremost challenges facing the NPS. Effects of climate change can be seen from the loss of coral reefs in Virgin Islands National Park to the shrinking of glaciers in Kenai Fjords National Park. This strategic goal emphasizes the critical importance of the NPS response to climate change through reducing our GHG footprint and understanding and adapting to the impacts of climate change on our facilities. The primary drivers of NPS GHG emissions are facility energy consumption and fleet operations; objectives that support reducing our impact in those areas can be found under the *Be Energy Smart* and *Green Our Rides* goals.

### Objectives:

1. The NPS will reduce Scope 1 and 2 GHG emissions associated with NPS operations by 36 percent by 2025 from the 2008 baseline.<sup>d</sup> Scope 1 and 2 emissions are associated with on-site fossil fuel combustion, fugitive emissions, vehicle fuel use, and grid electricity consumption.
2. The NPS will reduce Scope 3 GHG emissions associated with NPS operations by 23 percent by 2025 from the 2008 baseline.<sup>e</sup> Scope 3 emissions are indirect in nature, and sources include commuter travel, business travel, and off-site waste disposal.
3. The NPS will develop and implement guidance on adapting the location, structure, or function of park facilities to better cope with climate change, including severe weather impacts.

<sup>d</sup> Executive Order 13693, Section 2 requires agencies to establish Scope 1 and 2 GHG reduction targets; Department of Interior GHG reduction target.

<sup>e</sup> Executive Order 13693, Section 2 requires agencies to establish Scope 3 GHG reduction targets; Department of Interior GHG reduction target.



Solar panels at Grand Canyon National Park's Visitor Center expose 4.5 million visitors each year to this clean energy option. Credit: NPS



## Be Energy Smart

The NPS will improve facility energy performance and increase reliance on renewable energy.

The use of electricity and on-site energy to heat, cool, and light buildings remains one of the largest sources of NPS GHG emissions, accounting for over 40 percent of our annual GHG footprint. The impacts of fossil fuel production and use in parks include the haze that frequently blankets Big Bend National Park in summer months, and the acid rain that has damaged sensitive plants and streams in Great Smoky Mountains National Park and Shenandoah National Park. To contribute to a national effort to improve energy efficiency and reduce energy use, the NPS is working to better understand and improve our own energy performance by tracking energy use, identifying opportunities to conserve energy, and implementing renewable and alternative energy sources as appropriate.

### Objectives

1. The NPS will reduce servicewide building energy use per square foot (energy intensity) by 25 percent by 2025 from the 2015 baseline.<sup>f</sup>
2. The NPS will prioritize and implement energy conservation measures based on energy assessments conducted at the most energy consuming facilities every four years.<sup>g</sup>
3. The NPS will improve energy use tracking through improved metering, energy reporting, and benchmarking to inform energy decisions, beginning with the buildings that consume the most energy.<sup>h</sup>
4. The NPS will maximize energy efficiency and reduce fossil fuel consumption of new assets, renovations, and maintenance operations and strive toward net-zero energy for new buildings to the extent practical and economically feasible.<sup>i</sup>
5. The NPS will prioritize the use of renewable energy sources and fuel-efficient and alternative fuels equipment to meet operational and facilities management objectives for buildings and landscapes.<sup>j</sup>

<sup>f</sup> Executive Order 13693; Section 3(a)(i) requires agencies to reduce building energy intensity (Btu/gsf) by 2.5 percent annually through the end of fiscal year 2025, relative to a fiscal year 2015 baseline.

<sup>g</sup> Energy Independence and Security Act of 2007 requires the NPS to conduct energy and water evaluations in 25 percent of designated covered facilities annually, with every facility evaluated once every 4 years. The top energy-consuming parks are those that account for 75 percent of total NPS annual energy consumption.

<sup>h</sup> Energy Independence and Security Act of 2007; Executive Order 13693, Section 3(a)(i) requires agencies to ensure that monthly performance data is entered into the EPA ENERGY STAR Portfolio Manager for covered buildings.

<sup>i</sup> Executive Order 13693, Section 3(a)(h) requires agencies to improve building efficiency, performance, and management; Section 3(h)(i) requires new construction be designed to achieve net-zero energy by 2030 starting in 2020; Energy Independence and Security Act of 2007, Energy Policy Act of 2005.

<sup>j</sup> Executive Order 13693, Section 3(b)(v) requires that clean energy, accounted for by renewable electric energy and alternative energy, comprise at least 25 percent of the total amount of building electric energy and thermal energy by fiscal year 2025 and each year thereafter; Energy Policy Act of 2005.



Re-circulated water pumped from the Tidal Basin now fills the newly replaced reflecting pool between the Lincoln Memorial and World War II Memorial, eliminating the need to regularly purchase potable water to replace evaporated or leaked water. Credit: NPS/Jeffrey Olson



## Be Water Wise

The NPS will improve facility water use efficiency.

The national and global supply of clean, fresh water is affected by drought, changing precipitation patterns, and other climatic changes, as well as human-caused pollution. The detrimental effects of water scarcity and quality have become increasingly evident at a number of parks, including Lake Mead National Recreation Area, where a precipitous drop in lake levels has significantly affected park marina facilities. To contribute to the responsible use of freshwater, encourage groundwater recharge, and protect water quality, the NPS will continue to implement efforts to conserve and reduce water use and continually assess our practices to improve water use efficiency.

### Objectives

1. The NPS will reduce potable water use intensity by 36 percent by 2025 from the 2007 baseline.<sup>k</sup>
2. The NPS will prioritize and implement water conservation measures based on water use assessments conducted at appropriate facilities every four years.<sup>l</sup>
3. The NPS will improve water usage tracking through improved metering and reporting to inform servicewide water management.<sup>m</sup>

<sup>k</sup> Executive Order 13693, Section 3(f)(i) requires agencies to reduce agency potable water consumption intensity (gallons/gsf) by 36 percent by fiscal year 2025 through reductions of 2 percent annually through fiscal year 2025 relative to a baseline of fiscal year 2007.

<sup>l</sup> Energy Independence and Security Act of 2007 requires the NPS to conduct energy and water evaluations in 25 percent of designated covered facilities annually, with every facility evaluated once every 4 years. The top energy-consuming parks are those that account for 75 percent of total NPS annual energy consumption.

<sup>m</sup> Executive Order 13693, Section 3(f)(ii) requires agencies to install water meters and collect and use building and facility water data to improve water conservation and management.



A park ranger at Canyonlands National Park completes the White Rim patrol on bicycle, avoiding emissions generated from driving a vehicle. Credit: NPS/Neal Herbert



## Green Our Rides

The NPS will transform our fleet and adopt greener transportation methods.

Transportation accounts for over 30 percent of annual GHG emissions from NPS operations. The NPS has prioritized reducing both direct emissions associated with our fleet and indirect emissions from the travel of park employees, through the implementation of strategies to reduce vehicle miles traveled, incorporate alternative fuel vehicles into the fleet, and install alternative vehicle refueling infrastructure. The NPS will continue to transform our fleet into a new generation of fuel efficient, low GHG-emitting vehicles. Evaluating current practices and working to increase efficiency through new and existing partnerships are key ways that the Service is working to adopt sustainable transportation and fleet operations.

### Objectives

1. The NPS will evaluate and transform the size, types of vehicles, and technologies used in our fleet to increase efficiency and reduce GHG emissions to the extent practical and economically feasible.<sup>a</sup>
2. The NPS will reduce the fleet-wide average GHG emissions per mile traveled by vehicles in the NPS fleet by 30 percent by 2025 from the 2014 baseline.<sup>o</sup>
3. The NPS will implement strategies to reduce indirect transportation GHG emissions such as encouraging alternative commuting practices, including employee telework as appropriate, and reducing emissions from official travel.<sup>p</sup>
4. The NPS will prioritize active transportation (human-powered transportation like walking and biking) in planning and design of new transportation-related opportunities, facilities, and infrastructure.

<sup>a</sup> Executive Order 13693, Section 3, Subsection (g)(i) requires agencies to determine their optimum fleet inventory; Section 3(g)(v) includes targets for acquisition of zero emission vehicles or plug-in hybrid vehicles.

<sup>o</sup> Executive Order 13693, Section 3, Subsection (g)(ii) requires agencies to take actions that reduce fleet-wide per-mile greenhouse gas emissions from agency fleet vehicles; target is a 30 percent reduction relative to a 2014 baseline by fiscal year 2025.

<sup>p</sup> Executive Order 13693, Section 7, Subsection (f) calls on agencies to consider the development of policies to promote sustainable commuting and work-related travel practices for Federal employees that foster workplace vehicle charging, encourage telecommuting and teleconferencing, and reward carpooling and the use of public transportation, where consistent with agency authority and Federal appropriations law.



A boy learns how to maintain compost at a demonstration garden in Fort Dupont Park. Credit: NPS



## Buy Green and Reduce, Reuse, and Recycle

The NPS will purchase environmentally friendly products and increase waste diversion and recycling.

The sustainable management of materials used in NPS operations—from the use of locally sourced and environmentally friendly materials in construction to the diversion of solid waste from landfills—has a significant benefit on the environment. Production and disposal of materials result in broad environmental impacts associated with obtaining raw materials, manufacturing, and emissions from landfills. The NPS will strive to reduce our impact on the waste stream across the life cycle of products by adhering to green purchasing principles and pursuing opportunities to reduce waste generation and disposal in our national parks.

### Objectives

1. The NPS will purchase environmentally preferable products and services, including bio-based products where feasible, in order to improve the servicewide environmental purchasing program.<sup>9</sup>
2. The NPS will reduce electronic waste (such as computers and printers) through environmentally friendly procurement, sound disposal practices and recycling, and other programs.<sup>†</sup>
3. The NPS will continue to quantify, report, and reduce the use, presence, and generation of hazardous waste, fertilizers, pesticides, herbicides, fungicides, and other toxins in park facilities and landscapes.<sup>§</sup>
4. The NPS will strive to reduce solid waste generation in parks and annually divert at least 50 percent of solid waste from landfills through recycling, composting, and other practices.<sup>‡</sup>
5. The NPS will include applicable sustainability requirements in all new construction and service contracts where technically and economically feasible and appropriate.

<sup>9</sup> Executive Order 13693, Section 3(i) requires agencies to promote sustainable acquisition and procurement by ensuring that the recommended environmental performance and sustainability factors are included to the maximum extent practicable for all applicable procurements in the planning, award, and execution phases of the acquisition.

<sup>†</sup> Executive Order 13693, Section 3(l) requires agencies to promote electronics stewardship.

<sup>§</sup> Executive Order 13693, Section 3(j)(iv) requires agencies to reduce or minimize the quantity of toxic and hazardous chemicals and materials acquired, used, or disposed of, particularly where such reduction will assist the agency in pursuing agency GHG emission reduction targets.

<sup>‡</sup> Executive Order 13696, Section 2)(ii) requires agencies to annually divert at least 50 percent of non-hazardous solid waste, including food and compostable material, as well as construction and demolition waste, and pursue opportunities for net-zero waste or additional diversion opportunities.



The stars shine bright in the dark night sky over Wind Canyon in Theodore Roosevelt National Park. Credit: NPS/Jeff Zylland



## Preserve Outdoor Experiences, Promote Healthy Engagement

The NPS will promote healthy outdoor experiences and minimize the impact of facility operations on the environment.

Healthy outdoor experiences depend on healthy ecosystems. Well-managed park operations and facilities can ensure that ecosystems are healthy and support human health and wellbeing. Conversely, when park facilities are not well-managed, they can have an adverse effect on outdoor experiences and the environment. For example, exterior lighting can reduce visitors' dark night sky quality and disrupt natural light and dark cycles that are essential for wildlife to flourish. Vehicle traffic can also degrade the acoustic environment and disrupt the ability of visitors and wildlife to perceive important acoustic information. The NPS will reduce the impact of Service operations on the environment and seek to preserve night skies, natural sounds, water quality, ecosystems, and viewsheds to improve the visitor experience and protect natural and cultural resources.

### Objectives

1. The NPS will use sustainable outdoor lighting principles to reduce light from park facilities, preserving dark night skies.
2. The NPS will minimize noise and protect the acoustic environment of parks.
3. The NPS will preserve opportunities for healthy outdoor experiences to promote people's physical, mental, and spiritual health and social wellbeing.



This propane pickup truck in Great Smoky Mountains National Park is just one outcome from the Clean Cities National Parks Initiative, a partnership between the U.S. Department of Energy and NPS. Credit: Photo courtesy of Kristy Keel-Blackmon, East Tennessee Clean Fuels Coalition



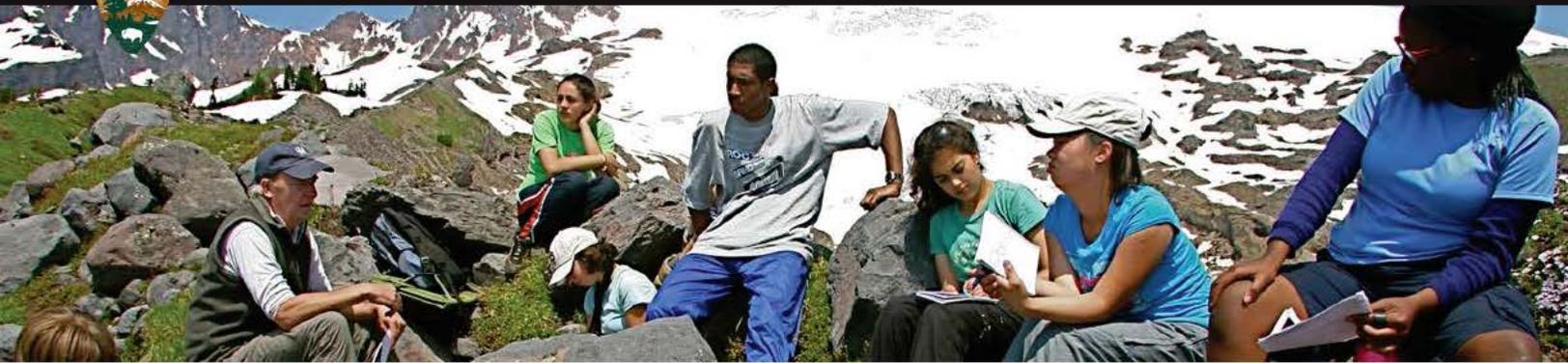
## Strengthen Sustainability Partnerships

The NPS will incorporate sustainability initiatives into new and existing partnerships.

Strong partnerships can be an effective tool to enhance sustainable practices both internally at the NPS and across our broad set of partners. We have created this new goal to increasingly integrate our sustainability focus into existing partnerships, as well as to create new partnerships to achieve our sustainability goals. This will broaden the scope and impact of our initiatives and encourage other entities to prioritize sustainability.

### Objectives

1. The NPS will work to integrate sustainability principles, actions, and initiatives into existing partnerships.
2. The NPS will develop and foster new partnerships to promote sustainability efforts.



Students study climate change at North Cascades National Park as part of the Climate Challenge program. Credit: NPS



## Foster Sustainability Beyond Our Boundaries

The NPS will engage visitors about sustainability and invite their participation.

With over 400 national parks and more than 300 million annual visitors, there is an unprecedented opportunity to demonstrate how the NPS is changing our practices to lessen our impact on the environment. The Service will inform visitors, partners, and surrounding communities about the impacts of climate change on parks; describe what we are doing to reduce our own emissions; and engage youth in sustainability initiatives to encourage individuals to implement sustainable actions in their own homes, workplaces, and communities. Because visitor vehicles are a large source of GHG and criteria air pollutant emissions in parks, the NPS will help park visitors understand the impacts of their travel choices and guide visitors to use alternative transportation methods while moving within the park.

### Objectives

1. The NPS will inform park visitors about actions being taken across the Service to protect the environment and promote human health and well-being.
2. The NPS will educate park visitors about actions they can take to reduce environmental impacts and adopt healthy behaviors as part of their everyday life.
3. The NPS will identify ways that visitors can reduce the impact of air pollutants and GHG emissions from personal vehicles in parks.
4. The NPS will explain the threats to national parks posed by climate change and how the NPS is adapting our management and operations.
5. The NPS will increase efforts to engage youth on issues related to sustainability and parks, and provide youth volunteer and employment opportunities.



The NPS has reactivated historical nursery operations, like this one, established in the 1930s in Kalaupapa Historical Park to propagate native plants. Credit: NPS Cultural Landscapes



## Green Our Grounds

The NPS will enhance the sustainability of our landscapes.

The NPS has created this new goal to incorporate sustainability into the planning, design, and maintenance of our landscapes. This involves adhering to relevant guidelines to make landscapes greener and offering training for park staff to allow them to include sustainability in any landscape planning projects. Green infrastructure and stormwater management are also vital tools to enhance the sustainability of landscapes, and the NPS aims to use these tools in various practices and operations.

### Objectives

1. The NPS will develop and implement guidelines for sustainable landscape management to promote human health and environmental health and will establish metrics and methodologies to quantify associated baseline data and accomplishments.
2. The NPS will, in collaboration with partner land steward agencies and organizations, develop and deliver a series of landscape sustainability trainings for park staff.
3. The NPS will use appropriate and resilient species in landscape planning and development that support energy and water efficiency, pollinator populations, biodiversity, healthy soils, and environmental/ecological objectives.
4. The NPS will increase stormwater use, reduce stormwater runoff from existing facilities, and employ stormwater best management practices in the design and construction of new facilities and major renovations.<sup>11</sup>

<sup>11</sup> Executive Order 13693, Section 3(f) requires agencies to improve agency water use efficiency and management, including stormwater management.



# Conclusion

## Looking Forward to the Next Century of Sustainability

### Learn More

For more information on the *GPP* goals and objectives, go to the following links:

For National Park Service employees and partners:  
[GreenParksPlanInside.nps.gov](http://GreenParksPlanInside.nps.gov)

For the general public:  
[www.nps.gov/greenparksplan](http://www.nps.gov/greenparksplan)

Over the next century, the NPS is committed to advancing the sustainability of park facilities, operations, and landscapes and engaging partners and visitors to promote sustainability inside and outside parks. The Service will apply the lessons learned from a century of stewardship to achieve and surpass the ten goals outlined in this updated *GPP*.

To achieve and surpass these goals, we must challenge ourselves to view all of our activities and programs through a lens of sustainability and take advantage of green opportunities whenever possible. NPS staff must all work together to develop locally-driven implementation plans that reflect a collective commitment to sustainability.

To broaden our impact, the NPS must actively and strategically engage a wide variety of partners—visitors, concessioners, donors, gateway communities, government partners, educational institutions, cooperating associations, and more—to spread the sustainability message and take sustainable action. By engaging the full network of NPS visitors, supporters, and partners, the Service can make a real difference in addressing climate change.

NPS staff members are all empowered to be agents of change in this effort, with each office and individual making a valuable contribution. Together, NPS employees can make our parks and programs models of conservation and preservation by incorporating sustainability opportunities at the individual level and throughout the programs and operations that we manage and work with every day.



National Park Service  
U.S. Department of the Interior

# Conversation Contents

FOIA 17-1221 REYNOLDS search results - Fwd: As requested, DO 100

**"Reynolds, Michael" <michael\_reynolds@nps.gov>**

---

**From:** "Reynolds, Michael" <michael\_reynolds@nps.gov>  
**Sent:** Tue Oct 17 2017 18:52:05 GMT-0600 (MDT)  
**To:** Tomas Deza <tomas\_deza@nps.gov>  
**Subject:** FOIA 17-1221 REYNOLDS search results - Fwd: As requested, DO 100

----- Forwarded message -----

**From:** Reynolds, Michael <[michael\\_reynolds@nps.gov](mailto:michael_reynolds@nps.gov)>  
**Date:** Wed, Aug 23, 2017 at 5:35 PM  
**Subject:** As requested, DO 100  
**To:** Marshall Critchfield <[marshall\\_critchfield@ios.doi.gov](mailto:marshall_critchfield@ios.doi.gov)>

----- Forwarded message -----

**From:** Reynolds, Michael <[michael\\_reynolds@nps.gov](mailto:michael_reynolds@nps.gov)>  
**Date:** Tue, Aug 22, 2017 at 12:10 PM  
**Subject:** SUBJECT: Changes to Policy Guidance for Policy Memorandum 11-03 and Director's Order #100  
**To:** NPS NLC <[nps\\_nlc@nps.gov](mailto:nps_nlc@nps.gov)>, Jennifer Wyse <[jennifer\\_wyse@nps.gov](mailto:jennifer_wyse@nps.gov)>  
**Cc:** NPS Memorandums <[nps\\_memorandums@nps.gov](mailto:nps_memorandums@nps.gov)>, Alma Ripps <[Alma\\_Ripps@nps.gov](mailto:Alma_Ripps@nps.gov)>, Stephen Morris <[stephen\\_morris@nps.gov](mailto:stephen_morris@nps.gov)>

Memorandum

To: National Leadership Council

Chief, Office of Policy

From: Acting Director /s/ Michael T. Reynolds

Subject: Changes to Policy Guidance

Effective immediately, the following policies, including any associated handbooks or reference manuals, are rescinded:

- Policy Memorandum 11-03, Disposable Plastic Water Bottle Recycling and Reduction, signed December 14, 2011
- Director's Order #100, Resource Stewardship for the 21st Century, signed December 20, 2016

Please inform your managers and other staff as appropriate to this change in policy.

--  
Michael Reynolds

National Park Service  
Acting Director  
1849 C Street NW Ste. 3110  
Washington, DC 20240  
(202) 208 4621  
(202) 208 3818  
[michael\\_reynolds@nps.gov](mailto:michael_reynolds@nps.gov)



--  
Michael Reynolds  
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Acting Director  
1849 C Street NW Ste. 3110  
Washington, DC 20240  
(202) 208 4621  
(202) 208 3818  
[michael\\_reynolds@nps.gov](mailto:michael_reynolds@nps.gov)



# Conversation Contents

FOIA 17-1221 REYNOLDS search results - Fwd: News Release: National Park Service Ends Effort to Eliminate Sale of Disposable Water Bottles

**"Reynolds, Michael" <michael\_reynolds@nps.gov>**

---

**From:** "Reynolds, Michael" <michael\_reynolds@nps.gov>  
**Sent:** Tue Oct 17 2017 18:51:48 GMT-0600 (MDT)  
**To:** Tomas Deza <tomas\_deza@nps.gov>  
**Subject:** FOIA 17-1221 REYNOLDS search results - Fwd: News Release: National Park Service Ends Effort to Eliminate Sale of Disposable Water Bottles

----- Forwarded message -----

From: **Baxter, Barbara** <[barbara\\_baxter@nps.gov](mailto:barbara_baxter@nps.gov)>  
Date: Wed, Aug 16, 2017 at 2:05 PM  
Subject: News Release: National Park Service Ends Effort to Eliminate Sale of Disposable Water Bottles  
To:



National Park Service  
U.S. Department of the Interior

Office of  
Communications  
1849 C Street NW  
Washington, DC 20240

202-208-6843 phone  
[www.nps.gov](http://www.nps.gov)

---

## National Park Service News Release

Release Date: August 16, 2017

Contact: Jeremy Barnum, [jeremy\\_barnum@nps.gov](mailto:jeremy_barnum@nps.gov) 202-513-7262

### National Park Service Ends Effort to Eliminate Sale of Disposable Water Bottles

WASHINGTON – In its commitment to providing a safe and world-class visitor experience, the National Park Service is discontinuing Policy Memorandum 11-03, commonly referred to as the “Water Bottle Ban.”

The 2011 policy, which encouraged national parks to eliminate the sale of disposable water bottles, has been rescinded to expand hydration options for recreationalists, hikers, and other visitors to national parks. The ban removed the healthiest beverage choice at a variety of parks while still allowing sales of bottled sweetened

drinks. The change in policy comes after a review of the policy's aims and impact in close consultation with Department of the Interior leadership.

"While we will continue to encourage the use of free water bottle filling stations as appropriate, ultimately it should be up to our visitors to decide how best to keep themselves and their families hydrated during a visit to a national park, particularly during hot summer visitation periods," said Acting National Park Service Director Michael T. Reynolds.

Currently only 23 of the 417 National Park Service sites have implemented the policy. The revocation of the memorandum, which was put in place on December 14, 2011, is effective immediately. Parks will continue to promote the recycling of disposable plastic water bottles and many parks have already worked with partners to provide free potable water in bottle filling stations located at visitor centers and near trailheads.

[www.nps.gov](http://www.nps.gov)

*About the National Park Service. More than 20,000 National Park Service employees who care for America's 417 national parks and work with communities across the nation to help preserve local history and create close-to-home recreational opportunities. Visit us at [www.nps.gov](http://www.nps.gov), on Facebook [www.facebook.com/nationalparkservice](http://www.facebook.com/nationalparkservice), Twitter [www.twitter.com/natlparkservice](http://www.twitter.com/natlparkservice), and YouTube [www.youtube.com/nationalparkservice](http://www.youtube.com/nationalparkservice).*

---

**EXPERIENCE YOUR AMERICA™**

The National Park Service cares for special places saved by the American people so that all may experience our heritage.

--  
Michael Reynolds  
National Park Service  
Acting Director  
1849 C Street NW Ste. 3110  
Washington, DC 20240  
(202) 208 4621  
(202) 208 3818  
[michael\\_reynolds@nps.gov](mailto:michael_reynolds@nps.gov)



# Conversation Contents

FOIA 17-1221 REYNOLDS search results - Fwd: NPS Water Bottle Release

**Attachments:**

/5. FOIA 17-1221 REYNOLDS search results - Fwd: NPS Water Bottle Release/2.1 New Picture (1).bmp

/5. FOIA 17-1221 REYNOLDS search results - Fwd: NPS Water Bottle Release/3.1 New Picture (1).bmp

**"Reynolds, Michael" < michael\_reynolds@nps.gov >**

---

**From:** "Reynolds, Michael" < michael\_reynolds@nps.gov >  
**Sent:** Tue Oct 17 2017 18:51:01 GMT-0600 (MDT)  
**To:** Tomas Deza < tomas\_deza@nps.gov >  
**Subject:** FOIA 17-1221 REYNOLDS search results - Fwd: NPS Water Bottle Release

----- Forwarded message -----

From: **Michael Reynolds** < michael\_reynolds@nps.gov >  
Date: Tue, Aug 15, 2017 at 3:59 PM  
Subject: Re: NPS Water Bottle Release  
To: "Barnum, Jeremy" < jeremy\_barnum@nps.gov >

Thanks for the help...

Sent from my iPhone-sorry for typos.

On Aug 15, 2017, at 3:43 PM, Barnum, Jeremy < jeremy\_barnum@nps.gov > wrote:

Just received the below final cleared water bottle news release from DOI. Note that they are no longer including a congressional quote. The only real edit is including the highlighted lines referencing sugary drinks.

DOI would still like this to go today if possible. Jessica and Melissa, would that be enough time for congressional notification? I'm willing to ask if we can send this out in the morning in the interest of preparing appropriate notification for employees/parks and congressional contacts.

Thanks,  
Jeremy

**National Park Service Rescinds Policy to Eliminate Sale of Disposable Water Bottles**

WASHINGTON – In its commitment to providing a safe and world-class visitor experience, the National Park Service (NPS) is discontinuing Policy Memorandum 11-03, commonly referred to as the “Water Bottle Ban.”

The 2011 policy, which encouraged national parks to eliminate the sale of disposable water bottles, has been rescinded to expand hydration options for recreationalists, hikers, and other visitors to national parks. The ban removed the healthiest beverage choice at a variety of parks while still allowing sales of bottled sugary drinks. This caused confusion with visitors and was burdensome to the park concessioners. The change in policy comes after a review of the policy’s aims and impact in close consultation with Department of the Interior leadership.

“While we will continue to encourage the use of free water bottle filling stations as appropriate, ultimately it should be up to our visitors to decide how best to keep themselves and their families hydrated during a visit to a national park, particularly during hot summer visitation periods,” said Acting National Park Service Director Michael T. Reynolds.

Currently only 23 of the 417 National Park Sites have implemented the policy. The revocation of the memorandum, which was put in place on December 14, 2011, is effective immediately. Parks will continue to promote the recycling of disposable plastic waters and many parks have already worked with partners to provide free potable water in bottle filling stations located at visitor centers and near trailheads.

--

Michael Reynolds  
National Park Service  
Acting Director  
1849 C Street NW Ste. 3110  
Washington, DC 20240  
(202) 208 4621  
(202) 208 3818  
[michael\\_reynolds@nps.gov](mailto:michael_reynolds@nps.gov)



---

**"Reynolds, Michael" <michael\_reynolds@nps.gov>**

**From:** "Reynolds, Michael" <michael\_reynolds@nps.gov>  
**Sent:** Tue Oct 17 2017 18:51:18 GMT-0600 (MDT)  
**To:** Tomas Deza <tomas\_deza@nps.gov>  
**Subject:** FOIA 17-1221 REYNOLDS search results - Fwd: NPS Water Bottle Release

**Attachments:** New Picture (1).bmp

----- Forwarded message -----

From: **Bowron, Jessica** <[jessica\\_bowron@nps.gov](mailto:jessica_bowron@nps.gov)>

Date: Tue, Aug 15, 2017 at 4:24 PM

Subject: Re: NPS Water Bottle Release

To: "Barnum, Jeremy" <[jeremy\\_barnum@nps.gov](mailto:jeremy_barnum@nps.gov)>

Cc: "Farinelli, Susan" <[susan\\_farinelli@nps.gov](mailto:susan_farinelli@nps.gov)>, Michael Reynolds

<[Michael\\_Reynolds@nps.gov](mailto:Michael_Reynolds@nps.gov)>, Bob Vogel <[bob\\_vogel@nps.gov](mailto:bob_vogel@nps.gov)>, Jennifer Wyse

<[jennifer\\_wyse@nps.gov](mailto:jennifer_wyse@nps.gov)>, April Slayton <[april\\_slayton@nps.gov](mailto:april_slayton@nps.gov)>, Tom Crosson

<[thomas\\_crosson@nps.gov](mailto:thomas_crosson@nps.gov)>, "DeSordi, Janice" <[janice\\_desordi@nps.gov](mailto:janice_desordi@nps.gov)>, Melissa Kuckro

<[melissa\\_kuckro@nps.gov](mailto:melissa_kuckro@nps.gov)>

I'm good to send today, anytime. I don't need a significant window for review at this point

Jessica Bowron  
Comptroller  
National Park Service  
(o) 202-513-7138  
(c) 202-280-8329

On Tue, Aug 15, 2017 at 4:08 PM, Barnum, Jeremy <[jeremy\\_barnum@nps.gov](mailto:jeremy_barnum@nps.gov)> wrote:

We're going back to DOI with a couple of questions. I think we'll need to hold until tomorrow morning. Stand by.

Jeremy K. Barnum  
Public Affairs Officer  
National Park Service  
Office: (202) 513-7262  
Mobile: (202) 617-7973



[Facebook](#) [Twitter](#)  
[Instagram](#) [YouTube](#)

On Tue, Aug 15, 2017 at 4:00 PM, Farinelli, Susan <[susan\\_farinelli@nps.gov](mailto:susan_farinelli@nps.gov)> wrote:

Jeremy,

OLCA can notify our authorizing committees now if needed. We don't see a need to give them a significant window for review prior to a public release.

Susan

On Tue, Aug 15, 2017 at 3:42 PM, Barnum, Jeremy <[jeremy\\_barnum@nps.gov](mailto:jeremy_barnum@nps.gov)> wrote:

Just received the below final cleared water bottle news release from DOI. Note that they are no longer including a congressional quote. The only real edit is including the highlighted lines referencing sugary drinks.

DOI would still like this to go today if possible. Jessica and Melissa, would that be enough time for congressional notification? I'm willing to ask if we can send this out in the morning in the interest of preparing appropriate notification for employees/parks and congressional contacts.

Thanks,  
Jeremy

## National Park Service Rescinds Policy to Eliminate Sale of Disposable Water Bottles

WASHINGTON – In its commitment to providing a safe and world-class visitor experience, the National Park Service (NPS) is discontinuing Policy Memorandum 11-03, commonly referred to as the “Water Bottle Ban.”

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“While we will continue to encourage the use of free water bottle filling stations as appropriate, ultimately it should be up to our visitors to decide how best to keep themselves and their families hydrated during a visit to a national park, particularly during hot summer visitation periods,” said Acting National Park Service Director Michael T. Reynolds.

Currently only 23 of the 417 National Park Sites have implemented the policy. The revocation of the memorandum, which was put in place on December 14, 2011, is effective immediately. Parks will continue to promote the recycling of disposable plastic waters and many parks have already worked with partners to provide free potable water in bottle filling stations located at visitor centers and near trailheads.

--

Susan Farinelli  
Office of Legislative and Congressional Affairs  
National Park Service  
202-513-7254

--

Michael Reynolds  
National Park Service  
Acting Director  
1849 C Street NW Ste. 3110  
Washington, DC 20240  
(202) 208 4621  
(202) 208 3818  
[michael\\_reynolds@nps.gov](mailto:michael_reynolds@nps.gov)



## **"Reynolds, Michael" <michael\_reynolds@nps.gov>**

---

**From:** "Reynolds, Michael" <michael\_reynolds@nps.gov>  
**Sent:** Tue Oct 17 2017 18:51:34 GMT-0600 (MDT)  
**To:** Tomas Deza <tomas\_deza@nps.gov>  
**Subject:** FOIA 17-1221 REYNOLDS search results - Fwd: NPS Water Bottle Release  
**Attachments:** New Picture (1).bmp

----- Forwarded message -----

From: **Barnum, Jeremy** <[jeremy\\_barnum@nps.gov](mailto:jeremy_barnum@nps.gov)>  
Date: Tue, Aug 15, 2017 at 7:10 PM  
Subject: Re: NPS Water Bottle Release  
To: "Bowron, Jessica" <[jessica\\_bowron@nps.gov](mailto:jessica_bowron@nps.gov)>  
Cc: "Farinelli, Susan" <[susan\\_farinelli@nps.gov](mailto:susan_farinelli@nps.gov)>, Michael Reynolds <[Michael\\_Reynolds@nps.gov](mailto:Michael_Reynolds@nps.gov)>, Bob Vogel <[bob\\_vogel@nps.gov](mailto:bob_vogel@nps.gov)>, Jennifer Wyse <[jennifer\\_wyse@nps.gov](mailto:jennifer_wyse@nps.gov)>, April Slayton <[april\\_slayton@nps.gov](mailto:april_slayton@nps.gov)>, Tom Crosson <[thomas\\_crosson@nps.gov](mailto:thomas_crosson@nps.gov)>, "DeSordi, Janice" <[janice\\_desordi@nps.gov](mailto:janice_desordi@nps.gov)>, Melissa Kuckro <[melissa\\_kuckro@nps.gov](mailto:melissa_kuckro@nps.gov)>

Slightly updated (and final) version below. We'll coordinate release with everyone tomorrow morning.

### **National Park Service Rescinds Policy to Eliminate Sale of Disposable Water Bottles**

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Currently only 23 of the 417 National Park Sites have implemented the policy. The revocation of the memorandum, which was put in place on December 14, 2011, is effective immediately. Parks will continue to promote the recycling of disposable plastic waters and many parks have already worked with partners to provide free potable water in bottle filling stations located at visitor centers and near trailheads.

Jeremy K. Barnum  
Public Affairs Officer

National Park Service  
Office: (202) 513-7262  
Mobile: (202) 617-7973



[Facebook](#) [Twitter](#)  
[Instagram](#) [YouTube](#)

On Tue, Aug 15, 2017 at 4:24 PM, Bowron, Jessica <[jessica\\_bowron@nps.gov](mailto:jessica_bowron@nps.gov)> wrote:  
I'm good to send today, anytime. I don't need a significant window for review at this point

Jessica Bowron  
Comptroller  
National Park Service  
(o) 202-513-7138  
(c) 202-280-8329

On Tue, Aug 15, 2017 at 4:08 PM, Barnum, Jeremy <[jeremy\\_barnum@nps.gov](mailto:jeremy_barnum@nps.gov)> wrote:  
We're going back to DOI with a couple of questions. I think we'll need to hold until tomorrow morning. Stand by.

Jeremy K. Barnum  
Public Affairs Officer  
National Park Service  
Office: (202) 513-7262  
Mobile: (202) 617-7973



[Facebook](#) [Twitter](#)  
[Instagram](#) [YouTube](#)

On Tue, Aug 15, 2017 at 4:00 PM, Farinelli, Susan <[susan\\_farinelli@nps.gov](mailto:susan_farinelli@nps.gov)> wrote:  
Jeremy,

OLCA can notify our authorizing committees now if needed. We don't see a need to give them a significant window for review prior to a public release.

Susan

On Tue, Aug 15, 2017 at 3:42 PM, Barnum, Jeremy <[jeremy\\_barnum@nps.gov](mailto:jeremy_barnum@nps.gov)> wrote:  
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Thanks,  
Jeremy

**National Park Service Rescinds Policy to Eliminate Sale of Disposable Water**

## Bottles

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--

Susan Farinelli  
Office of Legislative and Congressional Affairs  
National Park Service  
202-513-7254

--

Michael Reynolds  
National Park Service  
Acting Director  
1849 C Street NW Ste. 3110  
Washington, DC 20240  
(202) 208 4621  
(202) 208 3818  
[michael\\_reynolds@nps.gov](mailto:michael_reynolds@nps.gov)



## Conversation Contents

FOIA 17-1221 REYNOLDS search results - Fwd: Draft News Release on Plastic Water Bottles

**Attachments:**

/6. FOIA 17-1221 REYNOLDS search results - Fwd: Draft News Release on Plastic Water Bottles/1.1 New Picture (1).bmp

**"Reynolds, Michael" <michael\_reynolds@nps.gov>**

---

**From:** "Reynolds, Michael" <michael\_reynolds@nps.gov>  
**Sent:** Tue Oct 17 2017 18:50:44 GMT-0600 (MDT)  
**To:** Tomas Deza <tomas\_deza@nps.gov>  
**Subject:** FOIA 17-1221 REYNOLDS search results - Fwd: Draft News Release on Plastic Water Bottles  
**Attachments:** New Picture (1).bmp

----- Forwarded message -----

**From:** April Slayton <[april\\_slayton@nps.gov](mailto:april_slayton@nps.gov)>  
**Date:** Tue, Aug 15, 2017 at 2:56 PM  
**Subject:** Re: Draft News Release on Plastic Water Bottles  
**To:** "Wyse, Jennifer" <[jennifer\\_wyse@nps.gov](mailto:jennifer_wyse@nps.gov)>  
**Cc:** "Barnum, Jeremy" <[jeremy\\_barnum@nps.gov](mailto:jeremy_barnum@nps.gov)>, Michael Reynolds <[Michael\\_Reynolds@nps.gov](mailto:Michael_Reynolds@nps.gov)>, Bob Vogel <[bob\\_vogel@nps.gov](mailto:bob_vogel@nps.gov)>, "DeSordi, Janice" <[janice\\_desordi@nps.gov](mailto:janice_desordi@nps.gov)>, Tom Crosson <[thomas\\_crosson@nps.gov](mailto:thomas_crosson@nps.gov)>

I would note that as a matter of precedent, NPS does not include quotes from Members of Congress in our press releases. I understand that this is an extraordinary circumstance, but I think it is important to put that forward (as you may have already done). If there is going to be a Congressional quote in this release, we should be sure that Melissa and her team are well aware.

Thanks you guys,  
April

Sent from my iPad

On Aug 15, 2017, at 9:26 AM, Wyse, Jennifer <[jennifer\\_wyse@nps.gov](mailto:jennifer_wyse@nps.gov)> wrote:

Hi Jeremy,

As discussed, Mike is good to go with the release with the attached edits.

Have a great day, Jen

\*\*\*\*\*

Jennifer Wyse  
Chief of Staff (Acting)  
National Park Service  
202-513-7205

On Mon, Aug 14, 2017 at 4:18 PM, Barnum, Jeremy <[jeremy\\_barnum@nps.gov](mailto:jeremy_barnum@nps.gov)> wrote:

Mike,

Please see attached and below draft news release announcing the rescission of Policy Memorandum 11-03.

We've taken some of the original DOI draft and tried to incorporate language we discussed this morning.

Please note that the Department is considering including a quote from a member of congress in the release, but we're still waiting for final word on that. We'll obviously share that with you the moment we receive it. The release is obviously now on hold until tomorrow.

In the meantime, we wanted to share our current draft and your proposed quote for your approval.

Thanks,  
Jeremy

### **National Park Service Rescinds Policy to Eliminate Sale of Disposable Water Bottles**

WASHINGTON – In its commitment to providing a safe and world-class visitor experience, the National Park Service (NPS) is discontinuing Policy Memorandum 11-03, commonly referred to as the “Water Bottle Ban.” The 2011 policy encouraged national parks to eliminate the sale of disposable water bottles has been reassessed due to concerns for its possible effects on visitor safety by limiting hydration options for recreationalists, hikers, and other visitors to national parks. The change in policy comes after a review of the policy’s aims and impact in close consultation with Department of the Interior leadership.

“After reviewing the impact of the policy in the small number of parks that eliminated plastic water bottle sales, it was determined that there are safer and more effective ways to reduce plastic waste in parks, while still allowing the sale of bottled water,” said Acting National Park Service Director Michael T. Reynolds. “While we will continue to encourage the use of free water bottle filling stations as appropriate, ultimately it should be up to our visitors to decide how best to keep themselves and their families hydrated during a visit to a national park, particularly during hot summer visitation periods.”

[hold for congressional quote]

Currently only 23 of the 417 National Park Sites have implemented the policy. The revocation of the memorandum, which was put in place on December 14, 2011, is effective immediately. Parks will continue to promote the recycling of disposable plastic waters and many parks have already worked with partners to provide free potable water in bottle filling stations located at visitor centers and near trailheads.

Many thanks,

Jeremy K. Barnum  
Public Affairs Officer  
National Park Service  
Office: (202) 513-7262  
Mobile: (202) 617-7973



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[Instagram](#) [YouTube](#)

<Policy Change on Plastic Water Bottles Mike edits.docx>

--

Michael Reynolds  
National Park Service  
Acting Director  
1849 C Street NW Ste. 3110  
Washington, DC 20240  
(202) 208 4621  
(202) 208 3818  
[michael\\_reynolds@nps.gov](mailto:michael_reynolds@nps.gov)



# Conversation Contents

FOIA 17-1221 REYNOLDS search results - Fwd: plastic water bottles

**"Reynolds, Michael" < michael\_reynolds@nps.gov >**

---

**From:** "Reynolds, Michael" < michael\_reynolds@nps.gov >  
**Sent:** Tue Oct 17 2017 18:50:09 GMT-0600 (MDT)  
**To:** Tomas Deza < tomas\_deza@nps.gov >  
**Subject:** FOIA 17-1221 REYNOLDS search results - Fwd: plastic water bottles

----- Forwarded message -----

**From:** **Johnson, Virginia** < virginia\_johnson@ios.doi.gov >  
**Date:** Wed, Jul 12, 2017 at 1:49 PM  
**Subject:** Re: plastic water bottles  
**To:** "Foster, Maureen" < maureen\_foster@ios.doi.gov >  
**Cc:** "Pavlik, Brian" < brian\_pavlik@nps.gov >, "Stephens, Beverly (Grace)" < grace\_stephens@nps.gov >, Bob Vogel < bob\_vogel@nps.gov >, Michael Reynolds < michael\_reynolds@nps.gov >

Please refrain from taking action on this written memo. It does not reflect the views of the new Administration and will need to be rewritten with input and approval from FWP.

Thank you,  
Virginia

On Wed, Jul 12, 2017 at 12:47 PM, Foster, Maureen < maureen\_foster@ios.doi.gov > wrote:

Agree with Brian; that is vital.

Also what does this bullet mean:

Preliminary public engagement data contained in a letter to former director Jarvis, and conducted by Corporate Accountability International show that since 2011, more than 500,000 actions have been taken by the public in support of NPS' efforts to reduce DPWBs.

Also please address the concern that parks are allowed to sell other types of beverages (e.g., soda, sports drinks). Have sales of those increased? Or is that being tracked?

---

Maureen D. Foster  
Chief of Staff  
Office of the Assistant Secretary  
for Fish and Wildlife and Parks  
1849 C Street, NW, Room 3161  
Washington, DC 20240

202.208.5970 (desk)  
202.208.4416 (main)

[Maureen\\_Foster@ios.doi.gov](mailto:Maureen_Foster@ios.doi.gov)

On Wed, Jul 12, 2017 at 12:38 PM, Pavlik, Brian <[brian\\_pavlik@nps.gov](mailto:brian_pavlik@nps.gov)> wrote:

Thanks Grace. I know the data collected says unpublished but are there any reports you have to back up the figures provided?

On Wed, Jul 12, 2017 at 12:22 PM, Stephens, Beverly (Grace)

<[grace\\_stephens@nps.gov](mailto:grace_stephens@nps.gov)> wrote:

Hi,

I apologize for the delay. As you will see in the briefing statement, we are working on a memo to come from Mike informing parks that we will not grant any new requests to ban bottled water per the instructions in the report that accompanied the FY17 Omnibus Appropriations bill. The memo has been delayed due to the (b) (6) having to take sudden personal leave. We hope to get it out next week. We have verbally communicated to all regions that the memo is forthcoming and we have not allowed any new parks to impose a water bottle ban in the interim. So, we are already enforcing the report language, we just have not yet put out the memo.

Please let me know if you have questions.

Thanks,  
Grace

Grace Stephens  
Chief of Staff (Acting)  
National Park Service  
(202) 354-1978 (o)  
(202) 538-5597 (c)

--

Brian Pavlik  
National Park Service  
1849 C St. NW Rm #3129  
Washington, DC 20240  
202-208-2308 (Office)  
202-641-3709 (Mobile)

--

Virginia H. Johnson  
Acting Assistant Secretary for Fish and Wildlife and Parks  
U.S. Department of the Interior  
Telephone: (202) 208-4943

--

Michael Reynolds  
National Park Service

Acting Director  
1849 C Street NW Ste. 3110  
Washington, DC 20240  
(202) 208 4621  
(202) 208 3818  
[michael\\_reynolds@nps.gov](mailto:michael_reynolds@nps.gov)



**"Reynolds, Michael" <michael\_reynolds@nps.gov>**

---

**From:** "Reynolds, Michael" <michael\_reynolds@nps.gov>  
**Sent:** Tue Oct 17 2017 18:50:28 GMT-0600 (MDT)  
**To:** Tomas Deza <tomas\_deza@nps.gov>  
**Subject:** FOIA 17-1221 REYNOLDS search results - Fwd: plastic water bottles

----- Forwarded message -----

From: **Stephens, Beverly (Grace)** <[grace\\_stephens@nps.gov](mailto:grace_stephens@nps.gov)>  
Date: Wed, Jul 12, 2017 at 2:20 PM  
Subject: Fwd: plastic water bottles  
To: Michael Reynolds <[michael\\_reynolds@nps.gov](mailto:michael_reynolds@nps.gov)>, Bob Vogel <[bob\\_vogel@nps.gov](mailto:bob_vogel@nps.gov)>, Jennifersewwx Wyse <[jennifer\\_wyse@nps.gov](mailto:jennifer_wyse@nps.gov)>

She is probably expressing concern with our reading of the word "further." Our solicitors agreed with our interpretation that (b) (5)

the memo won't come back to Mike until next week, so I guess we will be dealing with Todd on it. I checked the routing, and as of now, it was not scheduled to go through FWP for review, as it is a memo from Mike to the RDs.

It is with Jessica for review. When it comes back to me, I will hold it until we can discuss.

Thanks,  
Grace

Grace Stephens  
Chief of Staff (Acting)  
National Park Service  
(202) 354-1978 (o)  
(202) 538-5597 (c)

----- Forwarded message -----

From: **Johnson, Virginia** <[virginia\\_johnson@ios.doi.gov](mailto:virginia_johnson@ios.doi.gov)>  
Date: Wed, Jul 12, 2017 at 1:49 PM  
Subject: Re: plastic water bottles  
To: "Foster, Maureen" <[maureen\\_foster@ios.doi.gov](mailto:maureen_foster@ios.doi.gov)>

Cc: "Pavlik, Brian" <[brian\\_pavlik@nps.gov](mailto:brian_pavlik@nps.gov)>, "Stephens, Beverly (Grace)" <[grace\\_stephens@nps.gov](mailto:grace_stephens@nps.gov)>, Bob Vogel <[bob\\_vogel@nps.gov](mailto:bob_vogel@nps.gov)>, Michael Reynolds <[michael\\_reynolds@nps.gov](mailto:michael_reynolds@nps.gov)>

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Maureen D. Foster  
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Office of the Assistant Secretary  
for Fish and Wildlife and Parks  
1849 C Street, NW, Room 3161  
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202.208.5970 (desk)  
202.208.4416 (main)

[Maureen\\_Foster@ios.doi.gov](mailto:Maureen_Foster@ios.doi.gov)

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Please let me know if you have questions.  
Thanks,  
Grace

Grace Stephens  
Chief of Staff (Acting)  
National Park Service  
(202) 354-1978 (o)  
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--

Brian Pavlik  
National Park Service  
1849 C St. NW Rm #3129  
Washington, DC 20240  
202-208-2308 (Office)  
202-641-3709 (Mobile)

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Virginia H. Johnson  
Acting Assistant Secretary for Fish and Wildlife and Parks  
U.S. Department of the Interior  
Telephone: (202) 208-4943

--

Michael Reynolds  
National Park Service  
Acting Director  
1849 C Street NW Ste. 3110  
Washington, DC 20240  
(202) 208 4621  
(202) 208 3818  
[michael\\_reynolds@nps.gov](mailto:michael_reynolds@nps.gov)

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PARK



## Conversation Contents

FOIA 17-1221 REYNOLDS search results - Fwd: FY17 omnibus approp - bottled water directive

### "Reynolds, Michael" <michael\_reynolds@nps.gov>

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**From:** "Reynolds, Michael" <michael\_reynolds@nps.gov>  
**Sent:** Tue Oct 17 2017 18:49:46 GMT-0600 (MDT)  
**To:** Tomas Deza <tomas\_deza@nps.gov>  
**Subject:** FOIA 17-1221 REYNOLDS search results - Fwd: FY17 omnibus approp - bottled water directive

----- Forwarded message -----

**From:** Beverly (Grace) Stephens <[grace\\_stephens@nps.gov](mailto:grace_stephens@nps.gov)>  
**Date:** Fri, May 19, 2017 at 12:44 PM  
**Subject:** Re: FY17 omnibus approp - bottled water directive  
**To:** "Milkman, Louise" <[louise.milkman@sol.doi.gov](mailto:louise.milkman@sol.doi.gov)>  
**Cc:** Jason Waanders <[jason.waanders@sol.doi.gov](mailto:jason.waanders@sol.doi.gov)>, Shawn Benge <[shawn\\_benge@nps.gov](mailto:shawn_benge@nps.gov)>, Herbert Frost <[bert\\_frost@nps.gov](mailto:bert_frost@nps.gov)>, Michael Reynolds <[michael\\_reynolds@nps.gov](mailto:michael_reynolds@nps.gov)>

Thanks, Louise!

Grace Stephens  
Chief of Staff (acting)  
(202) 208-4228 office  
(202) 538-5597 cell

On May 19, 2017, at 11:19 AM, Milkman, Louise <[louise.milkman@sol.doi.gov](mailto:louise.milkman@sol.doi.gov)> wrote:

Grace, to follow up. We thin (b) (5)

[Redacted]

First, (b) (5)

[Redacted]

Second, (b) (5)

[Redacted]

(b) (5)

Let us know if you want to discuss further. Thanks, Louise

**Louise Milkman**

**Assistant Solicitor for National Parks**

Department of the Interior

1849 C Street NW, Washington, DC 20240

Office: (202) 208-6535 | Cell: (202) 604-5489

[louise.milkman@sol.doi.gov](mailto:louise.milkman@sol.doi.gov)

On Wed, May 17, 2017 at 4:40 PM, Stephens, Beverly (Grace)

<[grace\\_stephens@nps.gov](mailto:grace_stephens@nps.gov)> wrote:

Grace Stephens  
Chief of Staff (Acting)  
National Park Service  
(202) 208-4228 (o)  
(202) 538-5597 (c)

----- Forwarded message -----

From: **Bowron, Jessica** <[jessica\\_bowron@nps.gov](mailto:jessica_bowron@nps.gov)>

Date: Mon, May 8, 2017 at 4:58 PM

Subject: FY17 omnibus approp - bottled water directive

To: Shawn Benge <[shawn\\_benge@nps.gov](mailto:shawn_benge@nps.gov)>, Teresa Austin

<[teresa\\_austin@nps.gov](mailto:teresa_austin@nps.gov)>, Robert Wilbur <[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)>, Brian Borda

<[brian\\_borda@nps.gov](mailto:brian_borda@nps.gov)>, "Norton, Shawn" <[shawn\\_norton@nps.gov](mailto:shawn_norton@nps.gov)>

Cc: "Stephens, Beverly" <[grace\\_stephens@nps.gov](mailto:grace_stephens@nps.gov)>, Sean Reilly

<[sean\\_reilly@nps.gov](mailto:sean_reilly@nps.gov)>, Jennifer Werner <[jennifer\\_werner@nps.gov](mailto:jennifer_werner@nps.gov)>, "Rose,

Zenide" <[zenide\\_rose@nps.gov](mailto:zenide_rose@nps.gov)>, "O'Dell, Anne" <[anne\\_o'dell@nps.gov](mailto:anne_o'dell@nps.gov)>

Folks,

Below is the language from the FY17 omnibus appropriations report regarding bottled water. We saw versions of this a year ago in both the House and Senate bills and reports, but this is where they ended up.

There are three components of this directive - 1, we owe them another report after the new Director is confirmed and completes an evaluation of the original policy memo. And 2, further implementation is suspended, pending the new Director's review. Lastly, we are urged to partner with the private/non-profit sector on plastic waste recycling.

Shawn N, do we we have any requests pending that are impacted by this language? Brian, based on our back and forth RE concessions contracts last year, I don't think there are any associated concessions issues, but please confirm.

*Bottled Water.-The Committees note continued expressions of concern relating to a bottled*

*water ban implemented under Policy Memorandum 11-03. The report provided to the Committees in*

*April 2016, in response to a directive in the explanatory statement accompanying Division G of the*

*Consolidated Appropriations Act, 2016, did not provide sufficient data to justify the Service's actions.*

*The Committees understand that the Service plans to reconsider this policy and therefore directs the incoming National Park Service Director to review Policy Memorandum 11-03 and to report to the Committees on the results of this evaluation.*

*Accordingly, the Committees direct the Service to suspend further implementation of Policy Memorandum 11-03 and urge the Service to examine opportunities to partner with non-governmental entities in developing a comprehensive program that uniformly addresses plastic waste recycling system-wide.*

Not sure when we'll get a Director, but we'll eventually need to tee this up for them.

Jessica Bowron  
Comptroller  
National Park Service  
(o) 202-513-7138  
(c) 202-280-8329

**Louise Milkman**

**Assistant Solicitor for National Parks**

Department of the Interior  
1849 C Street NW, Washington, DC 20240  
Office: (202) 208-6535 | Cell: (202) 604-5489  
[louise.milkman@sol.doi.gov](mailto:louise.milkman@sol.doi.gov)

On Wed, May 17, 2017 at 4:40 PM, Stephens, Beverly (Grace)  
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Grace Stephens  
Chief of Staff (Acting)  
National Park Service  
(202) 208-4228 (o)  
(202) 538-5597 (c)

----- Forwarded message -----

From: **Bowron, Jessica** <[jessica\\_bowron@nps.gov](mailto:jessica_bowron@nps.gov)>  
Date: Mon, May 8, 2017 at 4:58 PM  
Subject: FY17 omnibus approp - bottled water directive  
To: Shawn Bengé <[shawn\\_benge@nps.gov](mailto:shawn_benge@nps.gov)>, Teresa Austin <[teresa\\_austin@nps.gov](mailto:teresa_austin@nps.gov)>, Robert Wilbur <[robert\\_wilbur@nps.gov](mailto:robert_wilbur@nps.gov)>, Brian Borda <[brian\\_borda@nps.gov](mailto:brian_borda@nps.gov)>, "Norton, Shawn" <[shawn\\_norton@nps.gov](mailto:shawn_norton@nps.gov)>  
Cc: "Stephens, Beverly" <[grace\\_stephens@nps.gov](mailto:grace_stephens@nps.gov)>, Sean Reilly <[sean\\_reilly@nps.gov](mailto:sean_reilly@nps.gov)>, Jennifer Werner <[jennifer\\_werner@nps.gov](mailto:jennifer_werner@nps.gov)>, "Rose, Zenide" <[zenide\\_rose@nps.gov](mailto:zenide_rose@nps.gov)>, "O'Dell, Anne" <[anne\\_o'dell@nps.gov](mailto:anne_o'dell@nps.gov)>

Folks,

Below is the language from the FY17 omnibus appropriations report regarding bottled water. We saw versions of this a year ago in both the House and Senate bills and reports, but this is where they ended up.

There are three components of this directive - 1, we owe them another report after the new Director is confirmed and completes an evaluation of the original policy memo. And 2, further implementation is suspended, pending the new Director's review. Lastly, we are urged to partner with the private/non-profit sector on plastic waste recycling.

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Michael Reynolds  
National Park Service  
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1849 C Street NW Ste. 3110  
Washington, DC 20240  
(202) 208 4621  
(202) 208 3818  
[michael\\_reynolds@nps.gov](mailto:michael_reynolds@nps.gov)



## Conversation Contents

FOIA 17-1221 REYNOLDS search results - Fwd: NPS Recycling and Reduction of Disposable Plastic Bottles in Parks (2011)

**Attachments:**

/9. FOIA 17-1221 REYNOLDS search results - Fwd: NPS Recycling and Reduction of Disposable Plastic Bottles in Parks (2011)/1.1 PM\_11-03\_Recycling and Reduction of Disposable Plastic Bottles in Parks.pdf

**"Reynolds, Michael" < michael\_reynolds@nps.gov >**

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**From:** "Reynolds, Michael" < michael\_reynolds@nps.gov >  
**Sent:** Tue Oct 17 2017 18:49:25 GMT-0600 (MDT)  
**To:** Tomas Deza < tomas\_deza@nps.gov >  
**Subject:** FOIA 17-1221 REYNOLDS search results - Fwd: NPS Recycling and Reduction of Disposable Plastic Bottles in Parks (2011)  
**Attachments:** PM\_11-03\_Recycling and Reduction of Disposable Plastic Bottles in Parks.pdf

----- Forwarded message -----

From: **Viets, Alexa** < alexa\_viets@nps.gov >  
Date: Wed, Apr 5, 2017 at 2:11 PM  
Subject: NPS Recycling and Reduction of Disposable Plastic Bottles in Parks (2011)  
To: Maureen Foster < maureen\_foster@ios.doi.gov >, Virginia Johnson < virginia\_johnson@ios.doi.gov >  
Cc: Herbert Frost < bert\_frost@nps.gov >, Michael Reynolds < michael\_reynolds@nps.gov >, Tasha Robbins < tasha\_l\_robbins@ios.doi.gov >, Justin Monetti < justin\_monetti@nps.gov >, Grace Stephens < grace\_stephens@nps.gov >, Lena McDowall < lena\_mcdowall@nps.gov >

As requested, here is a copy of NPS Policy Memorandum 11-03.

Please let us know if you have any questions.

Best,  
Alexa

--

Alexa Viets  
Chief of Staff (Acting)  
National Park Service  
202-208-4530

FIND YOUR  
**PARK**



--

Michael Reynolds  
National Park Service  
Acting Director  
1849 C Street NW Ste. 3110  
Washington, DC 20240  
(202) 208 4621  
(202) 208 3818  
[michael\\_reynolds@nps.gov](mailto:michael_reynolds@nps.gov)

FIND YOUR  
**PARK**





# United States Department of the Interior

NATIONAL PARK SERVICE  
1849 C Street, N.W.  
Washington, D.C. 20240

IN REPLY REFER TO:

A5623 (0130)

DEC 14 2011

To: Regional Directors  
From: Director *Janetha S. Janus*  
Subject: Recycling and Reduction of Disposable Plastic Bottles in Parks

The National Park Service has set very high standards to:

- reduce our carbon footprint and increase the sustainability of all parks
- look holistically at alternative fuels, vehicle fleet size and type
- convert lighting to reduce energy use and preserve the night sky
- recycle, compost, and use renewable energy sources (where appropriate)
- set LEED silver as the minimum standard for new construction

More than 100 parks have conducted climate friendly parks assessments. Most recently, we have begun efforts to increase choices for healthy and sustainable foods in our concessions facilities. A key element of *A Call to Action* is to “Go Green.” You can see some of these actions online at <http://www.nps.gov/sustainability/>.

Sustainability is a signature effort for the National Park Service. We must be a visible exemplar of sustainability, so it is important that we move our sustainability program forward as an *organization*. While superintendents need some discretion to tailor implementation to local situations, it is not the purview of any one park to set policy.

The heart of our sustainability program is our comprehensive Green Parks Plan (GPP). The GPP will address water and energy use, green house gas emissions, reduction of waste streams, construction practices, as well as other issues, and sets goals that we will reach by 2016. The GPP is undergoing final review and will be released early next year.

In light of recent interest in one element of the GPP, we are issuing the attached specific policy on the reduction/recycling of disposable plastic water bottles. It allows superintendents to halt the sale of these bottles if they (1) complete a rigorous impact analysis including an assessment of the effects on visitor health and safety, (2) submit a request in writing to their regional director, and (3) receive the approval of their regional director.



# United States Department of the Interior

NATIONAL PARK SERVICE

1849 C Street, N.W.  
Washington, D.C. 20240

IN REPLY REFER TO:

A5623 (0130)

DEC 14 2011

Policy Memorandum 11-03

To: Regional Directors

From: Director *Jonathan B. Jarvis*

Subject: Disposable Plastic Water Bottle Recycling and Reduction

## **A. Background**

When considered on a life-cycle basis, the use of disposable plastic water bottles has significant environmental impact compared to the use of local tap water and refillable bottles. These impacts may be magnified in remote national parks because of the additional transportation, waste disposal, energy use, and litter removal factors inherent in these locations.

The issues surrounding plastic water bottles are complex. Banning the sale of water bottles in national parks has great symbolism, but runs counter to our healthy food initiative as it eliminates the healthiest choice for bottled drinks, leaving sugary drinks as a primary alternative. A ban could pose challenges for diabetics and others with health issues who come to a park expecting bottled water to be readily available. For parks without access to running water, filling stations for reusable bottles are impractical. A ban could affect visitor safety; proper hydration is key to planning a safe two-hour hike or a multi-day backcountry excursion. Even reasonably priced reusable water bottles may be out of reach for some visitors, especially those with large families.

For these reasons, the National Park Service will implement a disposable plastic water bottle recycling and reduction policy, with an option to eliminate sales on a park-by-park basis following an extensive review and with the prior approval of the regional director.

Such a policy will allow the NPS and park partners to reduce their environmental footprint, introduce visitors to green products and the concept of environmentally responsible purchasing, and give them the opportunity to take that environmental ethic home and apply it in their daily lives. It will also be a significant step in reducing our carbon footprint and meeting *A Call to Action* Goal #23, Go Green.

## **B. Policy and Requirements**

Recycling: Parks are strongly encouraged to have a robust recycling program. The plastics found in disposable water bottles are fully recyclable, and parks should have ample and well designed, distributed, and marked collection facilities. The work of collecting, sorting, and

transporting recyclables from parks to regional recycling centers may not always “pay for itself,” but it is still the right thing to do.

Reduction: Parks are strongly encouraged to reduce the sale of disposable plastic water bottles through visitor education on the environmental impact of purchasing decisions and the availability of reasonably priced reusable bottles which can be filled at water fountains or bottle refill stations.

Elimination: Where appropriate, superintendents may request approval from their regional director to eliminate the sale of water in disposable plastic bottles by analyzing and addressing the following factors—in writing:

- Amount of waste eliminated and pros/cons to overall park operations
- Infrastructure costs and funding source(s) for filling stations
- Contractual implications on concessioners, including considerations of new leaseholder surrender interest or possessory interest
- Operational costs of filling stations including utilities and regular public health testing
- Cost and availability of BPA-free reusable containers
- Effect on concessioner and cooperating association sales revenue
- Availability of water within concession food service operations
- Visitor education in the park and online so that visitors may come prepared with their own water bottles
- Results of consultation with NPS Public Health Office
- A sign plan so that visitors can easily find filling stations
- Safety considerations for visitors who may resort to not carrying enough water or drinking from surface water sources with potential exposure to disease
- A system for annual evaluation of the program, including public response, visitor satisfaction, buying behavior, public safety, and plastic collection rates
- Results of consultation with concessioners and cooperating associations
- Timeline of phase in period

Education: Parks must develop a proactive visitor education strategy that addresses visitor expectations and explains the rationale for whatever plastic bottle reduction, recycling, or elimination effort is implemented.

Disposable plastic bottle recycling, reduction, or elimination decisions should be implemented at all applicable operations so there is consistency throughout the park and parity from one operation to the next. These procedures should be incorporated into the concessioner operating plan, cooperating association scope of sales, and other organizations operating within the park.

### **C. Existing Activities**

Parks that have already successfully implemented programs to install refill stations and eliminate the sale of disposable plastic beverage containers may continue, but must address the above factors—in writing—to their regional director, including a system for annual evaluation.

#### **D. New Concession Contracts**

With the approval of the regional director and after conducting the analysis described above, parks may prohibit the sale of disposable water bottles as a term of a new concession contract.

#### **E. Monitoring and Continuous Improvement**

This policy will be monitored to determine its park and Servicewide environmental impact, visitor welfare, acceptance, and support, and effects on concessioners and cooperating associations. The NPS will also continue to reach out to producers and suppliers and the scientific community to gather information on environmental impacts, new technologies and industry best practices and may pilot new ideas where appropriate. The disposable water bottle alternatives strategy will be revisited periodically based on these data to determine if a change in the strategy is desirable or necessary.

#### **F. Limitation**

This policy is intended only to improve the internal management of the NPS, and is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or equity by a party against the United States, its departments, agencies, instrumentalities or entities, its officers or employees, or any other person.

#### **G. Related Policies**

This policy supplements other policies relating to environmental leadership, waste reduction, and recycling, particularly those found in sections 1.8, 9.1.6, and 10.2.4.5 of *Management Policies 2006*.

#### **H. Further Information**

For information on this policy or other tools and resources, please contact [Kurt Rausch](#), Commercial Services Program at 202-513-7202 or [Shawn Norton](#), Park Facility Management Division at 202-354-1835.

-----End of Policy Memorandum-----

---

From: **Commercial Services WASO, NPS** <[commercial\\_services\\_waso@nps.gov](mailto:commercial_services_waso@nps.gov)>

Date: Wed, Sep 6, 2017 at 9:36 AM

Subject: Clarification on Disposable Water Bottle Reduction Program

To: NPS Commercial Services <[commercial\\_services@nps.gov](mailto:commercial_services@nps.gov)>

A press release was issued announcing that the NPS had rescinded the Disposable Water Bottle Reduction program. On August 21, the Commercial Services Program issued a technical bulletin outlining how to implement this change for concession operations. The technical bulletin is available on the Commercial Services external web site under the "Regulations" tab, "Operations" sort topic and also in the Policy Library on the internal Commercial Services SharePoint Site.

WASO Commercial Services has received several requests for further confirmation or clarification regarding this matter which are addressed below:

**1. Can concessioners voluntarily avoid selling water in disposable plastic bottles?**

Yes, as indicated in the technical bulletin, concessioners can opt to not sell disposable water bottles as an independent business decision. Concessioners must consult with the park before such action to make sure adequate hydration options are present for visitors such as reasonably priced reusable water bottles for sale and water fill stations.

**2. Can concessioners provide information regarding the impact of water bottles in parks in their stores?**

Yes, if concessioners opt to sell water in disposable plastic bottles so that visitors have this beverage choice, they can provide information at the cold case or check out counter that provides visitor's information on other hydration alternatives at the location. A sample sign is attached which could be modified by a concessioner for such a purpose. The concessioner should consult with the park and receive approval before posting such a sign.

For further information on this topic, contact Kurt Rausch, Branch Chief, Contract Management, NPS Commercial Services Program, at 202-513-7202 or [Kurt\\_Rausch@nps.gov](mailto:Kurt_Rausch@nps.gov).

*This message was sent to all Park, Regional, and WASO personnel working in or affiliated with NPS Commercial Services.*



# United States Department of the Interior

NATIONAL PARK SERVICE  
1849 C Street, N.W.  
Washington, DC 20240

IN REPLY REFER TO:

AUG 16 2017

Memorandum

To: National Leadership Council  
Chief, Office of Policy

From: Acting Director *Michelle K. Reppel*

Subject: Changes to Policy Guidance

Effective immediately, the following policies, including any associated handbooks or reference manuals, are rescinded:

- Policy Memorandum 11-03, Disposable Plastic Water Bottle Recycling and Reduction, signed December 14, 2011
- Director's Order #100, Resource Stewardship for the 21st Century, signed December 20, 2016

Please inform your managers and other staff as appropriate to this change in policy.

# Solid Waste and Chemicals Management Report for Fiscal Year 2016

## Bureau Name: National Park Service

Date Finalized: 2/14/2017

### Solid Waste Diversion & Recycling Program Manager:

Contact Name:	Shawn Norton
Contact Telephone Number:	202-354-1835
Contact Email Address:	shawn_norton@nps.gov

### A & B) Solid Waste Prevention and Recycling

1) Did your agency institute new, substantially improved, or updated non-hazardous solid waste prevention practices in FY 2016?

**Yes.**

**Of the 326 National Park Service facilities reporting, 19 percent (62 facilities) reported instituting new or updated prevention practices.**

Please provide an explanation of your response.

The majority of National Park Service (NPS) facilities have multiple, comprehensive solid waste prevention practices in place, and they continue to improve and expand on these programs and practices. A number of NPS facilities expanded or improved recycling programs, composting programs and waste reduction programs. Multiple NPS facilities completed or updated their Integrated Solid Waste Alternative Program (ISWAP) plans. Many NPS facilities also improved solid waste tracking and reporting practices with assistance from the NPS Solid Waste Management Help Desk. Following is a sampling of individual NPS facility responses:

- Andersonville National Historic Site –“We acquired a wood chipper to recycle wood into mulch; we purchased a cardboard recycling trailer; and we installed a cleaning system that reduces the

amount of plastic spray bottle waste. The number of spray bottles purchased, shipped to the park, and disposed of by the park has been significantly reduced.”

- Cane River Creole National Historical Park –“We installed the two bottle filling stations that were purchased the previous year.”
- Denali National Park & Preserve –“The park began a composting program in the residential housing area.”
- Gateway National Recreation Area - Floyd Bennett Field –“GATE updated agreement with NYC Department of Sanitation to include an improved recycling collection program for the Jamaica Bay Unit (JBU) of GATE. The new agreement increased collection locations for offices and housing units and provided public recycling collection receptacles for the most heavily visited areas of JBU.”
- Grand Teton National Park –“We are currently a pilot park in the Subaru/National Park Service, Zero Landfill Initiative. Through this program we have been able to hire NPS recycling staff and accurately track our data for the first time. We are also doing more education and outreach for staff and visitors. We also are working towards Climate Friendly Park and held our workshop in October.”
- Land Acquisition Project Office –“We implemented and practice a 100% recycling program, which includes office paper, toner cartridges, batteries, aluminum, glass, plastics, etc.”
- Mesa Verde National Park –“Implemented updated ISWAP plan and provided additional information for household recycling programs in local communities since park does not offer this service.”
- Mount Rushmore National Memorial –“Mount Rushmore installed two additional outdoor recycling collection containers (white paper/magazines) adjacent to the apartment and housing areas. As a further step blue containers were installed in each residence to encourage recycling. Four new water bottle filling stations were installed throughout the park to encourage water bottle reuse.”
- Zion National Park –“ZION purchased 14 bearsavers in FY 16, adding additional recycling opportunities for plastic, glass and metal.”

2) How has your Bureau or Office promoted the use of Waste Reduction Plans (FAR Clause 52.223-10) in demolition, construction, and service contracts to achieve waste diversion goals?

**Yes.**

**Of the 326 National Park Service facilities reporting, 23 percent (74 facilities) reported having promoted the use of Waste Reduction Plans (WRPs) in demolition, construction and service contracts OR using FAR Clause 52.223-10.**

Provide specific examples.

The Bureau provides training and guidance to all facilities in the use of Waste Reduction Plans (FAR Clause 52.223-10) in demolition, construction, and service contracts to achieve waste diversion goals. Most facilities do not have demolition or construction contracts every year, and only report promoting the use of Waste Reduction Plans in years when they do have such contracts.

Following is a sampling of individual NPS facility responses:

- Apostle Islands National Lakeshore –“The replacement of the Sand Island Dock included demolition of the old dock(s). Riprap materials were reused onsite to reduce waste and this was included in the contract specifications. Rest of materials were taken to landfill.”
- Cuyahoga Valley National Recreation Area –“ALL contracts contain the FAR Clause. The demo contracts in particular spell out that the Contractor MUST recycle and provide proof of the diversion.”
- Gateway National Recreation Area - Staten Island –“All GATE construction contracts include the Waste Reduction Plan (WRP) clause. All Sandy Recovery construction projects being conducted in GATE also have the WRP clause.”
- Nicodemus National Historic Site – “In 2016 NICO had 3 contracts that included language of FAR 52.223.10 within them. One (1) installed lighting protection systems on two structures. Contractor recycled all waste generated during work. The other two (2) contracts were with A/E firm for design element- they are contractually bound to include this language into the project specification that they are developing.”
- Arches National Park –“Existing old water treatment piping recycled after removing. Existing visitor center boiler recycled. Both of these projects with recycling clause in the contract.”
- Devils Tower National Monument –“All contracts required a Waste Reduction Plan be incorporated.”
- Jefferson National Expansion Memorial –“All contracts had the clause: All recyclable materials shall be disposed in such a manner as to recycle or reused within the project. Concrete was crushed and used in the new concrete that was poured. All masonry, drywall, lumber, landscape material, metal, and plastic components were recycled. The clauses were standard statements from the Federal Acquisition Regulations (FAR).”

3) Does your Bureau or Office have sites or facilities with composting programs?

**Yes. 55 percent (178 facilities) of National Park Service facilities report operating composting programs.**

**36 percent (116 facilities) of National Park Service facilities report onsite composting.**

**12 percent (40 facilities) of National Park Service facilities report offsite composting.**

**7 percent (22 facilities) of National Park Service facilities report both onsite and offsite composting.**

Estimated Total weight of materials diverted to composting: **5,095.02 tons.**

4) What percentage of offices/sites operated by your Bureau or Office have an active office products recycling program?

**Of the 326 National Park Service facilities reporting, 92 percent (299 facilities) facilities have an active office products recycling program.**

5) What percentage of residential housing operated by your Bureau or Office has an active household products recycling program?

**Of the 326 National Park Service facilities reporting, 58 percent (190 facilities) facilities have housing units.**

**4510 of 4749 housing sites operated by National Park Service** had access to recycling, which is **95%** housing sites.

6) What percentage of demolition projects managed by and/or contracted by your Bureau or Office includes the recovery of construction materials?

**Of the 326 National Park Service facilities reporting, 26 percent (84 facilities) facilities have demolition projects. 88 percent, or 157 out of 179 demolition projects, undertaken in 2016 included the recovery of construction materials.**

7) What percentage of facilities in your bureau or office are in leased space within a multi-tenant building?

**Of the 326 National Park Service facilities reporting, 17 percent (54 facilities) facilities are in leased space.**

**Of the 326 National Park Service facilities reporting, 9 percent (28 facilities) facilities are in leased space within a multi-tenant building.**

8) What percentage of facilities in your bureau or office in multi-tenant building have recycling program?

**Of the 28 facilities leased in multi-tenant building, 100 percent (28 facilities) facilities have recycling program.**

9) What percentage of facilities in your bureau or office have onsite waste disposal, such as a landfill?

**Of the 326 facilities, 2 percent (5 facilities) have onsite waste disposal.**

10) What percentage of the total solid waste generated by your Bureau or Office was diverted?

Municipal Recycled: 77330.5412 tons	Municipal Trash: 34030.1474 tons	Municipal Waste Diversion: 69.44%
Construction Recycled: 70174.9592 tons	Construction Trash: 8135.3192 tons	Construction Waste Diversion: 89.61%
Total Recycled: 147505.5004 tons	Total Trash: 42165.4667 tons	Total Waste Diversion: 77.77%

## **Toxics and Hazardous Chemicals Management**

1) Briefly describe what your Bureau or Office has done to reduce the purchase of toxic and hazardous chemicals. Do not report quantitative information (volume or dollars) on chemicals or chemical-containing products purchased or reduced.

NPS continues service-wide, regional and individual facility level efforts to reduce the use of toxic and hazardous chemicals. In FY 2016, NPS continued to help facilities phase out the use of leaded ammunition. NPS also provided service-wide environmental purchasing training via four (4) green purchasing topical webinars. NPS continued its environmental audit program which includes a component evaluating green purchasing. NPS also continues to encourage parks to establish green procurement programs according to the guidelines in the NPS Environmental Purchasing Handbook.

Following is a sampling of individual NPS facility responses:

- Crater Lake National Park –“Using green purchasing guidelines we have changed our custodial supplies to green products. We have switched to bio fuels and treatments with our diesel machines. We use non-toxic paints, and chemical 95% of the time. Old Fire Extinguishers >90 were returned to the company to recycle the metal and remove and dispose of chemicals properly.”
- Cumberland Gap National Historical Park –“Procurement of toxic and hazardous chemicals are kept to an absolute minimum by using environmental friendly products when feasible. If no environmentally friendly product is available and hazardous chemicals, toxics or byproduct thereof must be used, requisitions are for immediate consumption. Stockpiling or long term storage is not practiced. Residual chemicals are disposed of as quickly as possible and always by an approved method or disposal service.”
- Shenandoah National Park –“Shenandoah continues to limit the number of staff with purchase authority and they all take green purchasing training as part of their annual purchase card training. Staff use low toxicity cleaners and disinfectant products. The park purchases these products in bulk and encourages all employees to use the same cleaning products. Paint products used by the park are latex, low VOC products. Shenandoah uses bio-based hydraulic oil in our equipment and bar/chain lubricants for our chain saws to reduce the ecological impact from possible leaks and dispersion.”
- President's Park –“Working with NPS WASO, NPS National Capital Region, and General Services Administration contacts President's Park has continued to utilize green alternatives in place of more toxic and hazardous chemicals that had been used previously. We have also actively engaged in an Environmental Management System emphasizing Best Management Practices and Green Purchasing. In addition we have also become a "Climate Friendly Park" engaging in an array of measures to help us reduce the park's carbon footprint and impact on the environment.”
- John Muir National Historic Site –“The park has developed and follows a green purchasing policy that includes green chemical purchasing and inventory control.”

**REDUCE YOUR ENVIRONMENTAL FOOTPRINT  
and  
SUPPORT PARK WASTE REDUCTION EFFORTS**

***Consider buying and using a reusable water bottle and filling it at the NPS Water Fill Station or even refilling and reusing your disposable water bottle to help reduce your environmental impact.***

Water in disposable bottles can be a significant part of the park trash waste stream. While *[Insert Concession Name]* recycles as much of our waste as we can including plastic, bottled water require resources to produce, get to the park, keep chilled, collect as trash and transport for recycling. Bottles and caps can also be a source of litter in the park.



United States Department of the Interior  
NATIONAL PARK SERVICE  
1849 C Street, N.W.  
Washington, D.C. 20240

IN REPLY REFER TO:

AUGUST 21, 2017

**ELECTRONIC COPY, NO HARD COPY TO FOLLOW**

(2410)

**TECHNICAL BULLETIN**

To: Regional Concession Chiefs

From: Chief, Commercial Services Program /s/ *Brian Borda*

Subject: Recession of Disposable Water Bottle Reduction Program

Policy Memorandum 11-03 which established the Disposable Water Bottle Reduction Program was discontinued through an NPS News Release issued August 16, 2017. The change is effective immediately. This technical bulletin provides guidance to parks related to handling the discontinuation of the program.

**Action to be taken: Park-required Programs**

Concessioners currently prohibited from selling bottled water should be notified immediately that they are permitted to resume the sale of bottled water. Bottled water elimination programs that are implemented as contract required elements of a better offer must also be rescinded.

Parks should immediately advise concessioners of the change via a memo or email. Operating plans, merchandise plans, and other contract documentation must be modified by the park to remove references to prohibitions on the sale of bottled water. However, completion of such formal changes to contract documents is not necessary before concessioners may resume bottled water sales. Copies of any applicable documents should be added to the concession contract administrative file.

Parks may not prohibit the sale of bottled water by concessioners as a requirement in any new contract. Disposable water bottle reduction programs should also not be considered as a scored element of a better offer and then adopted as a requirement in any new contracts.

**Actions to be taken: Concessioner-initiated Programs**

Concessioners may opt not to sell bottled water as a business decision after consultation with the park. Such decisions may be made as part of the concessioner's environmental stewardship program or for other business reasons. Concessioners may make such a decision at any time during the term of their contract. This allowance to independently establish their own program

extends to concessioners previously prohibited from selling these products under a park program, but no longer subject to the requirement as a result of the NPS program's recession.

Concessioners must consult with the park before eliminating the sale of bottled water so the park can ensure that adequate hydration options are available to ensure visitor safety. This decision should be documented in the park's concession contract administrative file.

### **Pricing of Water in Disposable Plastic Bottles**

Bottled water is classified as visitor convenience item. Parks should approve pricing for these items using the mark-up method in accordance with the procedures outlined in the 2017 Rate Administration Guide. Prices must be approved prior to beginning sales.

### **Installing Water Refilling Stations**

The rescission of the disposable water bottle reduction program does not prohibit parks or concessioners from installing and operating water bottle refill stations. Any such equipment installation must follow all applicable planning and approval requirements. In particular, this includes appropriate review and approval of any concessioner-installed refill stations.

### **Educating Visitors on Hydration Options**

In those locations where bottled water is sold by a concessioner but other hydration options exist, i.e., water refill stations, parks may encourage concessioners to provide educational materials at the disposable water bottle point of sale or other locations. These materials may inform visitors about the availability of other hydration options such as the refill stations and their associated environmental benefits to the park, such as waste reduction.

### **Technical Bulletin Distribution**

Please distribute this memorandum to parks concession managers in your region. Park concessioner managers are encouraged to share the bulletin with their concessioners.

### **Contact Information**

For further information, contact [Kurt Rausch](#), Branch Chief, Contract Management, Commercial Services Program, at 202-513-7202.