AMENDMENT TO RULES COMMITTEE PRINT 117-8
OFFERED BY MR. GRIJALVA OF ARIZONA

At the end, add the following:

DIVISION H—EFFICIENT AND EFFECTIVE NEPA IMPLEMENTATION

SEC. 12001. EFFICIENT AND EFFECTIVE NEPA IMPLEMENTATION.

(a) DEFINITION OF AGENCY.—In this section, the term “agency” means a Federal agency eligible to receive funds under the INVEST in America Act.

(b) FUNDING FOR THE EFFICIENT AND EFFECTIVE APPLICATION OF NEPA.—For the period of fiscal years 2023 through 2031, there is authorized to be appropriated to the Chair of the Council on Environmental Quality $150,000,000 for allocation to agencies eligible to receive funds under the INVEST in America Act to provide for efficient and effective environmental reviews under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.) in accordance with the guidelines and requirements established under subsection (c)(2), to remain available until expended.

(c) TASK FORCE.—
(1) ESTABLISHMENT.—The Chair of the Council on Environmental Quality shall establish and administer a task force, to be known as the “Task Force to Revitalize NEPA Implementation” (referred to in this section as the “Task Force”), the membership of which may—

(A) be determined by the Chair of the Council on Environmental Quality; and

(B) include detailees from other agencies and personnel assigned to the Council on Environmental Quality under subchapter VI of chapter 33 of title 5, United States Code.

(2) GUIDELINES AND REQUIREMENTS.—Not later than 180 days after the date of enactment of this division, the Task Force shall establish guidelines and requirements for the use of amounts allocated to an agency under paragraph (3) that provide for more efficient and more effective environmental reviews under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.), including through the hiring and training of additional personnel, development of programmatic assessments or templates, procurement of technical or scientific services, development of data or technology systems,
stakeholder and community engagement, and the
purchase of new equipment.

(3) ALLOCATION OF FUNDS.—

(A) APPLICATION.—An agency seeking to
receive amounts under this section shall submit
to the Task Force an application at such time,
in such manner, and containing such informa-
tion as the Task Force shall require, which
shall include criteria and performance measures
for the implementation of the National Environ-
mental Policy Act of 1969 (42 U.S.C. 4321 et
seq.) that are established by the Task Force.

(B) ADDITIONAL AGENCIES.—The Task
Force, working with the Director of the Office
of Management and Budget, shall—

(i) identify the agencies that need ad-
ditional amounts to effectively and effi-
ciently carry out the National Environ-
mental Policy Act of 1969 (42 U.S.C.
4321 et seq.); and

(ii) determine the additional amounts
needed by each agency identified under
clause (i).
(C) ALLOCATION.—The Task Force shall allocate amounts made available under sub-section (b)—

(i) for the 2-year period beginning on the date of enactment of this division, to agencies that submit an application under subparagraph (A); and

(ii) for the period beginning on the date that is 2 years after the date of enactment of this division and ending on September 30, 2026—

(I) to agencies that submit an application under subparagraph (A); and

(II) to agencies identified under subparagraph (B)(i).

(D) TRANSFER AND ACCEPTANCE OF FUNDS.—

(i) TRANSFER.—The Chair of the Council on Environmental Quality may, to the extent provided in advance in appropriations Acts—

(I) transfer amounts allocated to agencies by the Task Force under subparagraph (C) to the heads of
those agencies for use in accordance with the guidelines and requirements established by the Task Force under paragraph (2); and

(II) use the amounts allocated to the Council on Environmental Quality by the Task Force under subparagraph (C) in accordance with the guidelines and requirements established by the Task Force under paragraph (2).

(ii) RECEIPT AND ACCEPTANCE.—The head of an agency to which amounts are transferred by the Chair of the Council on Environmental Quality under clause (i)(I) shall be entitled to receive, may accept, and may use those amounts, in accordance with the guidelines and requirements established by the Task Force under paragraph (2).

(4) SUPPLEMENT, NOT SUPPLANT.—Amounts allocated to an agency under this section shall supplement, and not supplant, amounts otherwise made available to the agency to carry out the National En-

(d) Report.—

(1) In general.—Not later than 2 years after the date of enactment of this division, and annually thereafter until amounts made available to carry out this section are expended, the Chair of the Council on Environmental Quality shall submit to Congress a report describing the implementation of this section.

(2) Inclusion.—If the Task Force allocates amounts to agencies under subsection (c)(3)(C)(ii)(II), the Chair of the Council on Environmental Quality shall include in the applicable report under paragraph (1) a description of—

(A) the agencies to which amounts were allocated under that subsection; and

(B) the amounts that were allocated to those agencies.