

AMENDMENT TO RULES COMMITTEE PRINT 117-8

OFFERED BY MR. GRIJALVA OF ARIZONA

At the end, add the following:

1 **DIVISION H—EFFICIENT AND EF-**
2 **FECTIVE NEPA IMPLEMENTA-**
3 **TION**

4 **SEC. 12001. EFFICIENT AND EFFECTIVE NEPA IMPLEMEN-**
5 **TATION.**

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

9 (b) FUNDING FOR THE EFFICIENT AND EFFECTIVE
10 APPLICATION OF NEPA.—For the period of fiscal years
11 2023 through 2031, there is authorized to be appropriated
12 to the Chair of the Council on Environmental Quality
13 \$150,000,000 for allocation to agencies eligible to receive
14 funds under the INVEST in America Act to provide for
15 efficient and effective environmental reviews under the
16 National Environmental Policy Act of 1969 (42 U.S.C.
17 4321 et seq.) in accordance with the guidelines and re-
18 quirements established under subsection (c)(2), to remain
19 available until expended.

20 (c) TASK FORCE.—

1 (1) ESTABLISHMENT.—The Chair of the Coun-
2 cil on Environmental Quality shall establish and ad-
3 minister a task force, to be known as the “Task
4 Force to Revitalize NEPA Implementation” (re-
5 ferred to in this section as the “Task Force”), the
6 membership of which may—

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

9 (B) include detailees from other agencies
10 and personnel assigned to the Council on Envi-
11 ronmental Quality under subchapter VI of
12 chapter 33 of title 5, United States Code.

13 (2) GUIDELINES AND REQUIREMENTS.—Not
14 later than 180 days after the date of enactment of
15 this division, the Task Force shall establish guide-
16 lines and requirements for the use of amounts allo-
17 cated to an agency under paragraph (3) that provide
18 for more efficient and more effective environmental
19 reviews under the National Environmental Policy
20 Act of 1969 (42 U.S.C. 4321 et seq.), including
21 through the hiring and training of additional per-
22 sonnel, development of programmatic assessments or
23 templates, procurement of technical or scientific
24 services, development of data or technology systems,

1 stakeholder and community engagement, and the
2 purchase of new equipment.

3 (3) ALLOCATION OF FUNDS.—

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

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

16 (i) identify the agencies that need ad-
17 ditional amounts to effectively and effi-
18 ciently carry out the National Environ-
19 mental Policy Act of 1969 (42 U.S.C.
20 4321 et seq.); and

21 (ii) determine the additional amounts
22 needed by each agency identified under
23 clause (i).

1 (C) ALLOCATION.—The Task Force shall
2 allocate amounts made available under sub-
3 section (b)—

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

8 (ii) for the period beginning on the
9 date that is 2 years after the date of enact-
10 ment of this division and ending on Sep-
11 tember 30, 2026—

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

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

17 (D) TRANSFER AND ACCEPTANCE OF
18 FUNDS.—

19 (i) TRANSFER.—The Chair of the
20 Council on Environmental Quality may, to
21 the extent provided in advance in appro-
22 priations Acts—

23 (I) transfer amounts allocated to
24 agencies by the Task Force under
25 subparagraph (C) to the heads of

1 those agencies for use in accordance
2 with the guidelines and requirements
3 established by the Task Force under
4 paragraph (2); and

5 (II) use the amounts allocated to
6 the Council on Environmental Quality
7 by the Task Force under subpara-
8 graph (C) in accordance with the
9 guidelines and requirements estab-
10 lished by the Task Force under para-
11 graph (2).

12 (ii) RECEIPT AND ACCEPTANCE.—The
13 head of an agency to which amounts are
14 transferred by the Chair of the Council on
15 Environmental Quality under clause (i)(I)
16 shall be entitled to receive, may accept,
17 and may use those amounts, in accordance
18 with the guidelines and requirements es-
19 tablished by the Task Force under para-
20 graph (2).

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

1 vironmental Policy Act of 1969 (42 U.S.C. 4321 et
2 seq.).

3 (d) REPORT.—

4 (1) IN GENERAL.—Not later than 2 years after
5 the date of enactment of this division, and annually
6 thereafter until amounts made available to carry out
7 this section are expended, the Chair of the Council
8 on Environmental Quality shall submit to Congress
9 a report describing the implementation of this sec-
10 tion.

11 (2) INCLUSION.—If the Task Force allocates
12 amounts to agencies under subsection
13 (c)(3)(C)(ii)(II), the Chair of the Council on Envi-
14 ronmental Quality shall include in the applicable re-
15 port under paragraph (1) a description of—

16 (A) the agencies to which amounts were al-
17 located under that subsection; and

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

