

AMENDMENT TO RULES COMMITTEE PRINT 117–

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OFFERED BY MR. NEGUSE OF COLORADO

At the end of title LV of division E, add the following:

1 SEC. 5505. ESTABLISHMENT OF FUND.

2 (a) ESTABLISHMENT.—Not later than 180 days after
3 the date of enactment of this section, the Secretary shall
4 enter into a cooperative agreement with the Foundation
5 to establish the Community Resilience and Restoration
6 Fund at the Foundation to—

7 (1) improve community safety in the face of cli-
8 matic extremes through conservation and protection
9 of restoration and resilience lands;

10 (2) to protect, conserve, and restore restoration
11 and resilience lands in order to help communities re-
12 spond and adapt to natural threats, including wild-
13 fire, drought, extreme heat, and other threats posed
14 or exacerbated by the impacts of global climate;

15 (3) to build the resilience of restoration and re-
16 siliance lands to adapt to, recover from, and with-
17 stand natural threats, including wildfire, drought,

1 extreme heat, and other threats posed or exacer-
2 bated by the impacts of global climate change;

3 (4) to protect and enhance the biodiversity of
4 wildlife populations across restoration and resilience
5 lands;

6 (5) to support the health of restoration and re-
7 silience lands for the benefit of present and future
8 generations;

9 (6) to foster innovative, nature-based solutions
10 that help meet the goals of this section; and

11 (7) to enhance the nation's natural carbon se-
12 questration capabilities and help communities
13 strengthen natural carbon sequestration capacity
14 where applicable.

15 (b) MANAGEMENT OF THE FUND.—The Foundation
16 shall manage the Fund—

17 (1) pursuant to the National Fish and Wildlife
18 Foundation Establishment Act (16 U.S.C. 3701 et
19 seq.); and

20 (2) in such a manner that, to the greatest ex-
21 tent practicable and consistent with the purposes for
22 which the Fund is established—

23 (A) ensures that amounts made available
24 through the Fund are accessible to historically
25 underserved communities, including Tribal com-

1 communities, communities of color, and rural com-
2 munities; and

3 (B) avoids project selection and funding
4 overlap with those projects and activities that
5 could otherwise receive funding under—

6 (i) the National Oceans and Coastal
7 Security Fund, established under the Na-
8 tional Oceans and Coastal Security Act (16
9 U.S.C. 7501); or

10 (ii) other coastal management focused
11 programs.

12 (c) COMPETITIVE GRANTS.—

13 (1) IN GENERAL.—To the extent amounts are
14 available in the Fund, the Foundation shall award
15 grants to eligible entities through a competitive
16 grant process in accordance with procedures estab-
17 lished pursuant to the National Fish and Wildlife
18 Foundation Establishment Act (16 U.S.C. 3701 et
19 seq.) to carry out eligible projects and activities, in-
20 cluding planning eligible projects and activities.

21 (2) PROPOSALS.—The Foundation, in coordina-
22 tion with the Secretary, shall establish requirements
23 for proposals for competitive grants under this sec-
24 tion.

25 (d) USE OF AMOUNTS IN THE FUND.—

1 (1) PLANNING.—Not less than 8 percent of
2 amounts appropriated annually to the Fund may be
3 used to plan eligible projects and activities, including
4 capacity building.

5 (2) ADMINISTRATIVE COSTS.—Not more than 4
6 percent of amounts appropriated annually to the
7 Fund may be used by the Foundation for adminis-
8 trative expenses of the Fund or administration of
9 competitive grants offered under the Fund.

10 (3) PRIORITY.—Not less than \$10,000,000
11 shall be awarded annually to support eligible
12 projects and activities for Indian Tribes.

13 (4) COORDINATION.—The Secretary and Foun-
14 dation shall ensure, to the greatest extent prac-
15 ticable and through meaningful consultation, that
16 input from Indian Tribes, including traditional eco-
17 logical knowledge, is incorporated in the planning
18 and execution of eligible projects and activities.

19 (e) REPORTS.—

20 (1) ANNUAL REPORTS.—Beginning at the end
21 the first full fiscal year after the date of enactment
22 of this section, and not later than 60 days after the
23 end of each fiscal year in which amounts are depos-
24 ited into the Fund, the Foundation shall submit to

1 the Secretary a report on the operation of the Fund
2 including—

3 (A) an accounting of expenditures made
4 under the Fund, including leverage and match
5 where applicable;

6 (B) an accounting of any grants made
7 under the Fund, including a list of recipients
8 and a brief description of each project and its
9 purposes and goals; and

10 (C) measures and metrics to track benefits
11 created by grants administered under the Fund,
12 including enhanced biodiversity, water quality,
13 natural carbon sequestration, and resilience.

14 (2) 5-YEAR REPORTS.—Not later than 90 days
15 after the end of the fifth full fiscal year after the
16 date of enactment of this section, and not later than
17 90 days after the end every fifth fiscal year there-
18 after, the Foundation shall submit to the Secretary
19 a report containing—

20 (A) a description of any socioeconomic,
21 biodiversity, community resilience, or climate
22 resilience or mitigation (including natural car-
23 bon sequestration), impacts generated by
24 projects funded by grants awarded by the

1 Fund, including measures and metrics illus-
2 trating these impacts;

3 (B) a description of land health benefits
4 derived from projects funded by grants awarded
5 by the Fund, including an accounting of—

6 (i) lands treated for invasive species;

7 (ii) lands treated for wildfire threat
8 reduction, including those treated with
9 controlled burning or other natural fire-
10 management techniques; and

11 (iii) lands restored either from wildfire
12 or other forms of degradation, including
13 over-grazing and sedimentation;

14 (C) key findings for Congress, including
15 any recommended changes to the authorization
16 or purposes of the Fund;

17 (D) best practices for other Federal agen-
18 cies in the administration of funds intended for
19 land and habitat restoration;

20 (E) information on the use and outcome of
21 funds specifically set aside for planning and ca-
22 pacity building pursuant to section 6; and

23 (F) any other information that the Foun-
24 dation considers relevant.

1 (3) SUBMISSION OF REPORTS TO CONGRESS.—
2 Not later than 10 days after receiving a report
3 under this section, the Secretary shall submit the re-
4 port to the Committee on Natural Resources of the
5 House of Representatives and the Committee on En-
6 vironment and Public Works of the Senate.

7 (4) AUTHORIZATION OF APPROPRIATIONS.—
8 There is hereby authorized to be appropriated to the
9 Fund \$100,000,000 for each of fiscal years 2023
10 through 2028 to carry out this section.

11 (f) DEFINITIONS.—For purposes of this section:

12 (1) The term “eligible entity” means a Federal
13 agency, State, the District of Columbia, a territory
14 of the United States, a unit of local government, an
15 Indian Tribe, a non-profit organization, or an ac-
16 credited institution of higher education.

17 (2) The term “eligible projects and activities”
18 means projects and activities carried out by an eligi-
19 ble entity on public lands, tribal lands, or private
20 land, or any combination thereof, to further the pur-
21 poses for which the Fund is established, including
22 planning and capacity building and projects and ac-
23 tivities carried out in coordination with Federal,
24 State, or tribal departments or agencies, or any de-
25 partment or agency of a subdivision of a State.

1 (3) The term “Foundation” means the National
2 Fish and Wildlife Foundation established under the
3 National Fish and Wildlife Foundation Establish-
4 ment Act (16 U.S.C. 3701 et seq.).

5 (4) The term “Fund” means the Community
6 Resilience and Restoration Fund established under
7 subsection (a).

8 (5) The term “Indian Tribe” means the gov-
9 erning body of any individually identified and feder-
10 ally recognized Indian or Alaska Native Tribe, band,
11 nation, pueblo, village, community, affiliated Tribal
12 group, or component reservation in the list published
13 pursuant to section 104(a) of the Federally Recog-
14 nized Indian Tribe List Act of 1994 (25 U.S.C.
15 5131(a)).

16 (6) The term “restoration and resilience lands”
17 means fish, wildlife, and plant habitats, and other
18 important natural areas in the United States, on
19 public lands, private land (after obtaining proper
20 consent from the landowner), or land of Indian
21 Tribes, including grasslands, shrublands, prairies,
22 chaparral lands, forest lands, deserts, and riparian
23 or wetland areas within or adjacent to these eco-
24 systems.

1 (7) The term “public lands” means lands
2 owned or controlled by the United States.

3 (8) The term “Secretary” means the Secretary
4 of the Interior, acting through the Director of the
5 United States Fish and Wildlife Service.

6 (9) The term “State” means a State of the
7 United States, the District of Columbia, any Indian
8 Tribe, and any commonwealth, territory, or posses-
9 sion of the United States.

