

**AMENDMENT TO THE SENATE AMENDMENT TO
H.R. 1957
OFFERED BY MR. SMITH OF MISSOURI**

After section 3, add the following:

1 **SEC. 4. CONDITION ON ACQUISITION OF NEW LAND.**

2 (a) **CONDITION.**—The head of a Federal land man-
3 agement agency may not acquire lands or interests in
4 lands using amounts from the Land and Water Conserva-
5 tion Fund until there is no longer a deferred maintenance
6 backlog for land under the jurisdiction of the head of the
7 Federal land management agency.

8 (b) **DEFINITIONS.**—In this section:

9 (1) **DEFERRED MAINTENANCE AND REPAIRS.**—
10 The term “deferred maintenance and repairs”
11 means maintenance and repairs that were not per-
12 formed when they should have been or were sched-
13 uled to be and which are put off or delayed for a
14 future period.

15 (2) **FEDERAL LAND MANAGEMENT AGENCY.**—
16 The term “Federal land management agency”
17 means the Bureau of Land Management, the United
18 States Fish and Wildlife Service, the National Park
19 Service, and the Forest Service

1 (3) MAINTENANCE AND REPAIRS.—The term
2 “maintenance and repairs” means activities directed
3 toward keeping fixed assets in an acceptable condi-
4 tion. Activities include preventive maintenance, re-
5 placement of parts, systems, or components, and
6 other activities needed to preserve or maintain the
7 asset. Maintenance and repairs, as distinguished
8 from capital improvements, exclude activities di-
9 rected towards expanding the capacity of an asset or
10 otherwise upgrading it to serve needs different from,
11 or significantly greater than, its current use.

