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.

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

(b) DEFINITIONS.—In this section:

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

(2) FEDERAL LAND MANAGEMENT AGENCY.—
The term “Federal land management agency”
means the Bureau of Land Management, the United
States Fish and Wildlife Service, the National Park
Service, and the Forest Service.
(3) MAINTENANCE AND REPAIRS.—The term “maintenance and repairs” means activities directed toward keeping fixed assets in an acceptable condition. Activities include preventive maintenance, replacement of parts, systems, or components, and other activities needed to preserve or maintain the asset. Maintenance and repairs, as distinguished from capital improvements, exclude activities directed towards expanding the capacity of an asset or otherwise upgrading it to serve needs different from, or significantly greater than, its current use.