

118TH CONGRESS
2D SESSION

S. 5402

To amend title 54, United States Code, to reauthorize the National Parks and Public Land Legacy Restoration Fund, and for other purposes.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 21, 2024

Mr. DAINES (for himself, Mr. KING, Mr. CRAMER, and Mr. WARNER) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To amend title 54, United States Code, to reauthorize the National Parks and Public Land Legacy Restoration Fund, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “America the Beautiful
5 Act”.

1 **SEC. 2. REAUTHORIZATION OF THE NATIONAL PARKS**
2 **AND PUBLIC LAND LEGACY RESTORATION**
3 **FUND.**

4 (a) DEPOSITS.—Section 200402(b) of title 54,
5 United States Code, is amended—

6 (1) in paragraph (1), by striking “2025” and
7 inserting “2033”; and

8 (2) in paragraph (2), by striking
9 “\$1,900,000,000” and inserting “\$2,000,000,000”.

10 (b) USE OF FUNDS.—Section 200402(e) of title 54,
11 United States Code, is amended—

12 (1) in paragraph (1), in the matter preceding
13 subparagraph (A), by striking “in the National
14 Wildlife Refuge System” and inserting “on land ad-
15 ministered by the United States Fish and Wildlife
16 Service”; and

17 (2) by adding at the end the following:

18 “(3) PROJECT PRIORITIZATION.—The Secretary
19 and the Secretary of Agriculture shall prioritize the
20 use of amounts allocated from the Fund for projects
21 that receive donations under subsection (j) of not
22 less than 15 percent of the total costs of the applica-
23 ble project.”.

24 (c) SUBMISSION OF ANNUAL LIST OF PROJECTS TO
25 CONGRESS.—Section 200402(h) of title 54, United States

1 Code, is amended by inserting “and the subsequent fiscal
2 year” before the period at the end.

3 (d) ALTERNATE ALLOCATION.—Section 200402(i) of
4 title 54, United States Code, is amended—

5 (1) in paragraph (1), by inserting “for the ap-
6 plicable fiscal year and subsequent fiscal year” after
7 “under this section”; and

8 (2) in paragraph (2), by adding at the end the
9 following:

10 “(C) NO FULL-YEAR APPROPRIATIONS EN-
11 ACTED.—If Congress has not enacted full-year
12 appropriations for the Department of the Inte-
13 rior, Environment, and Related Agencies for
14 the applicable fiscal year by the end of the pre-
15 vious fiscal year, amounts made available under
16 subsection (c) shall be allocated by the Presi-
17 dent, if that allocation had previously been ap-
18 proved under paragraph (1) as an allocation for
19 the subsequent fiscal year.”.

20 (e) PUBLIC DONATIONS.—Section 200402(j) of title
21 54, United States Code, is amended—

22 (1) in the subsection heading, by striking
23 “PUBLIC”;

24 (2) in paragraph (1), in the matter preceding
25 subparagraph (A), by striking “public”;

1 (3) by redesignating paragraphs (2) and (3) as
2 paragraphs (3) and (4), respectively;

3 (4) by inserting after paragraph (1) the fol-
4 lowing:

5 “(2) SOLICITATION OF DONATIONS.—The Sec-
6 retary and the Secretary of Agriculture shall provide
7 to the public information on the ability of the Sec-
8 retary and the Secretary of Agriculture to accept do-
9 nations under paragraph (1), including through—

10 “(A) public awareness campaigns;

11 “(B) physical or digital donation locations
12 at project sites; and

13 “(C) during the checkout process for the
14 purchase of a physical or digital pass to access
15 a Federal recreational site or an interagency
16 pass, such as the America the Beautiful—the
17 National Parks and Federal Recreational Lands
18 Pass.”;

19 (5) by striking paragraph (3) (as so redesign-
20 nated) and inserting the following:

21 “(3) CREDITS TO FUND.—Any cash donations
22 accepted under paragraph (1)—

23 “(A) shall be—

24 “(i) credited to, and form a part of,
25 the Fund; and

1 “(ii) allocated to the covered agency
2 for which the donation was made; and

3 “(B) may be allocated to specific projects
4 included on a list submitted under subsection
5 (h).”; and

6 (6) in paragraph (4) (as so redesignated), by
7 striking “paragraph (2)(B)” and inserting “para-
8 graph (3)(A)(ii)”.

9 (f) DISPOSAL OF ASSETS; REPORT TO CONGRESS.—
10 Section 200402 of title 54, United States Code, is amend-
11 ed by adding at the end the following:

12 “(l) DISPOSAL OF ASSETS.—The Secretary and the
13 Secretary of Agriculture shall provide for the disposal of
14 constructed assets included on a deferred maintenance list
15 submitted under subsection (h) that no longer serve the
16 public interest or advance the mission of the applicable
17 unit to which the asset belongs.

18 “(m) REPORT TO CONGRESS.—Not later than 1 year
19 after the date of enactment of this subsection, the Sec-
20 retary and the Secretary of Agriculture shall submit to
21 the appropriate committees of Congress a report that—

22 “(1) describes actions taken by the covered
23 agencies without using amounts from the Fund to
24 reduce deferred maintenance in the System, on land
25 administered by the United States Fish and Wildlife

1 Service, on public land administered by the Bureau
2 of Land Management, for the Bureau of Indian
3 Education schools, and in the National Forest Sys-
4 tem; and

5 “(2) includes a plan from the covered agencies
6 to increase preventative annual and cyclic mainte-
7 nance activities by covered agencies to a level that
8 properly maintains the assets of the covered agencies
9 and prevents the addition of assets to a deferred
10 maintenance list under subsection (h).”.

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