

Union Calendar No. 130

103D CONGRESS
1ST SESSION

H. R. 1845

[Report No. 103-193, Parts I & II]

A BILL

To establish the Biological Survey in the
Department of the Interior.

SEPTEMBER 10, 1993

Committee on Science, Space and Technology discharged,
committed to the Committee of the Whole House on
the State of the Union, and ordered to be printed

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103^D CONGRESS
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[Report No. 103-193, Parts I & II]

To establish the Biological Survey in the Department of the Interior.

IN THE HOUSE OF REPRESENTATIVES

APRIL 22, 1993

Mr. STUDDS introduced the following bill; which was referred to the
Committee on Merchant Marine and Fisheries

JULY 27, 1993

Reported with an amendment and referred jointly to the Committees on Natural Resources and Science, Space, and Technology for a period ending not later than July 30, 1993, for consideration of such provisions of the bill and amendment as fall within the jurisdiction of those committees pursuant to clauses 1(n) and 1(r) of rule X

[Strike out all after the enacting clause and insert the part printed in italic]

JULY 30, 1993

Referral to the Committees on Natural Resources and Science, Space, and Technology extended for a period ending not later than September 10, 1993

SEPTEMBER 9, 1993

Reported from the Committee on Natural Resource with an amendment
[Strike out all after the enacting clause and insert the part printed in boldface roman]

SEPTEMBER 10, 1993

Committee on Science, Space and Technology discharged, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[For text of introduced bill, see copy of bill as introduced on April 22, 1993]

A BILL

To establish the Biological Survey in the Department of the Interior.

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 “National Biological Sur-*
5 *vey Act of 1993”.*

6 **SEC. 2. FINDINGS AND PURPOSE.**

7 *(a) FINDINGS.—The Congress finds the following:*

8 *(1) The Department of the Interior needs a co-*
9 *ordinated and comprehensive source of information*
10 *about the nation’s biological resources in order to ad-*
11 *dress national, regional, and local natural resource*
12 *conflicts and to avoid future natural resource prob-*
13 *lems.*

14 *(2) Research, information, and analysis are crit-*
15 *ical to the management of biological and natural re-*
16 *sources on an ecosystem basis.*

17 *(3) In recent years, the need for broader and*
18 *more timely biological information has been readily*
19 *apparent in the numerous controversies and potential*
20 *economic dislocations surrounding natural resource*
21 *management.*

1 (4) *Presently, biological research, information,*
2 *and analysis are dispersed and fragmented among*
3 *different bureaus in the Department of the Interior.*

4 (b) *PURPOSE.*—*It is the purpose of this Act to establish*
5 *a National Biological Survey to provide a national focus*
6 *for research and monitoring of America’s biological and*
7 *natural resources on an ecosystem basis.*

8 **SEC. 3. NATIONAL BIOLOGICAL SURVEY.**

9 (a) *ESTABLISHMENT.*—*There is established in the De-*
10 *partment of the Interior an office which shall be known as*
11 *the National Biological Survey.*

12 (b) *DIRECTOR.*—

13 (1) *IN GENERAL.*—*The Survey shall be under the*
14 *supervision of the Director of the National Biological*
15 *Survey, who shall—*

16 (A) *be appointed by the President, by and*
17 *with the advice and consent of the Senate, from*
18 *among individuals having expertise in the bio-*
19 *logical sciences; and*

20 (B) *be compensated at the rate provided for*
21 *level V of the Executive Schedule.*

22 (2) *FUNCTIONS.*—*The Director, under the super-*
23 *vision of the Assistant Secretary and to the extent*
24 *practicable in cooperation with other Federal, State,*
25 *and local agencies, Tribal governments, private orga-*

1 *nizations, and other entities, shall perform the follow-*
2 *ing functions:*

3 *(A) Conduct biological research to support*
4 *management of plants, fish, wildlife, and their*
5 *habitat.*

6 *(B) Evaluate and monitor methods by*
7 *which ecosystems are managed in order to im-*
8 *prove the capability of the Nation to conserve bi-*
9 *ological resources and diversity.*

10 *(C) Collect and analyze data and informa-*
11 *tion to determine and inventory the distribution,*
12 *abundance, health, and status and trends of bio-*
13 *logical resources and ecosystems.*

14 *(D) Develop methods for the consistent and*
15 *systematic collection and analysis of data on*
16 *ecosystems and their components.*

17 *(E) Disseminate information to resource*
18 *managers, scientists, and the public.*

19 *(F) Provide technical assistance within the*
20 *Department of the Interior and to other Federal*
21 *agencies, States, private organizations, and other*
22 *entities in support of legislative, regulatory, and*
23 *resource management decisions.*

1 (G) Perform international activities related
2 to the functions of the Director under this para-
3 graph.

4 (H) Establish, in cooperation with other
5 Federal, State, and local agencies, Tribal govern-
6 ments, private organizations, and other entities,
7 a network to assist in collecting and maintain-
8 ing data concerning the distribution, abundance,
9 health, status, and trends of Nation's biological
10 resources.

11 (I) Perform biological research, inventory,
12 and monitoring and information transferring.

13 (J) After the date that is 90 days after the
14 date of the enactment of this Act, or such earlier
15 date as may be specified by the Secretary, per-
16 form functions under the National Wetlands In-
17 ventory Project that were performed before the
18 date of the enactment of this Act by the United
19 States Fish and Wildlife Service under section
20 401 of the Emergency Wetlands Resources Act of
21 1986 (16 U.S.C. 3931), except that this subpara-
22 graph shall not be considered to authorize the
23 Director to perform any such function that is
24 completed before that date of enactment.

1 (c) *POWERS.*—*In addition to such powers as may be*
2 *delegated to the Director by the Secretary, the Director shall*
3 *have the authority to—*

4 (1) *enter into contracts and cooperative agree-*
5 *ments with, and provide grants to, any appropriate*
6 *Federal, State, and local agencies, Tribal govern-*
7 *ments, private organizations, and other entities to*
8 *carry out any of the functions vested in the Director;*

9 (2) *accept lands, buildings, equipment, and other*
10 *contributions of real or personal property, either in*
11 *cash or in-kind, from public or private sources, and*
12 *to carry out projects in cooperation with other Fed-*
13 *eral, State, and local agencies, Tribal governments,*
14 *private organizations, and other entities; and*

15 (3) *accept the services of individuals in order to*
16 *carry out any of the functions vested in the Director.*

17 *Services accepted under paragraph (3) shall be subject to*
18 *the same authorities and restrictions as are applicable to*
19 *services accepted by the Secretary under the first section*
20 *and sections 2 and 3 of the Volunteers in the Park Act (16*
21 *U.S.C. 18g–18j).*

22 ***SEC. 4. NATIONAL BIOLOGICAL SURVEY POLICY BOARD.***

23 (a) *ESTABLISHMENT.*—*There is established a National*
24 *Biological Survey Policy Board to advise the Director on*
25 *appropriate biological science priorities and to offer guid-*

1 *ance to the Director as to how biological science relates to*
2 *the various missions of the Department of the Interior and*
3 *as to how the Director and the other bureaus within the*
4 *Department of the Interior can avoid duplication of*
5 *activities.*

6 (b) *MEMBERS.—The Policy Board shall consist of—*

7 (1) *the head of each agency in the Department*
8 *of the Interior that has a need for biological research*
9 *or survey activities; and*

10 (2) *such other senior officials as may be ap-*
11 *pointed by the Secretary from other agencies within*
12 *the Department.*

13 (c) *COCHAIRPERSONS.—The Policy Board shall have*
14 *2 cochairpersons, consisting of—*

15 (1) *the Director of the United States Fish and*
16 *Wildlife Service; and*

17 (2) *another member of the Policy Board who is*
18 *designated as cochairperson by the Secretary.*

19 ***SEC. 5. NATIONAL BIOLOGICAL SURVEY SCIENCE COUNCIL.***

20 *There is established a National Biological Survey*
21 *Science Council to advise the Director on structuring ap-*
22 *propriate collaborative relationships for biological science.*
23 *The Science Council shall consist of representatives ap-*
24 *pointed by the Secretary from Federal, State, and local*
25 *agencies, Tribal governments, private organizations, re-*

1 *search institutions, and other institutions, all of whom shall*
2 *serve without compensation. Section 14 of the Federal Advi-*
3 *sory Committee Act (5 U.S.C. App.) shall not apply to the*
4 *Science Council established under this section.*

5 **SEC. 6. SURVEY ACTIVITIES ON PRIVATE AND OTHER NON-**
6 **FEDERAL LANDS.**

7 (a) *COMPLIANCE WITH STATE LAWS.*—*The Survey*
8 *shall comply with applicable State laws, including laws re-*
9 *lating to private property rights and privacy.*

10 (b) *Consent and Notice Requirements.*—

11 (1) *IN GENERAL.*—*The Survey shall not enter*
12 *non-Federal real property for the purpose of collecting*
13 *information regarding the property, unless the owner*
14 *of the property has—*

15 (A) *consented in writing to that entry;*

16 (B) *after providing that consent, been pro-*
17 *vided notice of that entry; and*

18 (C) *been notified that any raw data col-*
19 *lected from the property must be made available*
20 *at no cost, if requested by the land owner.*

21 (2) *LIMITATION.*—*Paragraph (1) does not pro-*
22 *hibit entry of property for the purpose of obtaining*
23 *consent or providing notice as required by that para-*
24 *graph.*

1 (c) *REPORT TO CONGRESS.*—On January 1, 1995,
2 and January 1, 1996, and biennially thereafter, the Sec-
3 retary shall provide a report to the Committee on Merchant
4 Marine and Fisheries in the House of Representatives and
5 the Committee on Environment and Public Works in the
6 Senate. The report shall identify all activities of the Survey
7 on non-Federal lands and shall certify compliance with sub-
8 section (b)(1).

9 (d) *SURVEY POLICY ON ACCESS TO PRIVATE AND*
10 *NON-FEDERAL LANDS.*—Within six months of enactment,
11 the Director shall develop a policy for Survey employees
12 and agents to follow in order to help ensure compliance with
13 subsection (b)(1). The Director shall provide this policy to
14 the Committee on Merchant Marine and Fisheries in the
15 House of Representatives and the Committee on Environ-
16 ment and Public Works in the Senate.

17 (e) *SURVEY DEFINED.*—In this section, the term “Sur-
18 vey” includes any person that is an officer, employee, or
19 agent of the Survey, including any such person acting pur-
20 suant to a contract or cooperative agreement with or any
21 grant from the Survey.

22 **SEC. 7. DEFINITIONS.**

23 As used in this Act—

24 (1) the term “Assistant Secretary” means the As-
25 sistant Secretary for Fish and Wildlife of the Depart-

1 *ment of the Interior established under section 3 of the*
2 *Fish and Wildlife Act of 1956 (16 U.S.C. 742b);*

3 *(2) the term “Director” means the Director of the*
4 *National Biological Survey appointed under section*
5 *3(b);*

6 *(3) the term “Secretary” means the Secretary of*
7 *the Interior;*

8 *(4) the term “Survey” means the National Bio-*
9 *logical Survey established under this Act; and*

10 *(5) the term ‘Biological Resources’ means plants,*
11 *fish, invertebrates, and wildlife inhabiting terrestrial,*
12 *aquatic, and marine ecosystems.*

13 **SEC. 8. CONFORMING AMENDMENTS.**

14 *(a) TITLE 5.—Section 5316 of title 5, United States*
15 *Code, is amended by inserting after the item relating to*
16 *the Director, United States Fish and Wildlife Service, De-*
17 *partment of the Interior, the following:*

18 *“Director of the National Biological Survey, De-*
19 *partment of the Interior.”.*

20 *(b) NATIONAL WETLANDS INVENTORY.—Section*
21 *401(a) of the Emergency Wetlands Resources Act of 1986*
22 *(16 U.S.C. 3931(a)) is amended—*

23 *(1) by striking “the United States Fish and*
24 *Wildlife Service” and inserting “the National Biologi-*
25 *cal Survey”; and*

1 (2) in paragraph (1) by striking “the Service”
2 and inserting “the National Biological Survey”.

3 (c) *EFFECTIVE DATE.*—The amendments made by sub-
4 section (b) shall take effect on the date that is 90 days after
5 the date of the enactment of this Act, or such earlier date
6 as is specified by the Secretary for purposes of section
7 3(b)(2)(J).

8 **SECTION 1. SHORT TITLE.**

9 **This Act may be cited as the “National Bi-**
10 **ological Survey Act of 1993”.**

11 **SEC. 2. FINDINGS AND PURPOSE.**

12 **(a) FINDINGS.—The Congress finds the fol-**
13 **lowing:**

14 **(1) The Department of the Interior**
15 **needs a coordinated and comprehensive**
16 **source of information about the nation’s**
17 **biological resources in order to address**
18 **national, regional, and local natural re-**
19 **source conflicts and to avoid future natu-**
20 **ral resource problems.**

21 **(2) Research, information, and analy-**
22 **sis are critical to the management of bio-**
23 **logical and natural resources on an eco-**
24 **system basis.**

1 **(3) In recent years, the need for**
2 **broader and more timely biological infor-**
3 **mation has been readily apparent in the**
4 **numerous controversies and potential**
5 **economic dislocations surrounding natu-**
6 **ral resource management.**

7 **(4) Presently, biological research, in-**
8 **formation, and analysis are dispersed**
9 **and fragmented among different bureaus**
10 **in the Department of the Interior.**

11 **(b) PURPOSE.—It is the purpose of this Act**
12 **to establish a National Biological Survey to**
13 **provide a national focus for research and**
14 **monitoring of America’s biological and natu-**
15 **ral resources on an ecosystem basis.**

16 **SEC. 3. NATIONAL BIOLOGICAL SURVEY.**

17 **(a) ESTABLISHMENT.—There is established**
18 **in the Department of the Interior an office**
19 **which shall be known as the National Biologi-**
20 **cal Survey.**

21 **(b) DIRECTOR.—**

22 **(1) IN GENERAL.—The Survey shall be**
23 **under the supervision of the Director of**
24 **the National Biological Survey, who**
25 **shall—**

1 **(A) be appointed by the President,**
2 **by and with the advice and consent of**
3 **the Senate, from among individuals**
4 **having expertise in the biological**
5 **sciences; and**

6 **(B) be compensated at the rate**
7 **provided for level V of the Executive**
8 **Schedule.**

9 **(2) FUNCTIONS.—The Director, under**
10 **the supervision of the Assistant Secretary**
11 **and to the extent practicable in coopera-**
12 **tion with other Federal, State, and local**
13 **agencies, Tribal governments, private or-**
14 **ganizations, and other entities, shall per-**
15 **form the following functions:**

16 **(A) Conduct biological research to**
17 **support management of plants, fish,**
18 **wildlife, and their habitat.**

19 **(B) Monitor methods by which**
20 **ecosystems are managed in order to**
21 **improve the capability of the Nation**
22 **to conserve biological resources and**
23 **diversity.**

24 **(C) Collect and analyze data and**
25 **information to determine and inven-**

1 **tory the distribution, abundance,**
2 **health, and status and trends of bio-**
3 **logical resources and ecosystems.**

4 **(D) Develop methods for the con-**
5 **sistent and systematic collection and**
6 **analysis of data on ecosystems and**
7 **their components.**

8 **(E) Disseminate information to re-**
9 **source managers, scientists, and the**
10 **public.**

11 **(F) Provide technical assistance**
12 **within the Department of the Interior**
13 **and to other Federal agencies, States,**
14 **Tribal governments, private organiza-**
15 **tions, and other entities in support of**
16 **legislative, regulatory, and resource**
17 **management decisions.**

18 **(G) Perform international activi-**
19 **ties related to the functions of the Di-**
20 **rector under this paragraph.**

21 **(H) Establish, in cooperation with**
22 **other Federal, State, and local agen-**
23 **cies, Tribal governments, private or-**
24 **ganizations, and other entities, a net-**
25 **work to assist in collecting and main-**

1 **taining data concerning the distribu-**
2 **tion, abundance, health, status, and**
3 **trends of the Nation's biological re-**
4 **sources.**

5 **(I) Perform biological research,**
6 **inventory, and monitoring and infor-**
7 **mation transferring.**

8 **(J) After the date that is 90 days**
9 **after the date of the enactment of this**
10 **Act, or such earlier date as may be**
11 **specified by the Secretary, perform**
12 **functions under the National Wet-**
13 **lands Inventory Project that were**
14 **performed before the date of the en-**
15 **actment of this Act by the United**
16 **States Fish and Wildlife Service**
17 **under section 401 of the Emergency**
18 **Wetlands Resources Act of 1986 (16**
19 **U.S.C. 3931), except that this subpara-**
20 **graph shall not be considered to au-**
21 **thorize the Director to perform any**
22 **such function that is completed be-**
23 **fore that date of enactment.**

24 **(c) POWERS.—In addition to such powers**
25 **as may be delegated to the Director by the**

1 **Secretary, the Director shall have the author-**
2 **ity to—**

3 **(1) enter into contracts and coopera-**
4 **tive agreements with, and provide grants**
5 **to, any appropriate Federal, State, and**
6 **local agencies, Tribal governments, pri-**
7 **vate organizations, and other entities to**
8 **carry out any of the functions vested in**
9 **the Director;**

10 **(2) accept lands, buildings, equip-**
11 **ment, and other contributions of real or**
12 **personal property, either in cash or in-**
13 **kind, from public or private sources, and**
14 **to carry out projects in cooperation with**
15 **other Federal, State, and local agencies,**
16 **Tribal governments, private organiza-**
17 **tions, and other entities; and**

18 **(3) accept the services of individuals**
19 **in order to carry out any of the functions**
20 **vested in the Director.**

21 **Services accepted under paragraph (3) shall**
22 **be subject to the same authorities and restric-**
23 **tions as are applicable to services accepted by**
24 **the Secretary under the first section and sec-**

1 **tions 2 and 3 of the Volunteers in the Park Act**
2 **(16 U.S.C. 18g–18j).**

3 **(d) PEER REVIEW.—The Director shall pro-**
4 **vide for appropriate peer review as to the va-**
5 **lidity and reliability of the research under-**
6 **taken for the purpose of carrying out the**
7 **functions outlined in subsection (b)(2).**

8 **(e) COMPLIANCE WITH FEDERAL AND STATE**
9 **LAWS.—Any officer, employee, or agent of the**
10 **Survey shall comply with all applicable Fed-**
11 **eral and State laws, including laws relating to**
12 **private property rights and privacy in carry-**
13 **ing out the functions specified by subsection**
14 **(b)(2).**

15 **SEC. 4. NATIONAL BIOLOGICAL SURVEY POLICY BOARD.**

16 **(a) ESTABLISHMENT.—There is established**
17 **a National Biological Survey Policy Board to**
18 **advise the Director on appropriate biological**
19 **science priorities and to offer guidance to the**
20 **Director as to how biological science relates**
21 **to the various missions of the Department of**
22 **the Interior and as to how the Director and**
23 **the other bureaus within the Department of**
24 **the Interior can avoid duplication of activi-**
25 **ties.**

1 **(b) MEMBERS.—The Policy Board shall con-**
2 **sist of—**

3 **(1) the head of each agency in the De-**
4 **partment of the Interior that has a need**
5 **for biological research or survey activi-**
6 **ties; and**

7 **(2) such other senior officials as may**
8 **be appointed by the Secretary from other**
9 **agencies within the Department of the In-**
10 **terior.**

11 **(c) COCHAIRPERSONS.—The Policy Board**
12 **shall have 2 cochairpersons, consisting of—**

13 **(1) the Director of the United States**
14 **Fish and Wildlife Service; and**

15 **(2) another member of the Policy**
16 **Board who is designated as cochairper-**
17 **son by the Secretary.**

18 **SEC. 5. NATIONAL BIOLOGICAL SURVEY SCIENCE COUNCIL.**

19 **There is established a National Biological**
20 **Survey Science Council to advise the Director**
21 **on structuring appropriate collaborative rela-**
22 **tionships for biological science. The Science**
23 **Council shall consist of representatives ap-**
24 **pointed by the Secretary from Federal, State,**
25 **and local agencies, Tribal governments, pri-**

1 **vate organizations, research institutions, and**
2 **other entities, all of whom shall serve without**
3 **compensation. Section 14 of the Federal Advi-**
4 **sory Committee Act (5 U.S.C. App.) shall not**
5 **apply to the Science Council established**
6 **under this section.**

7 **SEC. 6. FISH AND WILDLIFE MANAGEMENT.**

8 **The establishment and operations of the**
9 **Survey shall not be construed to enlarge or di-**
10 **minish the authorities or responsibilities of**
11 **the States, territories, or possessions of the**
12 **United States for the management of fish and**
13 **wildlife and their habitats or to diminish**
14 **funding for scientific research on fish and**
15 **wildlife and their habitats conducted by State**
16 **and private agencies and entities with funds**
17 **or personnel provided, in whole or in part, by**
18 **Federal agencies.**

19 **SEC. 7. DEFINITIONS.**

20 **As used in this Act—**

21 **(1) the term “Assistant Secretary”**
22 **means the Assistant Secretary for Fish**
23 **and Wildlife of the Department of the In-**
24 **terior established under section 3 of the**

1 **Fish and Wildlife Act of 1956 (16 U.S.C.**
2 **742b);**

3 **(2) the term “biological resources”**
4 **means plants, fish, invertebrates, and**
5 **wildlife inhabiting terrestrial, aquatic,**
6 **and marine ecosystems;**

7 **(3) the term “Director” means the Di-**
8 **rector of the National Biological Survey**
9 **appointed under section 3(b);**

10 **(4) the term “Secretary” means the**
11 **Secretary of the Interior;**

12 **(5) the term “Survey” means the Na-**
13 **tional Biological Survey established**
14 **under this Act; and**

15 **(6) the term “Tribal government”**
16 **means the government of any Indian**
17 **tribe, band, nation, or other organized**
18 **group or community, including any Alas-**
19 **ka Native village or regional corporation**
20 **as defined in or established pursuant to**
21 **the Alaska Native Claims Settlement Act**
22 **(43 U.S.C. 1601 et seq.), which is recog-**
23 **nized as eligible for the special programs**
24 **and services provided by the United**

1 **States to Indians because of their status**
2 **as Indians.**

3 **SEC. 8. CONFORMING AMENDMENTS.**

4 **(a) TITLE 5.—Section 5316 of title 5, United**
5 **States Code, is amended by inserting after the**
6 **item relating to the Director, United States**
7 **Fish and Wildlife Service, Department of the**
8 **Interior, the following:**

9 **“Director of the National Biological**
10 **Survey, Department of the Interior.”.**

11 **(b) NATIONAL WETLANDS INVENTORY.—Sec-**
12 **tion 401(a) of the Emergency Wetlands Re-**
13 **sources Act of 1986 (16 U.S.C. 3931(a)) is**
14 **amended—**

15 **(1) by striking “the United States Fish**
16 **and Wildlife Service” and inserting “the**
17 **National Biological Survey”; and**

18 **(2) in paragraph (1) by striking “the**
19 **Service” and inserting “the National Bio-**
20 **logical Survey”.**

21 **(c) EFFECTIVE DATE.—The amendments**
22 **made by subsection (b) shall take effect on the**
23 **date that is 90 days after the date of the enact-**
24 **ment of this Act, or such earlier date as is**

1 **specified by the Secretary for purposes of sec-**
2 **tion 3(b)(2)(J).**

3 **SEC. 9. AUTHORIZATION AND REPORTS.**

4 **(a) CURRENT AUTHORIZATIONS.—(1) For the**
5 **fiscal year 1994, there are hereby authorized**
6 **to be appropriated not to exceed \$180,000,000**
7 **in order to carry out the purposes and provi-**
8 **sions of this Act.**

9 **(2) For fiscal years 1995, 1996, and 1997,**
10 **there are hereby authorized to be appro-**
11 **priated such sums as may be necessary to**
12 **carry out the purposes and provisions of this**
13 **Act.**

14 **(b) FUTURE AUTHORIZATIONS.—After Janu-**
15 **ary 1, 1998, no amounts shall be appropriated**
16 **to carry out any program, function, or activity**
17 **of the National Biological Survey under this**
18 **or any other Act unless such amounts have**
19 **been authorized to be appropriated by one or**
20 **more Acts of Congress enacted after the date**
21 **of enactment of this Act.**

22 **(c) PERIODIC REPORTS AND PROPOSALS.—(1)**
23 **At the time that the President submits to the**
24 **Congress an annual budget proposal, the Sec-**
25 **retary shall submit to the appropriate com-**

1 **mittees of the House of Representatives and**
2 **the Senate a report concerning the utilization**
3 **of amounts previously appropriated for pro-**
4 **grams, functions, and activities of the Na-**
5 **tional Biological Survey and the proposed uti-**
6 **lization of such appropriated amounts during**
7 **the following fiscal year.**

8 **(2) Beginning on January 1, 1997, and not**
9 **later than January 1 of each second odd-num-**
10 **bered year thereafter, the Secretary shall sub-**
11 **mit to the Speaker of the House of Represent-**
12 **atives and the President of the Senate a pro-**
13 **posal for any requested further authorization**
14 **of appropriations for all programs, functions,**
15 **and activities of the National Biological Sur-**
16 **vey to be carried out during the 4 full fiscal**
17 **years beginning on October 1 of the calendar**
18 **year following the calendar year in which**
19 **such proposal is submitted.**

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