

## Land Acquisition

### Appropriations Language

For expenses necessary to carry out the Land and Water Conservation Fund Act of 1965, as amended (16 U.S.C. 4601-4 through 11), including administrative expenses, and for acquisition of land or waters, or interest therein, in accordance with statutory authority applicable to the United States Fish and Wildlife Service, [\$99,135,000] \$71,127,000, to be derived from the Land and Water Conservation Fund, to remain available until expended, and to be for the conservation activities defined in section 250(c)(4)(E) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, for the purposes of such Act: *Provided*, That none of the funds appropriated for specific land acquisition projects can be used to pay for any administrative overhead, planning or other management costs [except that, in fiscal year 2002 only, not to exceed \$2,500,000 may be used consistent with the Service's cost allocation methodology: *Provided further*: That the United States Fish and Wildlife Service is authorized to purchase the common stock of Yauhannah Properties, Inc. for the purposes of inclusion of real property owned by that corporation into the Waccamaw National Wildlife Refuge]. (*Department of the Interior and Related Agencies Appropriation Act, 2002; additional authorizing legislation required.*)

### Justification of Language Changes

Deletion: "except that, in fiscal year 2002 only, not to exceed \$2,500,000 may be used consistent with the Service's cost allocation methodology."

The Cost Allocation Methodology (CAM) assessment charged to the Land Acquisition program in FY 2002 was \$2,993,764: consistent with this language \$2,500,000 was charged to projects, and \$493,764 was charged to Land Acquisition Management. For FY 2003, the Service Land Acquisition budget includes a separate line item and budget justification for CAM, which will no longer be charged to projects.

Deletion: "*Provided further*: That the United States Fish and Wildlife Service is authorized to purchase the common stock of Yauhannah Properties, Inc. for the purposes of inclusion of real property owned by that corporation into the Waccamaw National Wildlife Refuge"

This language authorized a specific purchase of property. The Service will consider the acquisition subject to the concerns expressed by the Committee, and the language is proposed for deletion.

## Authorizing Statutes

***Land and Water Conservation Fund Act of 1965, as amended (16 U.S.C. 460l-4-11)***. Authorizes appropriations to the Fish and Wildlife Service to acquire land for National Wildlife refuges as otherwise authorized by law. Authorization of Appropriations: Expires September 30, 2015

***Refuge Recreation Act of 1962, as amended (16 U.S.C. 460k-1)***. Authorizes acquisition of areas which are adjacent to or within, existing fish and wildlife Conservation Areas administered by the Department of the Interior, and suitable for (1) incidental fish and wildlife-oriented recreation development, (2) the protection of natural resources, (3) the conservation of listed, threatened or endangered species, or (4) carrying out two or more of the above.

***Endangered Species Act of 1973, as amended (16 U.S.C. 1534)***. Authorizes the acquisition of land, waters or interest therein for the conservation of fish, wildlife and plants, including those that are listed as endangered or threatened species, with Land and Water Conservation Fund Act appropriations.

***The Fish and Wildlife Act of 1956, as amended (16 U.S.C. 742f(a)(4))***. Authorizes acquisition of additions to the National Wildlife Refuge System for the development, management, advancement, conservation, and protection of fish and wildlife resources by purchase or exchange of land and water or interests therein.

***Emergency Wetlands Resources Act of 1986 (16 U.S.C. 3901)***. Authorizes the purchases of wetlands, or interests in wetlands, consistent with the wetlands priority conservation plan established under the Act.

***Great Sand Dunes National Park and Preserve Act of 2000 (P.L. 106-530)*** Authorizes the establishment of the Baca National Wildlife Refuge.