

Legislative Update

**CRB TEAM
PDX**



January 2020

Stephen Phillips, Senior Program Manager

FEDERAL APPROPRIATIONS 2020

USFWS



Aquatic Invasive Species. -- \$40,482,000 [FY 2019 \$21,748,000]

- States AIS plans: \$2,834,000 (*\$2,000,000*)
- National Invasive Species Act (NISA): \$1,566,000 (*\$1,623,000*)
- Prevent the spread of Q/Z mussels in the West: \$3,000,000 (*\$2,000,000*)
- Lake Tahoe: \$4,088,000 (*\$3,088,000*)
- \$1,011,000 is for Great Lakes Sea Lamprey administration costs
- Controlling Asian carp \$25,000,000 is for Asian carp (including not less than \$2,500,000 for contract fishing;)

OTHER AGENCIES

FY 2020 Report Language

BOR [Energy/Water Budget]

House: Aquatic Nuisance Species — No Q/Z specific mention [Note: FY 2018 increase of \$4.3 million for mussels]

Additional funding provided under Environmental Restoration or Compliance and Water Conservation and Delivery may be used for growing threat of AIS

Senate: No Q/Z report language

NPS: \$3,000,000 for quagga and zebra mussel containment, prevention, and enforcement. (FY 2019 \$3 million)

Bureau of Indian Affairs: \$9,773,000 for Invasive Species; (FY 2019 \$5.77 million)

WORKING CAPITAL FUND: **HOUSE:** Within available funds the Committee directs that \$1,200,000 be available for the **Invasive Species Council**. **SENATE: \$0?**

???????

OTHER AGENCIES

FY 2020 Report Language

United States Geological Survey

The recommendation provides \$23,330,000 for Invasive Species which includes \$1,720,000 for Chronic Wasting Disease and a total of **\$10,620,000 for Asian carp research**, of which \$3,000,000 is for research on grass carp and the additional increase is to be used in accordance with the specifications outlined in Senate Report 116-123. The agreement encourages the Survey to prioritize research, detection, and response efforts on invasive species with extremely high impacts on public lands, such as the **Burmese Python**, and to examine expanding their efforts to include **Lionfish**.

The recommendation includes \$10,000,000 for the Water Resources Research Institutes, of which **\$1,000,000 is for research on aquatic invasive species in the Upper Mississippi River region** to address a critical need for multi-state research

USFWS/DOI Report Tidbits Report Language (Q/Z)

House: Wildlife and Habitat Management.—The recommendation includes \$239,437,000, an increase of \$4,970,000 above the enacted level and equal to the budget request. The Committee supports the funding increase included in the budget request for **Invasive Species Strike Teams** and the reduction proposed for Inventory and Monitoring.

**USFWS/DOI Report Tidbits
Report Language (Q/Z)**

SENATE

MULTI-AGENCY DIRECTIVES, EDRR: Within 180 days of the date of enactment of this act, the agencies shall provide the Committee with a report on their efforts to **prioritize EDRR as part of their expected program of work for fiscal year 2020**

USFWS Non-Intrusive Zebra Mussel Elimination.—The Committee directs the Service to pursue technologies to aid in the elimination, mitigation, or control of aquatic nuisance species and invasive species, with an emphasis on methods that do not result **in the addition of chemical agents to the ecosystem and that do not result in harmful secondary byproducts, such as algal blooms**, taste and odor concerns, and toxic by-products. Of particular interest are those technologies that can be implemented without extensive infrastructure modification and those that **show immediate economic benefit as compared to the currently used methods of control, such as periodic physical removal and ongoing or periodic chemical treatment.** [Similar language in House]

USFWS Report Tidbits Report Language (Q/Z)

SENATE

USFWS, Invasive Species.—The Committee is aware that work is ongoing in several regions to address the threats posed by aquatic invasive species and directs the Service to continue to **make available competitive grant funding** for projects to eliminate these destructive, non-native species.

USFWS Prioritization of Combatting Invasive Plant and Animal Species.—

Invasive plant and animal species are a pervasive problem affecting communities across the Nation. Invasives, such as the Asian carp, **quagga and zebra mussels**, emerald ash borer, Eurasian milfoil, elodea, and the Hemlock Woolly Adelgid threaten our natural resources.....The Committee makes several increases to programs designed to combat invasive species before and after they become a problem. The Committee encourages the Service to **support research, monitoring, and mitigation efforts**, as well as efforts to disseminate such work, in all regions.

FY 2020 ENERGY AND WATER FEDERAL APPROPRIATIONS

" WRDA" -- U.S. Army Corps Engineers

Aquatic Plant Control Program (WRDA Directed)

- Watercraft Inspection Stations: **\$15,000,000** (FY 2019 \$5 Million)
- Monitoring: **\$3,000,000** (FY 2019 \$1 million)
- Of the funding recommended for the Aquatic Plant Control Program: \$1,000,000 shall be for activities or **monitoring, surveys,** and control of **flowering rush**

OTHER AIS RELATED LEGISLATION

<https://www.westernais.org/regulations>

Scroll down to -- US AIS - Related Federal Legislation

- [115th Congress AIS Federal Legislation \(last updated 14 January 2019, Final\)](#)
- [116th Congress AIS Federal Legislation \(updated 26 September 2019\)](#)

A	B	C	D	E	F	G	H
116	H.R.3195	Rep. Van Drew [D-NJ-2]	<i>Land and Water Conservation Fund Permanent Funding Act</i>	6/11/2019	To amend title 54, United States Code, to provide permanent, dedicated funding for the Land and Water Conservation Fund, and for other purposes.		06/11/2019 Referred to the House Committee on Natural Resources. 06/19/2019 Ordered to be Reported (Amended) by the Yeas and Nays: 21 - 13.
116	H.R. 3244	Rep. Welch [D-VT]	The Invasive Species Prevention and Forest Restoration Act	6/12/2019	To amend the Plant Protection Act for purposes of mitigating the threat of invasive species, and for other purposes.		06/12/2019 Referred to the House Committee on Agriculture. 06/28/2019 Referred to the Subcommittee on Biotechnology, Horticulture, and Research.
116	H.R.3399	Rep. Harder [D-CA-10]	To amend the Nutria Eradication and Control Act of 2003 to include California in the program, and for other purposes.	6/21/2019	To amend the Nutria Eradication and Control Act of 2003 to include California in the program, and for other purposes.		07/02/2019 Referred to the Subcommittee on Water, Oceans, and Wildlife. 09/25/2019 Subcommittee Hearings Held.
116	S. 1982	Sen. Sullivan [R-AK]	Save Our Seas 2.0 Act	6/26/19	To improve efforts to combat marine debris, and for other purposes.		06/26/2019 Read twice and referred to the Committee on Commerce, Science, and Transportation.
116	H.R.3742	Rep. Dingell [D-MI]	Recovering America's Wildlife Act of 2019	7/12/2019	To amend the Pittman-Robertson Wildlife Restoration Act to make supplemental funds available for management of fish and wildlife species of greatest conservation need as determined by State fish and wildlife agencies, and for other purposes.	“(1) ESTABLISHMENT OF SUBACCOUNT.— “(C) DEPOSITS INTO SUBACCOUNT.—Beginning in fiscal year 2020, the Secretary of the Treasury shall transfer \$1,300,000,000 from the general fund of the treasury each fiscal year to the fund for deposit in the Subaccount.	07/12/2019 Referred to the Committee on Natural Resources, and in addition to the Committee on the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned. 07/29/2019 Referred to the Subcommittee on Water, Oceans, and Wildlife.

PASSED LEGISLATION

106th Congress

S. 47 John D. Dingell, Jr. Conservation, Management, and Recreation Act

Signed: 03/12/2019

TITLE VII—WILDLIFE HABITAT AND CONSERVATION

“SEC. 10. Protection of water, oceans, coasts, and wildlife from invasive species.

“(c) Strategic plan.—

“(1) IN GENERAL.—Each Secretary concerned shall **develop a strategic plan** for the implementation of the invasive species program to achieve, to the maximum extent practicable, a substantive annual **net reduction of invasive species populations** or infested acreage on land or water managed by the Secretary concerned.

“(g) Allocation of funding.

the Secretary concerned shall use not less than **75 percent** for on-the-ground **control and management** of invasive species, may use not more than **15 percent** for investigations, development activities, and **outreach and public awareness** efforts to address invasive species control and management needs. Not more than **10 percent** may be used for **administrative costs**

(4) Theodore Roosevelt Genius Prize For Management Of Invasive Species.

Implementation S. 47, March 27, 2019, Sec. 4 :

John D. Dingell, Jr. Conservation, Management, and Recreation Act Task Force.”

A task force on the John D. Dingell, Jr. Conservation, Management, and Recreation Act is hereby established in the Department. The Associate Deputy Secretary shall serve as Chair and the Assistant Secretary for Lands and Minerals Management, Assistant Secretary for Fish and Wildlife and Parks, Assistant Secretary for Water and Science, Assistant Secretary for Indian Affairs, Assistant Secretary for Policy, Management, and Budget, Assistant Secretary for Insular and International Areas, and the Solicitor

Implementation Plan. Within 60 days of the date of this Order, members of the Task Force will submit an Implementation Plan for each actionable provision of the bill to the Chair.

S.2975 - Stop the Spread of Invasive Mussels Act of 2019

Sen. Bennet, Michael F. [D-CO] (Introduced 12/04/2019)

Section 2: Bureau of Reclamation Assistance This section authorizes the Secretary of the Interior, through the Commissioner of Reclamation, to provide financial assistance to purchase, establish, operate, or maintain watercraft inspection and decontamination stations to prevent the spread of aquatic invasive species.

Section 3: Watercraft Inspection and Decontamination Authority: This section provides each federal agency that is a member of the Aquatic Nuisance Species (ANS) Task Force with the authority to inspect and decontaminate watercraft and, as necessary, impound, quarantine, or otherwise prevent entry to limit the movement of aquatic invasive species into and out of U.S. waters.

Section 4: Technical Corrections: Fixes “**Arizona**” issue -- makes the Arkansas River Basin eligible

- **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to carry out this section \$25,000,000 for fiscal year 2020 and each fiscal year thereafter
- **(2) MANDATORY INSPECTION/DECONTAMINATION.**—To limit the movement of aquatic invasive species (as defined in section 2(a)) into or out of the waters of the United States, each task force agency **may**, as appropriate— (A) conduct mandatory inspections and de-contamination of watercraft

Recovering America's Wildlife Act of 2019 (H.R. 3742)

Rep. Dingell, Debbie [D-MI-12] (Introduced 07/12/2019)

TITLE I—WILDLIFE CONSERVATION AND RESTORATION 9SEC. 101. WILDLIFE CONSERVATION AND RESTORATION 10SUBACCOUNT. 11(a) IN GENERAL.—
Section 3 of the Pittman-Robertson Wildlife Restoration Act (16 U.S.C. 669b) is amended in subsection (c)—

“(1) ESTABLISHMENT OF SUBACCOUNT.—

“(C) DEPOSITS INTO SUBACCOUNT.—Beginning in fiscal year 2020, the Secretary of the Treasury shall transfer \$1,300,000,000 from the general fund of the treasury each fiscal year to the fund for deposit in the Subaccount.

“(4) USE OF FUNDS.—Funds apportioned from the Subaccount—

“(F) **may be used to manage, control, and prevent invasive and nuisance species**, disease, and other risks to species of greatest conservation need; and

Out of House Committee on Natural Resources 12/5/19 – vote 26-6.

Senate?

S. 3051 America's Conservation Enhancement Act

Sen. Barrasso, John [R-WY] (Introduced 12/12/2019)

The bill combines several legislative provisions codifying the National Fish Habitat Partnership program, reauthorization of the North American Wetlands Conservation Fund, the establishment of a task force to combat the rapidly growing threat of chronic wasting disease etc

SEC. 105. INVASIVE SPECIES.

Section 10 of the Fish and Wildlife Coordination Act, (16 U.S.C. 666c–1) is amended—

“(p) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section for each of fiscal years 2021 through 2025— “(1) \$2,500,000 to the Secretary of the Army, acting through the Chief of Engineers; and “(2) \$2,500,000 to the Secretary of the Interior.”.

HOUSE

H.R.925 awaits to be scheduled by House Leadership for a floor vote.

2020 Legislative Priorities

Bennett Bill

WRDA Reauthorization

CRB Language in WRDA

2018 WRDA Reauthorization (The Expansion)

“(A) WATERCRAFT INSPECTION STATIONS.—In carrying out this section, the Secretary shall establish (as applicable), operate, and maintain new or existing watercraft inspection stations—

“(i) to protect the Columbia River Basin;

“(ii) to protect the Upper Missouri River Basin; and

“(iii) to protect the Upper Colorado River Basin and the South Platte and **Arizona** River Basins.

SEC. 1170. WATERCRAFT INSPECTION STATIONS.

“(1) IN GENERAL.—There is authorized to be appropriated to carry out this section **\$110,000,000** for each fiscal year, of which—

“(A) \$30,000,000 shall be made available to carry out subsection (d)(1)(A)(i);

“(B) \$30,000,000 shall be made available to carry out subsection (d)(1)(A)(ii); and

“(C) \$30,000,000 shall be made available to carry out subsection (d)(1)(A)(iii).

Thank You!

Questions?

PSMFC AIS WEBSITE: WWW.WESTERNAIS.ORG

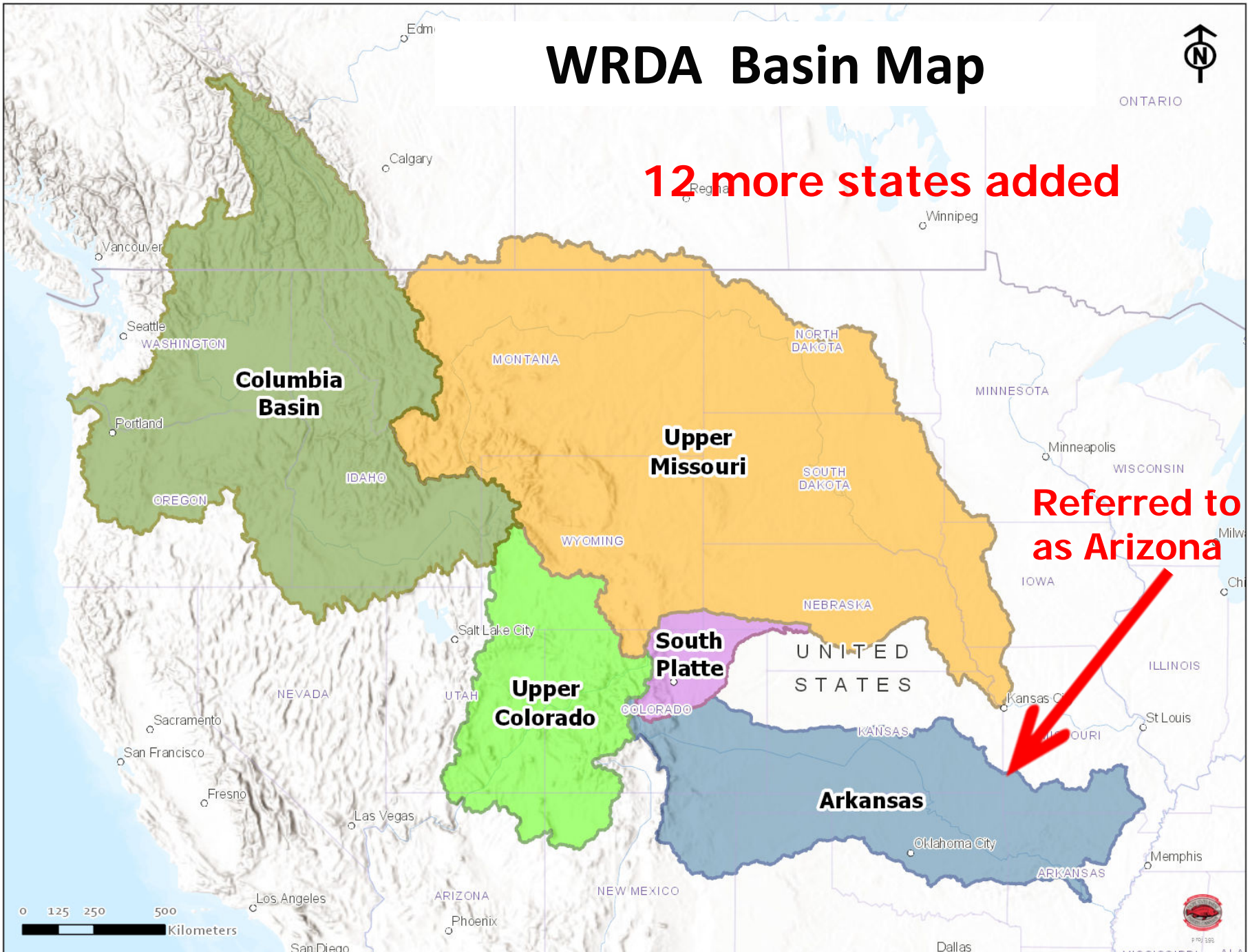


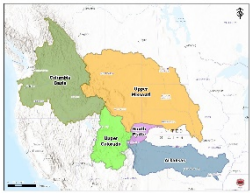
WRDA Basin Map



12 more states added

Referred to as Arizona



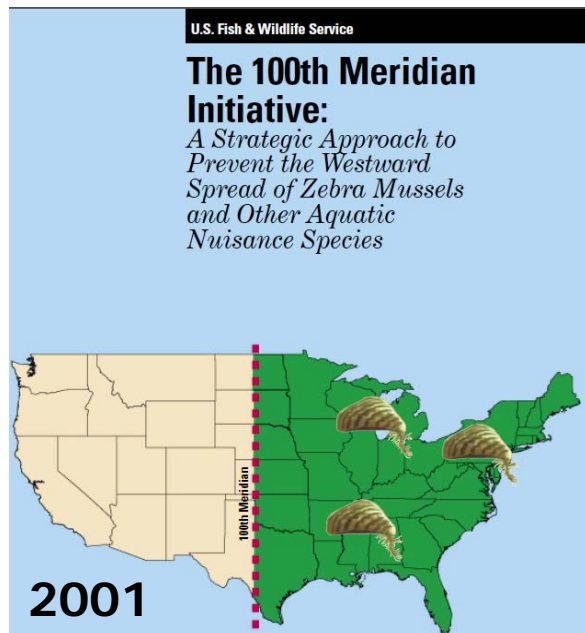


WRDA Expansion – Next Steps

Corps/States/Partners working on a western strategy for best use of the WRDA WI funds

New expanded basin projects will not come on line until “later” in 2020

For CRB, opportunity to gain additional “defense” to the East



2001: H.R. 2732 (Baird, WA): Stop Westward Aquatic Threats Act

‘(A) work with States to establish check stations on highways and waterways that cross the 100th meridian, and require that all commercial vessels moving westward across the meridian stop and be checked for zebra mussels and aquatic weeds at such check stations;