

PARTNERSHIP AGREEMENTS CREATING TANGIBLE  
SAVINGS ACT

DECEMBER 7, 2022.—Committed to the Committee of the Whole House on the State  
of the Union and ordered to be printed

Mr. GRIJALVA, from the Committee on Natural Resources,  
submitted the following

R E P O R T

[To accompany H.R. 6442]

[Including cost estimate of the Congressional Budget Office]

The Committee on Natural Resources, to whom was referred the bill (H.R. 6442) to amend section 101703 of title 54, United States Code, to include Tribal Governments and quasi-governmental entities, and for other purposes, having considered the same, reports favorably thereon with an amendment and recommends that the bill as amended do pass.

The amendment is as follows:

Strike all after the enacting clause and insert the following:

**SECTION 1. SHORT TITLE.**

This Act may be cited as the “Partnership Agreements Creating Tangible Savings Act” or the “PACTS Act”.

**SEC. 2. COOPERATIVE MANAGEMENT AGREEMENTS.**

Section 101703 of title 54, United States Code, is amended—

(1) in subsection (a)—

(A) by striking “agreement with a State or local government agency to provide for the cooperative management of the Federal and State or local park areas where a System unit is located adjacent to or near a State or local park area, and” and inserting “agreement with a State or local agency, Tribal Government, public university, public utility, or quasi-governmental entity to provide for the cooperative management of Federal, State, local, or Tribal park areas where”; and

(B) by striking “between the Service and a State or local government agency of a portion of either the System unit or State or local park will allow for more effective and efficient management of the System unit and State or local park” and inserting “between the Service and a State or local agency, Tribal Government, public university, public utility, or quasi-governmental entity of a portion of either the System unit or State, local, Tribal, or quasi-governmental entity land will allow for more effective and efficient management of such System unit or such land”;

(2) in subsection (b), by striking “provide to a State” and all that follows through “land” and inserting “provide to a State or local agency, Tribal Government, public university, public utility, or quasi-governmental entity goods and services to be used by the Secretary and the State or local agency, Tribal Government, public university, public utility, or quasi-governmental entity in the cooperative management of lands and waters”; and

(3) in subsection (c)—

(A) by striking “a Federal, State, or local employee for work on any Federal, State, or local” and inserting “an employee of a Federal, State, or local agency, Tribal Government, public university, public utility, or quasi-governmental entity, for work on any Federal, State, local, Tribal, or quasi-governmental entity”; and

(B) by striking “by the Secretary and the State or local agency” and inserting “by the Secretary and the State or local agency, Tribal Government, public university, public utility, or quasi-governmental entity”.

#### PURPOSE OF THE BILL

The purpose of H.R. 6442 is to amend section 101703 of title 54, United States Code, to include Tribal Governments and quasi-governmental entities.

#### BACKGROUND AND NEED FOR LEGISLATION

H.R. 6442 would amend Section 101703 of title 54 to expand the National Park Service’s cooperative management agreement authority to include Tribal Governments and quasi-governmental entities. Currently, the National Park Service is authorized to engage in cooperative management agreements only with state or local governments.

NPS typically utilizes cooperative management agreements for services like snow removal, trash removal, or other related activities that are more efficiently achieved through pooled resources and shared priorities. H.R. 6442 would expand the use of cooperative management agreements to assist in the management of national parks and adjacent state, local, or tribal lands. Cooperative management agreements with neighboring land management agencies and other partners save money and resources by creating efficiency and synergy on shared priorities.

#### COMMITTEE ACTION

H.R. 6442 was introduced on January 20, 2022, by Representative Russ Fulcher (R-ID). The bill was referred solely to the Committee on Natural Resources, and within the Committee to the Subcommittee on National Parks, Forests, and Public Lands and the Subcommittee for Indigenous Peoples of the United States. On June 14, 2022, the Subcommittee on National Parks, Forests, and Public Lands held a hearing on the bill. On July 13, 2022, the Natural Resources Committee met to consider the bill. The Subcommittees were discharged by unanimous consent. Rep. Fulcher offered an amendment designated Fulcher #1. The amendment was agreed to by unanimous consent. The bill, as amended, was adopted and ordered favorably reported to the House of Representatives by unanimous consent.

#### HEARINGS

For the purposes of clause 3(c)(6) of House rule XIII, the following hearing was used to develop or consider this measure: hear-

ing by the Subcommittee on National Parks, Forests, and Public Lands held on June 14, 2022.

COMMITTEE OVERSIGHT FINDINGS AND RECOMMENDATIONS

Regarding clause 2(b)(1) of rule X and clause 3(c)(1) of rule XIII of the Rules of the House of Representatives, the Committee on Natural Resources' oversight findings and recommendations are reflected in the body of this report.

COMPLIANCE WITH HOUSE RULE XIII AND CONGRESSIONAL BUDGET ACT

1. *Cost of Legislation and the Congressional Budget Act.* With respect to the requirements of clause 3(c)(2) and (3) of rule XIII of the Rules of the House of Representatives and sections 308(a) and 402 of the Congressional Budget Act of 1974, as well as clause 3(d) of rule XIII of the Rules of the House of Representatives, the Committee has received the following materials for the bill from the Director of the Congressional Budget Office:

U.S. CONGRESS,  
CONGRESSIONAL BUDGET OFFICE,  
*Washington, DC, November 14, 2022.*

Hon. RAÚL M. GRIJALVA,  
*Chairman, Committee of Natural Resources,  
House of Representatives, Washington, DC.*

DEAR MR. CHAIRMAN: The Congressional Budget Office has prepared the enclosed table summarizing estimated budgetary effects and mandates information for some of the legislation that has been ordered reported by the House Committee of Natural Resources during the 117th Congress.

If you wish further details, we will be pleased to provide them. The CBO staff contact for each estimate is listed on the enclosed table.

Sincerely,

PHILLIP L. SWAGEL,  
*Director.*

Enclosure.

SUMMARY ESTIMATES OF LEGISLATION ORDERED REPORTED

The Congressional Budget Act of 1974 requires the Congressional Budget Office, to the extent practicable, to prepare estimates of the budgetary effects of legislation ordered reported by Congressional authorizing committees. In order to provide the Congress with as much information as possible, the attached table summarizes information about the estimated direct spending and revenue effects of some of the legislation that has been ordered reported by the House Committee on Natural Resources during the 117th Congress. The legislation listed in this table generally would have small effects, if any, on direct spending or revenues, CBO estimates. Where possible, the table also provides information about the legislation's estimated effects on spending subject to appropriation and on intergovernmental and private-sector mandates as defined in the Unfunded Mandates Reform Act.

**LEGISLATION ORDERED REPORTED BY THE HOUSE COMMITTEE ON NATURAL RESOURCES—ESTIMATED BUDGETARY EFFECTS AND MANDATES INFORMATION**

Bill number	Title	Status	Last action	Budget function	Direct spending, 2023–2032	Revenues, 2023–2032	Spending subject to appropriation, 2023–2027	Pay-as-you-go procedures apply?	Increases on-budget deficits beginning in 2033?	Mandates	Contact
H.R. 3600	Route 66 National Historic Trail Designation Act	Ordered reported	11/17/21	300	0	0	Not estimated	No	No	No	Madeleine Fox
H.R. 4648	H.R. 3600 would designate the 2,400 miles of U.S. Highway 66 from Illinois to California as the Route 66 National Historic Trail. CBO estimates that enacting H.R. 3600 would not affect direct spending or revenues. CBO has not estimated the discretionary costs of implementing the bill. The bill contains no intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act.	Ordered reported	11/17/21	300	0	0	Not estimated	No	No	No	Madeleine Fox
H.R. 4690	Cane River Creole National Historical Park Boundary Modification Act	Ordered reported	09/29/22	300	Between —\$500,000 and zero	0	Not estimated	Yes	No	No	Aurora Swanson
H.R. 5444	H.R. 4648 would add about 46 acres to the Cane River Creole National Historical Park in Louisiana. CBO estimates that enacting H.R. 4648 would not affect direct spending or revenues. CBO has not estimated the discretionary costs of implementing the bill. The bill contains no intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act.	Ordered reported	06/15/22	500	0	0	Not estimated	No	No	No	Garrett Quenneville
H.R. 6438	Truth and Healing Commission on Indian Boarding School Policies Act	Ordered reported	07/20/22	300	0	0	Not estimated	No	No	No	Madeleine Fox
H.R. 6442	H.R. 5444 would establish the Truth and Healing Commission on Indian Boarding School Policies to study and report on the lasting effects of policies that placed American Indian, Alaska Native, and Native Hawaiian children in boarding schools. CBO estimates that enacting H.R. 5444 would not affect direct spending or revenues. CBO has not estimated the discretionary costs of implementing the bill. The bill contains no intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act.	Ordered reported	07/20/22	300	0	0	Not estimated	No	No	No	Madeleine Fox
H.R. 6799	Dearfield Study Act	Ordered reported	07/13/22	300	0	0	Not estimated	No	No	No	Madeleine Fox
H.R. 7496	H.R. 6438 would require the Department of the Interior to study and report on the suitability and feasibility of establishing the Dearfield area in Colorado as a unit of the National Park System. CBO estimates that enacting H.R. 6438 would not affect direct spending or revenues. CBO has not estimated the discretionary costs of implementing the bill. The bill contains no intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act.	Ordered reported	07/20/22	300	0	0	Not estimated	No	No	No	Madeleine Fox
	PACTS Act	Ordered reported	07/13/22	300	0	0	Not estimated	No	No	No	Madeleine Fox
	H.R. 6442 would authorize the National Park Service to enter into agreements with tribal governments, public universities, public utilities, and quasi-governmental entities to cooperatively manage adjacent parks. CBO estimates that enacting H.R. 6442 would not affect direct spending or revenues. CBO has not estimated the discretionary costs of implementing the bill. The bill contains no intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act.	Ordered reported	07/20/22	300	0	0	Not estimated	No	No	No	Madeleine Fox
	H.R. 6799 would require the Department of the Interior to study and report on the suitability and feasibility of establishing the John P. Parker House in Ohio as a unit of the National Park System. CBO estimates that enacting H.R. 6799 would not affect direct spending or revenues. CBO has not estimated the discretionary costs of implementing the bill. The bill contains no intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act.	Ordered reported	07/13/22	300	0	0	Not estimated	No	No	No	Madeleine Fox
	a bill to direct the Secretary of the Interior to install a plaque at the peak of Ram Head in the Virgin Islands National Park on St. John, United States Virgin Islands, to commemorate the slave rebellion that began on St. John in 1733	Ordered reported	07/13/22	300	0	0	Not estimated	No	No	No	Madeleine Fox

H.R. 7496 would direct the Department of the Interior to install a plaque at the peak of Rain Head in the United States Virgin Islands commemorating the 1733 slave rebellion. CBO estimates that enacting H.R. 7496 would not affect direct spending or revenues. CBO has not estimated the discretionary costs of implementing the bill. The bill contains no intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act.

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The Committee adopts as its own any finalized additional materials of the Director of the Congressional Budget Office regarding the bill, should such materials be made available before House passage of the bill.

2. *General Performance Goals and Objectives.* As required by clause 3(c)(4) of rule XIII, the general performance goals and objectives of this bill are to amend section 101703 of title 54, United States Code, to include Tribal Governments and quasi-governmental entities.

#### EARMARK STATEMENT

This bill does not contain any Congressional earmarks, limited tax benefits, or limited tariff benefits as defined under clause 9(e), 9(f), and 9(g) of rule XXI of the Rules of the House of Representatives.

#### UNFUNDED MANDATES REFORM ACT STATEMENT

According to CBO, this bill contains no unfunded mandates as defined by the Unfunded Mandates Reform Act.

#### EXISTING PROGRAMS

This bill does not establish or reauthorize a program of the federal government known to be duplicative of another program.

#### APPLICABILITY TO LEGISLATIVE BRANCH

The Committee finds that the legislation does not relate to the terms and conditions of employment or access to public services or accommodations within the meaning of section 102(b)(3) of the Congressional Accountability Act.

#### PREEMPTION OF STATE, LOCAL, OR TRIBAL LAW

Any preemptive effect of this bill over state, local, or tribal law is intended to be consistent with the bill's purposes and text and the Supremacy Clause of Article VI of the U.S. Constitution.

#### CHANGES IN EXISTING LAW MADE BY THE BILL, AS REPORTED

In compliance with clause 3(e) of rule XIII of the Rules of the House of Representatives, changes in existing law made by the bill, as reported, are shown as follows (existing law proposed to be omitted is enclosed in black brackets, new matter is printed in italics, and existing law in which no change is proposed is shown in roman):

### **TITLE 54, UNITED STATES CODE**

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### **SUBTITLE I—NATIONAL PARK SYSTEM**

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## CHAPTER 1017—FINANCIAL AGREEMENTS

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**§ 101703. Cooperative management agreements**

(a) IN GENERAL.—To facilitate the administration of the System, the Secretary, under such terms and conditions as the Secretary considers advisable, may enter into an **agreement with a State or local government agency to provide for the cooperative management of the Federal and State or local park areas where a System unit is located adjacent to or near a State or local park area, and** *agreement with a State or local agency, Tribal Government, public university, public utility, or quasi-governmental entity to provide for the cooperative management of Federal, State, local, or Tribal park areas where cooperative management* **between the Service and a State or local government agency of a portion of either the System unit or State or local park will allow for more effective and efficient management of the System unit and State or local park** *between the Service and a State or local agency, Tribal Government, public university, public utility, or quasi-governmental entity of a portion of either the System unit or State, local, Tribal, or quasi-governmental entity land will allow for more effective and efficient management of such System unit or such land.* The Secretary may not transfer administration responsibilities for any System unit under this paragraph.

(b) PROVISION OF GOODS AND SERVICES.—Under a cooperative management agreement, the Secretary may acquire from and **provide to a State or local government agency goods and services to be used by the Secretary and the State or local governmental agency in the cooperative management of land** *provide to a State or local agency, Tribal Government, public university, public utility, or quasi-governmental entity goods and services to be used by the Secretary and the State or local agency, Tribal Government, public university, public utility, or quasi-governmental entity in the cooperative management of lands and waters.*

(c) ASSIGNMENT OF EMPLOYEE.—An assignment arranged by the Secretary under section 3372 of title 5 of **a Federal, State, or local employee for work on any Federal, State, or local** *an employee of a Federal, State, or local agency, Tribal Government, public university, public utility, or quasi-governmental entity, for work on any Federal, State, local, Tribal, or quasi-governmental entity land or an extension of the assignment may be for any period of time determined* **by the Secretary and the State or local agency** *by the Secretary and the State or local agency, Tribal Government, public university, public utility, or quasi-governmental entity to be mutually beneficial.*

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SUPPLEMENTAL, MINORITY, ADDITIONAL, OR DISSENTING VIEWS

None.

