

Legislative Update

**CRB TEAM
Spokane, WA**



June 2019

Stephen Phillips, Senior Program Manager

FY 2020 FEDERAL APPROPRIATIONS

House Appropriations Committee Passed FY 2020 Spending Bills:

Energy and Water Development (5/21)

- **BOR**
- **USACE**

Interior-Environment Funding Bill (5/22)

- **USFWS**
- **NPS**
- **USGS**
- **BIA**

FY 2020 APPROPRIATIONS

Interior-Environment (USFWS, NPS, USGS, BIA)

USFWS, Aquatic Invasive Species: \$26,301,000, (FY 2018 \$21,748,000)

- **States AIS plans: \$2,000,000 (\$1,000,000)**
- **National Invasive Species Act (NISA): \$1,566,000 (\$1,623,000)**
- **Prevent the spread of Q/Z mussels in the West: \$3,000,000 (FY \$2,000,000)**
- **Lake Tahoe: ; \$4,088,000 (\$3,088,000)**
- **Controlling Asian carp \$11,600,000 (\$10,400,000)**
- **Sea Lamprey administration costs: \$1,011,000**

The Service is encouraged to pursue technologies to aid in the elimination, mitigation, or control of aquatic nuisance species and invasive species that do not result in the addition of chemical agents to the ecosystem that can lead to harmful by-products such as algal blooms.

FY 2020 FEDERAL APPROPRIATIONS

National Park Service

Quagga and Zebra Mussel Programs are funded at \$3,000,000, equal to the enacted level* and a \$1,000,000 increase above the budget request.**

*** FY 2019**

**** FY 2020 President's Budget**

FY 2020 FEDERAL APPROPRIATIONS

U.S. Geological Survey

\$21,392,000 for the Invasive Species program, an increase of \$2,062,000 above the enacted level.

The recommendation includes \$8,620,000 for Asian carp control, of which \$3,000,000 is for research on grass carp to contain or eradicate them.

No Q/Z specific language

FY 2020 FEDERAL APPROPRIATIONS

Bureau of Reclamation

The Committee recommends \$1,632,849,000 for the Bureau of Reclamation, \$82,849,000 above fiscal year 2019 and 523,000,000 above the budget request.

No Q/Z Specific Language

FY 2020 FEDERAL APPROPRIATIONS

Bureau of Indian Affairs

\$8,773,000 for the Invasive Species program, \$2,000,000 above the enacted level and \$3,310,000 above the budget request.

FY 2020 FEDERAL APPROPRIATIONS

Homeland Security

Coast Guard – The bill includes \$12 billion for the Coast Guard – \$162 million above the 2019 enacted level and \$894 million above the request

VIDA ...waiting on report language (Soon)

- (f) COASTAL AQUATIC INVASIVE SPECIES MITIGATION GRANT PROGRAM AND MITIGATION FUND.

FY 2020 FEDERAL APPROPRIATIONS

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)
- NO FLOWERING RUSH \$\$\$ in House Bill – This is a Senate Mark. (FY 2019 \$1,000,000 control (nationwide))

Aquatic Nuisance Research Program:

- Harmful Algal Blooms (HAB): \$4,000,000
- HAB Research: an additional \$5,675,000 to develop next-generation ecological models.....the Corps is encouraged to support research that will identify/develop improved strategies for early detection, prevention, and management techniques and procedures to reduce the occurrence/impacts of HABS

FY 2020 FEDERAL APPROPRIATIONS

NOW WHAT

HOUSE: To unveil first fiscal 2020 “minibus” [i.e. multi-agency] SOON.... to include Department of Energy and water projects.

SENATE: Bicameral deal???

- Senate appropriators have yet to unveil any of their spending bills as they are hoping for a bipartisan budget agreement on overall spending.
- If a deal does not surface soon, Senate appropriators could begin marking up their bills this month and *******simply setting funding at current levels.*******
- Congressional leaders and OMB appeared close to a two-year budget deal two weeks ago that would lift spending caps and raise both domestic and defense spending for fiscal 2020 and 2021.
- But that accord has yet to materialize, and no new talks have been announced amid increased acrimony between Trump and Democrats over nonspending issues, including trade policy and possible impeachment.

OTHER AIS RELATED LEGISLATION

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

Scroll to bottom of page

See “116th Congress AIS Federal Legislation”

PASSED LEGISLATION

106th Congress

03/12/2019 Became Public Law No: 116-9.

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

“(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** incurred to carry out those programs, including costs relating to oversight and management of the programs, recordkeeping, and implementation of the strategic plan developed under subsection (c).*

•(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.

H.R.380	Rep. Grothman [R-WI-6]	<i>To amend the Federal Power Act to require the consideration of invasive species when prescribing fishways, and for other purposes</i>
H.R.414	Rep. Rooney [R-FL-19]	<i>To amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to include algal blooms in the definition of a major disaster, and for other purposes.</i>
H.R.417	Rep. Soto [D-FL-9]	<i>To amend title 18, United States Code, to establish measures to combat invasive lionfish, and for other purposes.</i>
S.268	Sen. Barrasso [R-WY]	<i>Wildlife Innovation and Longevity Driver Act</i>
S.302	Sen. Burr, Richard [R-NC]	A bill to permanently reauthorize the Land and Water Conservation Fund.
S.282/H.R.1103	Senator Murkowski/Rep. Young	<i>Genetically Engineered Salmon Labeling Act,</i>
H.R.1314	Rep. Young [R-AK-At Large]	<i>Integrated Coastal and Ocean Observation System Act Amendments of 2019</i>
H.R. 2467,	Rep. Don Young (R-Alaska),	would prohibit the secretaries of the Interior or Commerce from authorizing "finfish aquaculture" — the farming of fish rather than simply catching wild fish — within the U.S. exclusive economic zone.

Real Fish Caught By a Real Man*

*who doesn't cheat at cards











WRDA Update

S. 3021
America's Water Infrastructure Act of 2018
[aka WRDA]

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).

Unofficial Basin Map



PSMFC /USACE Allocated CRB WRDA (WRRDA WFIA AWIA) Funding (**All \$\$\$\$'s Matched**)

YEAR	Watercraft Ins	Monitoring	Flowering rush
2017	\$3.7 Million	\$373,000	0
2018	\$4.1	\$692,000	\$0
2019	\$4.9	\$720,000	\$186,927

2020 (New Basins Come Online)

2020	?	?	?
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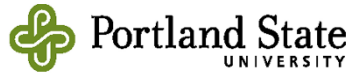
State	2016 Inspections	2017 Inspections	2018 Inspects	2016 Intercepts	2017 Intercepts	2018 Intercepts
MT	39,000	86,000	109,000	9	17	16
WA	2,180	9,054	24,645	0	0	4
OR	16,686	21,031	28,190	17	16	11
ID	89,390	93,083	110,285	17	31	50
Totals	147,256	209,168	272,120	43	64	81
		Increase in Inspections 42%	Incr. in Inspections 30%		Incr. in Intercepts 49%	Incr. in Intercepts 26.5%

Washington Department of Fish and Wildlife

2016-2018 Dreissenid Monitoring

Veliger				Adult*		
CPLM**	CPLM	eDNA # water bodies sampled	eDNA	Artificial substrates	Visual shoreline surveys	Year
# Water bodies sampled	#tow samples		#water samples			
72 water bodies, 145 sites	329 horizontal and 329 vertical	0	0	348 substrates, 80 water bodies, 160 sites	295 surveys, 80 water bodies, 167 sites	2016
76 water bodies, 163 sites	294 horizontal and 294 vertical	58 water bodies, 116 sites	116	337 substrates, 74 water bodies, 158 sites	342 surveys, 78 water bodies, 165 sites	2017
93 water bodies, 225 sites	514 horizontal and 514 vertical	102 water bodies, 235 sites	236	616 substrates, 95 water bodies, 219 sites	708 surveys, 100 water bodies, 231 sites	2018

Partners



Thank You!

Questions?

PSMFC AIS WEBSITE: WWW.WESTERNAIS.ORG



Water Resources Reform and Development Act (WRDA) (2014, 2016)

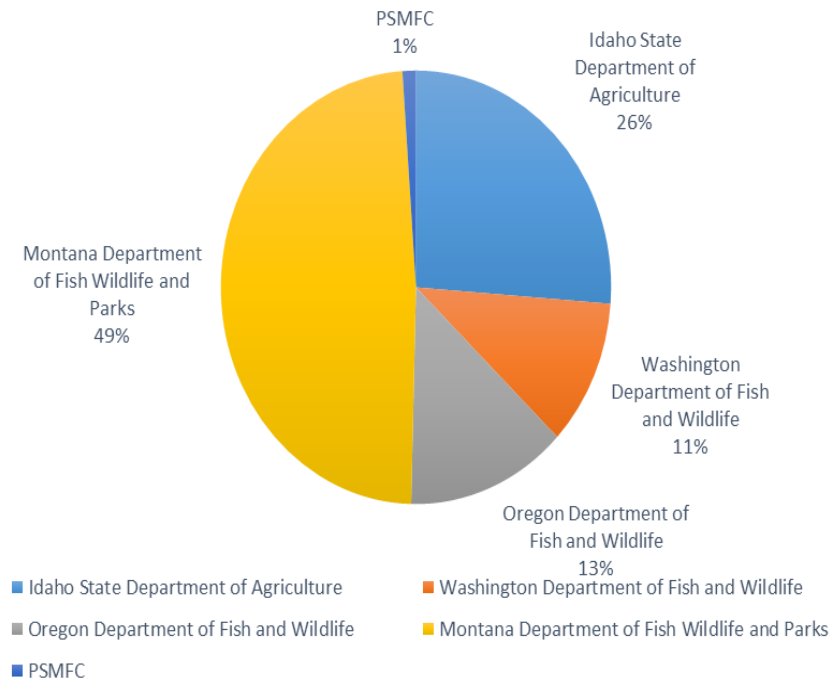
JUNE 2014: “Water Resources Reform and Development Act of 2014”(Public Law 113–121—Sec. 1039. Invasive species)

“(1) IN GENERAL —In carrying out this section, the **Secretary may establish watercraft inspection stations in the Columbia River Basin to be located in the States of Idaho, Montana, Oregon, and Washington at locations**, as determined by the Secretary, with the highest likelihood of preventing the spread of aquatic invasive species at reservoirs operated and maintained by the Secretary.

December 2016: Reauthorized as Water Infrastructure Improvements for the Nation (WIIN Act) [Attempt add Arkansas/Platte; *Sen Bennet (CO), Amendment FAILS;*]

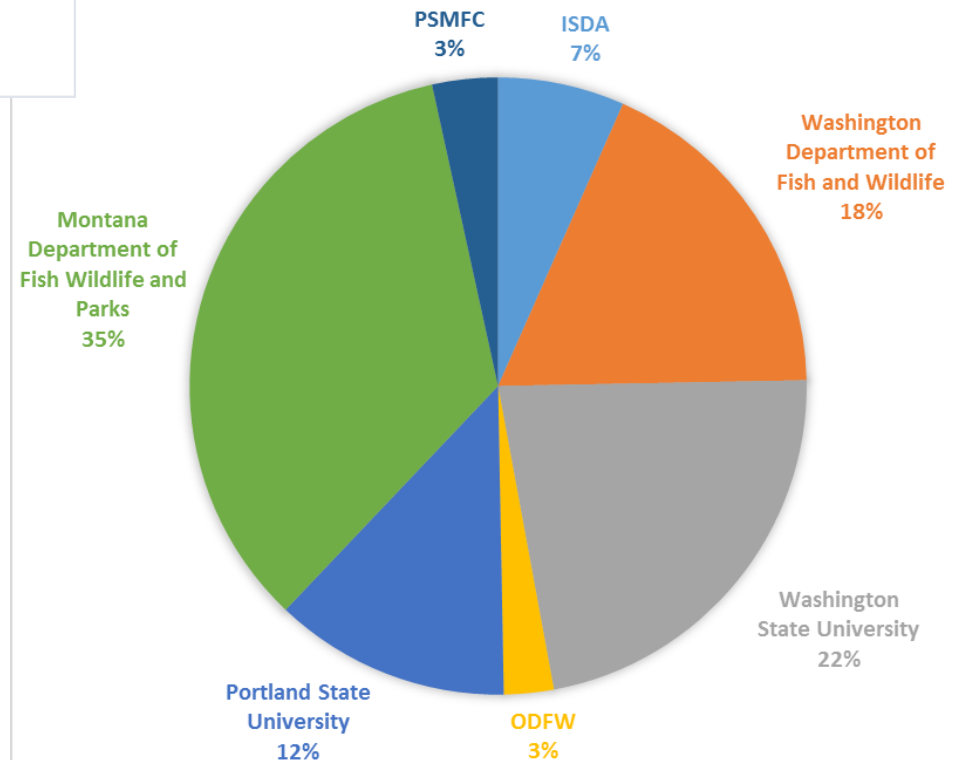
April 2017: Watercraft Inspection and Monitoring Cost Share Program Begins; PSMFC signs agreement to administer the \$\$\$ with the USACE (Walla Walla) on behalf of OR, ID, MT and WA. **50/50 match program;**

2018 WATERCRAFT INSPECTION - \$4.1 Million



- Veliger (Larval) Monitoring
- Substrate/Shoreline Sampling
- Water Quality Sampling
- eDNA Sampling

2018 MONITORING PROGRAM - \$692,000

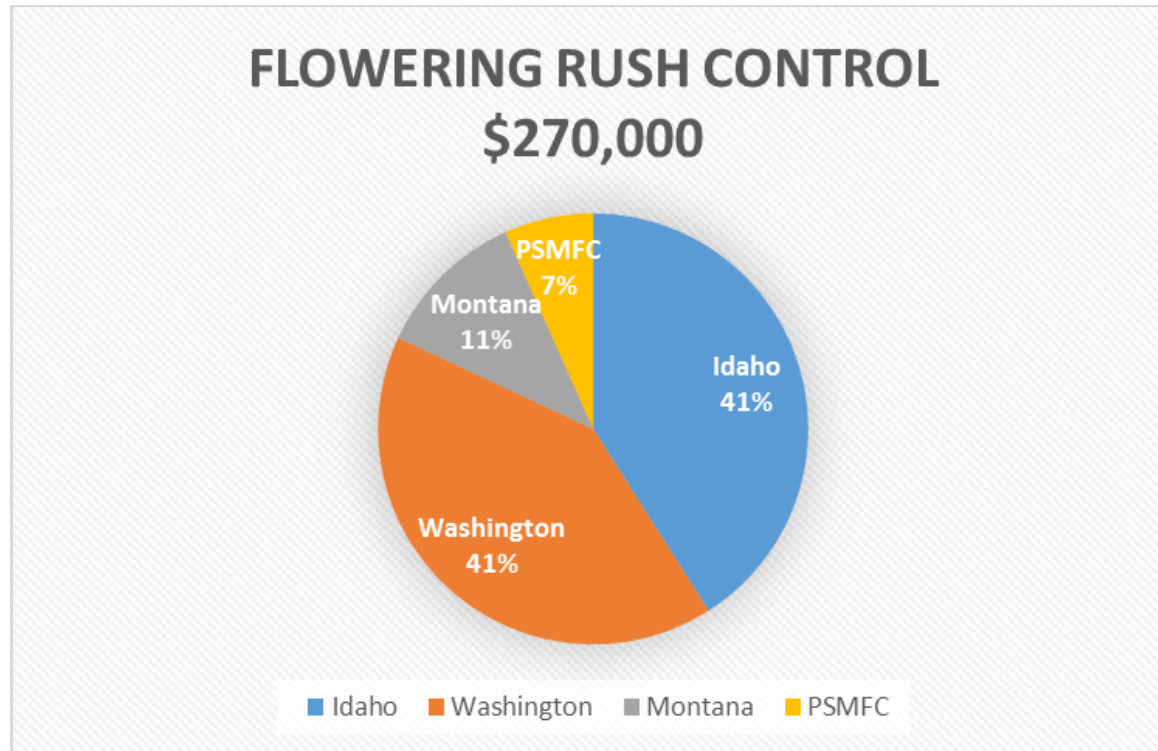


The Committee directs the Secretary of the Interior, in cooperation with the Chief of the Forest Service, through the Secretary of Agriculture, and the U.S. Army Corps of Engineers/Civil Works, to work with the Western Governors Association and individual western governors to **develop a joint Federal/State incident command system that would allow for cooperative and rapid response to new detections of invasive mussels in the West.**

Such incident command system must address appropriate division of labor between Federal and State governments, **identify pre-arranged mechanisms for the Federal/State partners to fund rapid response actions,** and address in advance any necessary environmental compliance requirements that might be associated with a predictable range of rapid response actions.

Flowering Rush Control

FY 2018 WRDA \$ 1 Million Authorized Nationwide



Notes:

- **Oregon does not qualify (federal waters)**
- **Permitting Hold – 2018 project will not begin until**
Spring 2019

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S. 3021

America's Water Infrastructure Act of 2018 **[aka WRDA]**

“(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;

~~“to be located in the States of Idaho, Montana, Oregon, and Washington”~~

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

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

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S. 3021

America's Water Infrastructure Act of 2018 [aka WRDA]

“(B) LOCATIONS.—The Secretary shall establish watercraft inspection stations under subparagraph (A) at locations with the highest likelihood of preventing the spread of aquatic invasive species **at reservoirs operated and maintained by the Secretary,** as determined by the Secretary in consultation with States within the areas described in subparagraph (A).

“(C) RAPID RESPONSE.—The Secretary shall assist States within the areas described in subparagraph (A) with rapid response to any aquatic invasive species, including quagga or zebra mussel, infestation.”; and