

CHANGES IN EXISTING LAW MADE BY THE BILL

Set out below is a comparative print showing changes in existing law proposed by the bill. Insertions are shown in italic and omissions are surrounded by brackets.

TITLE 15—COMMERCE AND TRADE

§ 720e(a)(3)(D) (Alaska Natural Gas Pipeline Act, § 107(a)(3)(D))

SEC. 107. JUDICIAL REVIEW

(a) EXCLUSIVE JURISDICTION.—Except for review by the Supreme Court on writ of certiorari, the United States Court of Appeals for the District of Columbia Circuit shall have original and exclusive jurisdiction to determine—

* * *

(3) the validity of any determination, permit, approval, authorization, review, or other related action taken under any provision of law relating to a gas transportation project constructed and operated in accordance with section 103, including

* * *

(D) [the National Historic Preservation Act (16 U.S.C. 470 et seq.);] *division A of subtitle III of title 54, United States Code*; and

TITLE 16—CONSERVATION

§ 3125(4) (Alaska National Interest Lands Conservation Act, § 815(4))

SEC. 107. JUDICIAL REVIEW

SEC. 815. Nothing in this title shall be construed as—

* * *

(4) modifying or repealing the provisions of any Federal law governing the conservation or protection of fish and wildlife, including the National Wildlife Refuge System Administration Act of 1966 (80 Stat. 927; 16 U.S.C. 668dd–jj), [section 100101(b)(1)] *section 100101(a)*, chapter 1003, and sections 100751(a), 100752, 100753, and 102101 of title 54, the Fur Seal Act of 1966 (80 Stat. 1091; 16 U.S.C. 1187), the Endangered Species Act of 1973 (87 Stat. 884; 16 U.S.C. 1531–1543), the Marine Mammal Protection Act of 1972 (86 Stat. 1027; 16 U.S.C. 1361–1407), the Act entitled “An Act for the Protection of the Bald Eagle”, approved June 8, 1940 (54 Stat. 250; 16 U.S.C. 742a–754), the Migratory Bird Treaty Act (40 Stat. 755; 16 U.S.C. 703–711), the Federal Aid in Wildlife Restoration Act (50 Stat. 917; 16 U.S.C. 669–669i), the Magnuson-Stevens

Fishery Conservation and Management Act (90 Stat. 331; 16 U.S.C. 1801–1882), the Federal Aid in Fish Restoration Act (64 Stat. 430; 16 U.S.C. 777–777K), or any amendments to any one or more of such Acts.

TITLE 43—PUBLIC LANDS

§ 2103(b) (Abandoned Shipwreck Act of 1987, § 4(b))

SEC. 4. RIGHTS OF ACCESS

* * *

(b) PARKS AND PROTECTED AREAS.—In managing the resources subject to the provisions of this Act, States are encouraged to create underwater parks or areas to provide additional protection for such resources. Funds available to States from grants from the Historic Preservation Fund shall be available, in accordance with the provisions of [title I of the National Historic Preservation Act,] *chapter 3029 of title 54, United States Code*, for the study, interpretation, protection, and preservation of historic shipwrecks and properties.

TITLE 54—NATIONAL PARK SERVICE AND RELATED PROGRAMS

Public Law 113–287, § 7(b)

SEC. 7. REPEALS.

The following provisions of law are repealed, except with respect to rights and duties that matured, penalties that were incurred, and proceedings that were begun before the date of enactment of this Act.

Schedule of Laws Repealed

Act	Section	United States Code Former Classification
* * *		
National Historic Preservation Act (Pub. L. 89–665)	2	16 U.S.C. 470–1.
* * *		
	[401	16 U.S.C. 470x].
* * *		
Urban Park and Recreation Recovery Act of 1978 (Pub. L. 95–625)	title X, § 1004	16 U.S.C. 2503.
	title X, § 1005	16 U.S.C. [2304] 2504.
	title X, § 1006	16 U.S.C. [2305] 2505.
	title X, § 1007	16 U.S.C. [2306] 2506.
	title X, § 1008	16 U.S.C. [2307] 2507.
	title X, § 1009	16 U.S.C. [2308] 2508.
	title X, § 1010	16 U.S.C. [2309] 2509.
	title X, § 1011	16 U.S.C. [2310] 2510.
	title X, § 1012	16 U.S.C. [2311] 2511.
	title X, § 1013	16 U.S.C. [2312] 2512.
	title X, § 1014	16 U.S.C. [2313] 2513.
	title X, § 1015	16 U.S.C. [2314] 2514.

§ 100507(h)(3)

§ 100507. Additional areas for System

* * *

(h) AUTHORIZATION OF APPROPRIATIONS.—

* * *

(3) CARRYING OUT SUBSECTIONS (b), (c), [and] AND (g).—To carry out subsections (b), (c), and (g), there is authorized to be appropriated \$2,000,000 for each fiscal year.

§ 100903(a)

§ 100903. Solid waste disposal operations

(a) IN GENERAL.—To protect the air, land, water, and natural and cultural values of the System and the property of the United States in the System, no solid waste disposal site (including any site for the disposal of domestic or industrial solid waste) may be operated within the boundary of any System unit, other than—

The analysis for chapter 1013

CHAPTER 1013—EMPLOYEES

* * *

Subchapter III—Housing Improvement
101331. [Definitions.] *Purposes; definitions.*

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§ 101331

[§ 101331. Definitions

In this subchapter:

(1) FIELD EMPLOYEE.—The term “field employee” means—

(A) an employee of the Service who is exclusively assigned by the Service to perform duties at a field unit, and the members of the employee’s family; and

(B) any other individual who is authorized to occupy Federal Government quarters under section 5911 of title 5, and for whom there is no feasible alternative to the provision of Federal Government housing, and the members of the individual’s family.

(2) PRIMARY RESOURCE VALUES.—The term “primary resource values” means resources that are specifically mentioned in the enabling legislation for that field unit or other resource value recognized under Federal statute.

(3) QUARTERS.—The term “quarters” means quarters owned or leased by the Federal Government.

(4) SEASONAL QUARTERS.—The term “seasonal quarters” means quarters typically occupied by field employees who are hired on assignments of 6 months or less.]

§ 101331. Purposes; definitions

- (a) *PURPOSES.*—*The purposes of this subchapter are—*
- (1) to develop where necessary an adequate supply of quality housing units for field employees of the Service in a reasonable timeframe;*
 - (2) to expand the alternatives available for construction and repair of essential Government housing;*
 - (3) to rely on the private sector to finance or supply housing in carryout out this subchapter, to the maximum extent possible, to reduce the need for Federal appropriations;*
 - (4) to ensure that adequate funds are available to provide for long-term maintenance needs of field employee housing; and*
 - (5) to eliminate unnecessary Government housing and locate such housing as is required in a manner such that primary resource values are not impaired.*
- (b) *DEFINITIONS.*—*In this subchapter:*
- (1) *FIELD EMPLOYEE.*—The term “field employee” means—
 - (A) an employee of the Service who is exclusively assigned by the Service to perform duties at a field unit, and the members of the employee’s family; and
 - (B) any other individual who is authorized to occupy Federal Government quarters under section 5911 of title 5, and for whom there is no feasible alternative to the provision of Federal Government housing, and the members of the individual’s family.
 - (2) *PRIMARY RESOURCE VALUES.*—The term “primary resource values” means resources that are specifically mentioned in the enabling legislation for that field unit or other resource value recognized under Federal statute.
 - (3) *QUARTERS.*—The term “quarters” means quarters owned or leased by the Federal Government.
 - (4) *SEASONAL QUARTERS.*—The term “seasonal quarters” means quarters typically occupied by field employees who are hired on assignments of 6 months or less.

Chapter 1015

Chapter 1015—Transportation

* * *

Subchapter III—Public Transportation Programs for System Units

101521. Purpose.

[101521] *101522.* Transportation service and facility programs.

[101522] *101523.* Transportation projects.

[101523] *101524.* Procedures applicable to transportation plans and projects.

[101524] *101525.* Special rule for service contract to provide transportation services.

§ 101521. Purpose

The purpose of this subchapter is to make the System more accessible in a manner consistent with the preservation of parks and the conservation of energy by encouraging the use of transportation modes other than personal motor vehicles for access to and in Sys-

tem units with minimum disruption to nearby communities through authorization of a pilot transportation program.

§ [101521] 101522. Transportation service and facility programs

* * *

§ [101522] 101523. Transportation projects

* * *

§ [101523] 101524. Procedures applicable to transportation plans and projects

(a) DURING FORMULATION OF PLAN.—The Secretary shall, during the formulation of any transportation plan authorized pursuant to section [101521] 101522 of this title—

* * *

§ [101524] 101525. Special rule for service contract to provide transportation services

§ 101701(d)

§ 101701. Challenge cost-share authority

* * *

(d) AVAILABLE FUNDS.—

(1) AMOUNTS.—*Out of any amounts in the Treasury not otherwise appropriated, \$20,000,000 shall be made available to the Secretary for fiscal year 2018, and \$30,000,000 shall be made available to the Secretary for fiscal year 2019, without further appropriation and to remain available until expended, to pay the Federal funding share of challenge cost-share agreements for deferred maintenance projects and to correct deficiencies in Service infrastructure.*

(2) AMOUNT FROM NON-FEDERAL SOURCES.—*Not less than 50 percent of the total cost of project for funds made available under paragraph (1) to pay the Federal funding share shall be derived from non-Federal sources, including in-kind contribution of goods and services fairly valued.*

§ 101913(4)(C)

§ 101913. Award of concession contracts

* * *

(4) CONSIDERATION OF PROPOSALS.—

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(C) ALL PROPOSALS FAIL TO MEET [MIMIMUM] MINIMUM REQUIREMENTS OR ARE REJECTED.— If all proposals submitted to the Secretary fail to meet the minimum require-

ments or are rejected by the Secretary, the Secretary shall establish new minimum contract requirements and re-initiate the competitive selection process pursuant to this section.

§ 102302(d)

§ 102302. National Capital region arts and cultural affairs

* * *

(d) [RESPONSIBILITIES] *RESPONSIBILITIES* OF DIRECTOR.—The Director shall—

Chapter 2003

**Chapter 2003—Land and Water
Conservation Fund**

* * *

200301. [Definitions.] *Purposes; definitions.*

* * *

[§ 200301. Definitions

In this chapter:

(1) **FUND.**—The term “Fund” means the Land and Water Conservation Fund established under section 200302 of this title.

(2) **STATE.**—The term “State” means a State, the District of Columbia, Puerto Rico, Guam, American Samoa, the Virgin Islands, and the Northern Mariana Islands.]

§ 200301. *Purposes; definitions*

(a) *PURPOSES.*—*The purposes of this chapter are—*

(1) to assist in preserving, developing, and assuring accessibility to all citizens of the United States and visitors who are lawfully present in the United States such quality and quantity of outdoor recreation resources as may be available and are necessary and desirable for individual active participation in that recreation; and

(2) to strengthen the health and vitality of the citizens of the United States by—

(A) providing funds for and authorizing Federal assistance to the States in planning, acquisition, and development of needed land and water areas and facilities; and

(B) providing funds for the Federal acquisition and development of certain land and other areas.

(b) **DEFINITIONS.**—In this chapter:

(1) **FUND.**—The term “Fund” means the Land and Water Conservation Fund established under section 200302 of this title.

(2) STATE.—The term “State” means a State, the District of Columbia, Puerto Rico, Guam, American Samoa, the Virgin Islands, and the Northern Mariana Islands.

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§ 200310. Transfers to and from Fund

(a) MOTORBOAT FUEL TAXES.—There shall be set aside in the Fund the amounts specified in [section 9503(c)(3)(B) of the Internal Revenue Code of 1986 (26 U.S.C. 9503(c)(3)(B))] *section 9503(c)(3)(A) of the Internal Revenue Code of 1986 (26 U.S.C. 9503(c)(3)(A))*.

Chapter 2005

**Chapter 2005—Urban Park and Recreation
Recovery Program**

* * *

200501. [Definitions.] *Purposes; complement to existing Federal programs; definitions.*

* * *

**§ 200501. [Definitions.] Purposes; complement to existing
Federal programs; definitions.**

(a) PURPOSES.— *The purposes of this chapter are—*

(1) *to authorize the Secretary to establish an urban park and recreation recovery program that would provide Federal grants to economically hard-pressed communities specifically for the rehabilitation of critically needed recreation areas, facilities, and development of improved recreation programs;*

(2) *to improve recreation facilities and expand recreation services in urban areas with a high incidence of crime and to help deter crime through the expansion of recreation opportunities for at-risk youth; and*

(3) *to increase the security of urban parks and to promote collaboration between local agencies involved in parks and recreation, law enforcement, youth social services, and juvenile justice system.*

(b) COMPLEMENT EXISTING FEDERAL PROGRAMS.—*The urban park and recreation recovery program is intended to complement existing Federal programs such as the Land and Water Conservation Fund and Community Development Grant Programs by encouraging and stimulating local governments to revitalize their park and recreation systems and to make long-term commitments to continuing maintenance of these systems. The assistance shall be subject to such terms and conditions as the Secretary considers appropriate and in the public interest to carry out the purposes of this chapter.*

(c) DEFINITIONS.— In this chapter:

(1) AT-RISK YOUTH RECREATION GRANT.—

(A) IN GENERAL.—The term “at-risk youth recreation grant” means a grant in a neighborhood or community with a high prevalence of crime, particularly violent crime or crime committed by youthful offenders.

(B) INCLUSIONS.—The term “at-risk youth recreation grant” includes

- (i) a rehabilitation grant;
- (ii) an innovation grant; and
- (iii) a matching grant for continuing program support for a program of demonstrated value or success in providing constructive alternatives to youth at risk for engaging in criminal behavior, including a grant for operating, or coordinating, a recreation program or service.

(C) ADDITIONAL USES OF REHABILITATION GRANT.—In addition to the purposes specified in paragraph (8), a rehabilitation grant that serves as an at-risk youth recreation grant may be used for the provision of lighting, emergency phones, or any other capital improvement that will improve the security of an urban park.

(2) GENERAL PURPOSE LOCAL GOVERNMENT.—The term “general purpose local government” means—

(A) a city, county, town, township, village, or other general purpose political subdivision of a State; and

(B) the District of Columbia.

(3) INNOVATION GRANT.—The term “innovation grant” means a matching grant to a local government to cover costs of personnel, facilities, equipment, supplies, or services designed to demonstrate innovative and cost-effective ways to augment park and recreation opportunities at the neighborhood level and to address common problems related to facility operations and improved delivery of recreation service, not including routine operation and maintenance activities.

(4) MAINTENANCE.—The term “maintenance” means all commonly accepted practices necessary to keep recreation areas and facilities operating in a state of good repair and to protect them from deterioration resulting from normal wear and tear.

(5) PRIVATE, NONPROFIT AGENCY.—The term “private, nonprofit agency” means a community-based, nonprofit organization, corporation, or association organized for purposes of providing recreational, conservation, and educational services directly to urban residents on a neighborhood or communitywide basis through voluntary donations, voluntary labor, or public or private grants.

(6) RECOVERY ACTION PROGRAM GRANT.—

(A) IN GENERAL.—The term “recovery action program grant” means a matching grant to a local government for development of local park and recreation recovery action programs to meet the requirements of this chapter.

(B) USE.—A recovery action program grant shall be used for resource and needs assessment, coordination, citizen involvement and planning, and program development activities to—

- (i) encourage public definition of goals; and

(ii) develop priorities and strategies for overall recreation system recovery.

(7) RECREATION AREA OR FACILITY.—The term “recreation area or facility” means an indoor or outdoor park, building, site, or other facility that is dedicated to recreation purposes and administered by a public or private nonprofit agency to serve the recreation needs of community residents. Emphasis shall be on public facilities readily accessible to residential neighborhoods, including multiple-use community centers that have recreation as one of their primary purposes, but excluding major sports arenas, exhibition areas, and conference halls used primarily for commercial sports, spectator, or display activities.

(8) REHABILITATION GRANT.—The term “rehabilitation grant” means a matching capital grant to a local government for rebuilding, remodeling, expanding, or developing an existing outdoor or indoor recreation area or facility, including improvements in park landscapes, buildings, and support facilities, but excluding routine maintenance and upkeep activities.

(9) SPECIAL PURPOSE LOCAL GOVERNMENT.—

(A) IN GENERAL.—The term “special purpose local government” means a local or regional special district, public-purpose corporation, or other limited political subdivision of a State.

(B) INCLUSIONS.—The term “special purpose local government” includes—

(i) a park authority;

(ii) a park, conservation, water, or sanitary district;

and(iii) a school district.

(10) STATE.—The term “State” means a State, an instrumentality of a State approved by the Governor of the State, Puerto Rico, Guam, American Samoa, the Virgin Islands, and the Northern Mariana Islands.

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§ 200503. Rehabilitation grants and innovation grants

* * *

(c) TRANSFER.— If consistent with an approved application, a grant recipient may transfer a rehabilitation grant or innovation grant in whole or in part to an independent special purpose local government, private nonprofit agency, or county or regional park authority if the assisted recreation area or facility owned or managed by the [transferree] *transferee* offers recreation opportunities to the general population within the jurisdictional boundaries of the grant recipient.

§ 302302(a)

§ 302302. Program evaluation

(a) WHEN EVALUATION SHOULD [OCCUR] *OCCUR*.—Periodically, but not less than every 4 years after the approval of any State program undersection 302301 of this title, the Secretary, in consulta-

tion with the Council on the appropriate provisions of this division, and in cooperation with the State Historic Preservation Officer, shall evaluate the program to determine whether it is consistent with this division.

§ 302701(e)

§ 302701. Program to assist Indian tribes in preserving historic property

* * *

(e) CONSULTATION.—The Secretary shall consult with Indian tribes, other Federal agencies, State Historic [Preservations] *Preservation* Officers, and other interested parties concerning the program under subsection (a).

§ 302902(b)(1)

§ 302902. Grants to States

* * *

(b) CONDITIONS.—

(1) [In general] *IN GENERAL*.—No grant may be made under this division—

§ 302908(a)

§ 302908. Grants to the Federated States of Micronesia, the Republic of the Marshall Islands, and the Republic of Palau

(a) *IN GENERAL*.—As part of the program of matching grant assistance from the Historic Preservation Fund to States, the Secretary shall administer a program of direct grants to the Federated States of Micronesia, the Republic of the Marshall Islands, and the Republic of Palau in furtherance of the Compact of Free Association between the United States and the Federated States of Micronesia and the Marshall Islands, approved by the Compact of Free Association Act of 1985 (48 U.S.C. 1901 et seq., 2001 et seq.), and the Compact of Free Association between the United States and Palau, approved by the Joint Resolution entitled “Joint Resolution to approve the ‘Compact of Free Association’ between the United States and *the* Government of Palau, and for other purposes” (48 U.S.C. 1931 et seq.) or any successor enactment.

§ 308103

§ 308103. Battlefield Acquisition Grant Program

* * *

(b) ESTABLISHMENT.—The Secretary shall establish a battlefield acquisition grant program under which the Secretary may provide

grants to States, Tribes, local governments, and nonprofit organizations to pay the Federal share of the cost of acquiring *eligible sites* or interests in eligible sites for the preservation and protection of those eligible sites.

(c) **NONPROFIT PARTNERS.**—A State, Tribe, or local government may acquire *an eligible site* or an interest in an eligible site using a grant under this section in partnership with a nonprofit organization.

(d) **NON-FEDERAL SHARE.**—The non-Federal share of the total cost of acquiring *an eligible site* or an interest in an eligible site under this section shall be not less than 50 percent.

(e) **LIMITATION ON LAND USE.**—[An] *An eligible site* or an interest in an eligible site acquired under this section, including by States, Tribes, local governments, and nonprofit organizations, shall be subject to section 200305(f)(3) of this title.

(f) **WILLING SELLERS.**—*Acquisition of land or interests in land under this section shall be from willing sellers only.*

(g) **PROHIBITION ON LOBBYING.**—*None of the funds provided pursuant to this section shall be used in any way, directly or indirectly, to influence congressional action on any legislation or appropriation matters pending before Congress.*

[(f)] (h) **AUTHORIZATION OF APPROPRIATIONS.**—*There is authorized to be appropriated to the Secretary to provide grants under this section \$18,000,000 for each of fiscal years [2020] 2025 through 2028.*

Chapter 3083

Chapter 3083—National Underground Railroad Network to Freedom

Sec.

308301. *Purposes.*

[308301] 308302. Definition.

[308302] 308303. Program.

[308303] 308304. Preservation and interpretation of Underground Railroad history, historic sites, and structures.

[308304] 308305. Authorization of appropriations.

§308301. *Purposes*

The purposes of this chapter are—

(1) *to recognize the importance of the Underground Railroad, the sacrifices made by those who used the Underground Railroad in search of freedom from tyranny and oppression, and the sacrifices made by the people who helped them; and*

(2) *to authorize the Service to coordinate and facilitate Federal and non-Federal activities to commemorate, honor, and interpret the history of the Underground Railroad, its significance as a crucial element in the evolution of the national civil rights movement, and its relevance in fostering the spirit of racial harmony and national reconciliation.*

§ [308301] **308302. Definition**

* * *

§ [308302] **308303. Program**

* * *

§ [308303] **308304. Preservation and interpretation of Underground Railroad history, historic sites, and structures**

* * *

§ [308304] **308305. Authorization of appropriations.**

§ **308704(a)(1)**

§ **308704. Funding**

(a) AVAILABILITY OF FUNDS FROM SALE AND SCRAPPING OF OBSOLETE VESSELS.—

(1) IN GENERAL.—Notwithstanding any other provision of law, the amount of funds credited in a fiscal year to the Vessel Operations Revolving Fund established by section 50301(a) of title 46 that is attributable to the sale of obsolete vessels in the National Defense Reserve Fleet that are scrapped or sold under *subsection (c) of this section* or section 57102, 57103, or 57104 of title 46 shall be available until expended as follows:

§ **309101(d)**

§ **309101. Sites and structures that commemorate former Presidents**

* * *

(d) [ACQUISTION] *ACQUISITION* OF LAND AND INTERESTS IN LAND.— The Secretary may acquire the land and interests in land by donation, purchase with donated or appropriated funds, transfer from any other Federal agency, or exchange.

Chapter 3111

Chapter 3111—Preserve America Program

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311101. [Definitions.] *Purpose; definitions.*

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[§ **311101. Definitions.**

(a) In this chapter:

(1) COUNCIL.—The term “Council” means the Advisory Council on Historic Preservation.

(2) HERITAGE TOURISM.—The term “heritage tourism” means the conduct of activities to attract and accommodate visitors to a site or area based on the unique or special aspects of the history, landscape (including trail systems), and culture of the site or area.

(3) PROGRAM.—The term “program” means the Preserve America Program established under section 311102(a).]

§ 311101. Purpose; definitions

(a) PURPOSE.—*The purpose of this chapter is to authorize the Preserve America Program, including—*

(1) the Preserve America grant program in the Department of the Interior;

(2) the recognition programs administered by the Advisory Council on Historic Preservation; and

(3) the related efforts of Federal agencies, working in partnership with State, tribal, and local governments and the private sector, to support and promote the preservation of historic resources.

(b) DEFINITIONS.—In this chapter:

(1) COUNCIL.—The term “Council” means the Advisory Council on Historic Preservation.

(2) HERITAGE TOURISM.—The term “heritage tourism” means the conduct of activities to attract and accommodate visitors to a site or area based on the unique or special aspects of the history, landscape (including trail systems), and culture of the site or area.

(3) PROGRAM.—The term “program” means the Preserve America Program established under section 311102(a).

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§ 311105. Authorization of appropriations

There is authorized to be appropriated to carry out this chapter \$25,000,000 for each fiscal year, to remain available until expended, *except that the amount authorized to be appropriated to carry out this section not appropriated as of the date of enactment of the First State National Historical Park Act shall be reduced by \$6,500,000.*

§ 312304(b)(4)

§ 312304. Duties and powers; administrative support

* * *

(b) POWERS.—

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(4) DETAIL PERSONNEL TO [COMMISSISON] COMMISSION.—On request of the Commission, the head of any Federal department or agency, including the Secretary of State, may detail, on a reimbursable basis, any of the personnel of that department or agency to the Commission to assist it in carrying out its duties under this chapter.