

113TH CONGRESS
1ST SESSION

H. R. 3415

To facilitate planning, permitting, administration, implementation, and monitoring of pinyon-juniper dominated landscape restoration projects within Lincoln County, Nevada, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 30, 2013

Mr. HORSFORD (for himself and Mr. AMODEI) introduced the following bill;
which was referred to the Committee on Natural Resources

A BILL

To facilitate planning, permitting, administration, implementation, and monitoring of pinyon-juniper dominated landscape restoration projects within Lincoln County, Nevada, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Pinyon-Juniper Re-
5 lated Projects Implementation Act”.

1 **SEC. 2. FACILITATION OF PINYON-JUNIPER RELATED**
2 **PROJECTS.**

3 (a) AVAILABILITY OF SPECIAL ACCOUNT UNDER
4 LINCOLN COUNTY LAND ACT OF 2000.—Section 5(b) of
5 the Lincoln County Land Act of 2000 (Public Law 106–
6 298; 114 Stat. 1048), is amended—

7 (1) in paragraph (1)—

8 (A) in subparagraph (B), by inserting
9 “and implementation” after “development”;
10 and

11 (B) in subparagraph (C)—

12 (i) in clause (i), by striking “; and” at
13 the end and inserting a semicolon;

14 (ii) in clause (ii), by striking “; and”
15 at the end and inserting a semicolon; and

16 (iii) by adding at the end the fol-
17 lowing:

18 “(iii) planning, permitting, administration,
19 implementation, and monitoring of pinyon-juni-
20 per dominated landscape restoration projects
21 within Lincoln County, consistent with the Ely
22 Resource Management Plan; and

23 “(iv) completing compliance activities
24 under the National Environmental Policy Act of
25 1969 (42 U.S.C. 4321 et seq.), related mitiga-
26 tion plans, and archeological research and re-

1 source inventory in compliance with the Na-
2 tional Historic Preservation Act (16 U.S.C. 470
3 et seq.), the Native American Graves Protection
4 and Repatriation Act (25 U.S.C. 3001 et seq.),
5 and Public Law 95–341 (commonly known as
6 the ‘American Indian Religious Freedom Act’)
7 (42 U.S.C. 1996) for areas of proposed land
8 use authorizations and rights-of-way required
9 for development of land conveyed pursuant to
10 this Act and the Lincoln County Conservation,
11 Recreation, and Development Act of 2004
12 (Public Law 108–424; 118 Stat. 2403) and as
13 required for authorization of leases, rights-of-
14 way, and development within the Bureau of
15 Land Management-designated Dry Lake Valley
16 North Solar Energy Zone; and”;

17 (2) by adding at the end the following:

18 “(3) WAIVER OF FEES.—Processing of applica-
19 tions for rights-of-way submitted by a local govern-
20 ment or regional government to serve land conveyed
21 pursuant to this Act shall not require payment of
22 cost recovery fees or payment of contributed funds.

23 “(4) COOPERATIVE AGREEMENTS.—Establish-
24 ment and funding of cooperative agreements between
25 the Bureau of Land Management and Lincoln Coun-

1 ty, Nevada, shall be required for County-provided
2 law enforcement and planning related activities re-
3 garding—

4 “(A) wilderness in Lincoln County, Ne-
5 vada, designated by the Lincoln County Con-
6 servation, Recreation, and Development Act of
7 2004 (Public Law 108–424; 118 Stat. 2403);

8 “(B) cultural resources identified, pro-
9 tected, and managed pursuant to that Act;

10 “(C) planning, management, and law en-
11 forcement associated with the Silver State OHV
12 Trail designated by that Act; and

13 “(D) planning associated with land dis-
14 posal and related land use authorizations re-
15 quired for utility corridors and rights of way to
16 serve land that has been, or is to be, disposed
17 of pursuant to that Act and this Act.”.

18 (b) AVAILABILITY OF SPECIAL ACCOUNT UNDER
19 LINCOLN COUNTY CONSERVATION, RECREATION, AND
20 DEVELOPMENT ACT OF 2004.—Section 103 of the Lin-
21 coln County Conservation, Recreation, and Development
22 Act of 2004 (Public Law 108–424; 118 Stat. 2406) is
23 amended—

24 (1) in subsection (b)(3)—

1 (A) in subparagraph (E), by striking “;
2 and” at the end and inserting a semicolon;

3 (B) in subparagraph (F), by striking the
4 period at the end and inserting a semicolon;

5 (C) by adding at the end the following:

6 “(G) planning, permitting, administration,
7 implementation, and monitoring of pinyon-juni-
8 per dominated landscape restoration projects
9 within Lincoln County, consistent with the Ely
10 Resource Management Plan; and

11 “(H) completing compliance activities
12 under the National Environmental Policy Act of
13 1969 (42 U.S.C. 4321 et seq.), related mitiga-
14 tion plans, and archeological research and re-
15 source inventory in compliance with the Na-
16 tional Historic Preservation Act (16 U.S.C. 470
17 et seq.), the Native American Graves Protection
18 and Repatriation Act (25 U.S.C. 3001 et seq.),
19 and Public Law 95–341 (commonly known as
20 the ‘American Indian Religious Freedom Act’)
21 (42 U.S.C. 1996) for areas of proposed land
22 use authorizations and rights-of-way required
23 for development of land conveyed pursuant to
24 this Act and the Lincoln County Land Act of
25 2000 (Public Law 106–298; 114 Stat. 1046)

1 and as required for authorization of leases,
2 rights-of-way, and development within the Bu-
3 reau of Land Management-designated Dry
4 Lake Valley North Solar Energy Zone.”; and
5 (2) by adding at the end the following:

6 “(d) WAIVER OF FEES.—Processing of applications
7 for rights-of-way submitted by a local government or re-
8 gional government to serve lands conveyed pursuant to
9 this Act shall not require payment of cost recovery fees
10 or payment of contributed funds.

11 “(e) COOPERATIVE AGREEMENTS.—Establishment
12 and funding of cooperative agreements between the Bu-
13 reau of Land Management and Lincoln County, Nevada,
14 shall be required for County-provided law enforcement and
15 planning related activities regarding—

16 “(1) wilderness in Lincoln County, Nevada, des-
17 ignated by this Act;

18 “(2) cultural resources identified, protected,
19 and managed pursuant to this Act;

20 “(3) planning, management, and law enforce-
21 ment associated with the Silver State OHV Trail
22 designated by this Act; and

23 “(4) planning associated with land disposal and
24 related land use authorizations required for utility
25 corridors and rights of way to serve land that has

(a) DISPOSITION OF PROCEEDS UNDER LINCOLN COUNTY LAND ACT OF 2000.—Section 5(a)(2) of the Lincoln County Land Act of 2000 (Public Law 106–298; 114 Stat. 1047) is amended by inserting “and economic development” after “schools”.

17 SEC. 4. CERTAIN LAND IN UTILITY CORRIDOR NOT WITH-
18 DRAWN.

Section 301(c) of the Lincoln County Conservation,
Recreation, and Development Act of 2004 (Public Law
108–424; 118 Stat. 2413) is amended in the matter pre-
ceding paragraph (1) by inserting “(other than land in
the corridor located in sections 7, 8, 9, 10, and 15, T.
7 N., R. 68 E.)” after “subsection (a)”.

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