

115TH CONGRESS  
1ST SESSION

# H. R. 4299

To provide for the indefinite duration of certain military land withdrawals, to improve the management of lands currently subject to such withdrawals and to make the management of such lands more transparent, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 8, 2017

Mr. BISHOP of Utah (for himself, Mr. THORNBERRY, and Mr. WILSON of South Carolina) introduced the following bill; which was referred to the Committee on Natural Resources, and in addition to the Committee on Armed Services, 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

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## A BILL

To provide for the indefinite duration of certain military land withdrawals, to improve the management of lands currently subject to such withdrawals and to make the management of such lands more transparent, 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,*

1 **SECTION 1. INDEFINITE DURATION OF CERTAIN MILITARY**  
2 **LAND WITHDRAWALS AND RESERVATIONS**  
3 **AND IMPROVED MANAGEMENT OF WITH-**  
4 **DRAWN AND RESERVED LANDS.**

5 (a) IMPROVING MANAGEMENT OF CURRENT STATU-  
6 TORY LAND WITHDRAWALS AND RESERVATIONS AND  
7 MAKING MANAGEMENT MORE TRANSPARENT.—

8 (1) ROLE OF SECRETARY OF THE INTERIOR.—  
9 Section 101(a)(2) of the Sikes Act (16 U.S.C.  
10 670a(a)(2)) is amended by striking “, acting  
11 through the Director of the United States Fish and  
12 Wildlife Service,”.

13 (2) ADDITIONAL ELEMENTS OF INTEGRATED  
14 NATURAL RESOURCES MANAGEMENT PLAN.—Section  
15 101(b) of the Sikes Act (16 U.S.C. 670a(b)) is  
16 amended—

17 (A) in paragraph (1)—

18 (i) in subparagraph (I), by striking  
19 “and” after the semicolon;

20 (ii) by redesignating subparagraph (J)  
21 as subparagraph (K); and

22 (iii) by inserting after subparagraph  
23 (I) the following new subparagraph:

24 “(J) procedures to ensure that each peri-  
25 odic review of the plan is conducted jointly by  
26 the Secretary of the military department and

1 the Secretary of the Interior, and that affected  
2 States and Indian tribes, and the public, are  
3 provided a meaningful opportunity to comment  
4 upon any substantial revisions to the plan that  
5 may be proposed; and”;

6 (B) by redesignating paragraphs (2) and  
7 (3) as paragraphs (3) and (4), respectively; and

8 (C) by inserting after paragraph (1) the  
9 following new paragraph:

10 “(2) shall contain a determination by the Sec-  
11 retary of the military department regarding whether  
12 there will be a continuing military need for the lands  
13 covered by the integrated natural resources manage-  
14 ment plan during the period of the plan;”.

15 (b) EL CENTRO NAVAL AIR FACILITY RANGES.—

16 (1) ELIMINATION OF TERMINATION DATE AND  
17 CONFORMING AMENDMENTS.—The El Centro Naval  
18 Air Facility Ranges Withdrawal Act (subtitle B of  
19 title XXIX of Public Law 104–201; 110 Stat. 2813)  
20 is amended—

21 (A) in section 2921(b)(3), by striking “,  
22 before the termination date specified in section  
23 2925,”;

24 (B) in section 2924(a), by striking the  
25 third sentence;

1 (C) by striking sections 2925 and 2927;  
2 and

3 (D) in section 2928(a), by striking “speci-  
4 fied in section 2925”.

5 (2) ESTABLISHMENT OF INTERGOVERNMENTAL  
6 EXECUTIVE COMMITTEE.—The El Centro Naval Air  
7 Facility Ranges Withdrawal Act (subtitle B of title  
8 XXIX of Public Law 104–201; 110 Stat. 2813) is  
9 further amended by inserting after section 2924 the  
10 following new section:

11 **“SEC. 2925. INTERGOVERNMENTAL EXECUTIVE COM-  
12 MITTEE.**

13 “(a) ESTABLISHMENT AND PURPOSE.—The Sec-  
14 retary of the Navy and the Secretary of the Interior shall  
15 establish, by memorandum of understanding, an intergov-  
16 ernmental executive committee for the sole purpose of ex-  
17 changing views, information, and advice relating to the  
18 management of the natural and cultural resources of the  
19 lands withdrawn and reserved under this subtitle.

20 “(b) COMPOSITION.—

21 “(1) REPRESENTATIVES OF OTHER FEDERAL  
22 AGENCIES.—The Secretary of the Navy and the Sec-  
23 retary of the Interior shall include representatives  
24 from interested Federal agencies as members of the  
25 intergovernmental executive committee.

1           “(2) REPRESENTATIVES OF STATE AND LOCAL  
2           GOVERNMENTS.—The Secretary of the Navy and the  
3           Secretary of the Interior shall invite to serve as  
4           members of the intergovernmental executive com-  
5           mittee—

6                   “(A) at least one elected officer (or other  
7                   authorized representative) from the government  
8                   of the State of California; and

9                   “(B) at least one elected officer (or other  
10                  authorized representative) from each local gov-  
11                  ernment and Indian tribal government in the vi-  
12                  cinity of the withdrawn and reserved lands, as  
13                  determined by the Secretaries.

14           “(c) OPERATION.—The intergovernmental executive  
15           committee shall operate in accordance with the terms set  
16           forth in the memorandum of understanding under sub-  
17           section (a).

18           “(d) PROCEDURES.—The memorandum of under-  
19           standing under subsection (a) shall establish procedures  
20           for creating a forum for exchanging views, information,  
21           and advice relating to the management of natural and cul-  
22           tural resources on the lands withdrawn and reserved under  
23           this subtitle, procedures for rotating the chair of the inter-  
24           governmental executive committee, and procedures for

1 scheduling regular meetings, which shall occur no less fre-  
2 quently than twice a year.

3 “(e) COORDINATOR.—The Secretary of the Navy, in  
4 consultation with the Secretary of the Interior, shall ap-  
5 point an individual to serve as coordinator of the intergov-  
6 ernmental executive committee. The duties of the coordi-  
7 nator shall be included in the memorandum of under-  
8 standing under subsection (a). The coordinator shall not  
9 be a member of the committee.

10 “(f) FEDERAL ADVISORY COMMITTEE ACT.—The  
11 Federal Advisory Committee Act (5 U.S.C. App.) does not  
12 apply to the intergovernmental executive committee.”.

13 (3) DETERMINATION OF CONTINUING MILITARY  
14 NEED FOR WITHDRAWAL AND RESERVATION AND  
15 PUBLIC REPORTS.—The El Centro Naval Air Facil-  
16 ity Ranges Withdrawal Act (subtitle B of title XXIX  
17 of Public Law 104–201; 110 Stat. 2813) is further  
18 amended by inserting after section 2926 the fol-  
19 lowing new section:

20 **“SEC. 2927. DETERMINATION OF CONTINUING MILITARY**  
21 **NEED FOR WITHDRAWAL AND RESERVATION**  
22 **AND PUBLIC REPORTS.**

23 “(a) DETERMINATION OF CONTINUING MILITARY  
24 NEED.—Whenever an integrated natural resources man-  
25 agement plan covering the lands withdrawn and reserved

1 under this subtitle is reviewed as to operation and effect  
2 as required by section 101(b)(3) of the Sikes Act (16  
3 U.S.C. 670a(b)(2)), but not less often than every five  
4 years, the Secretary of the Navy shall include the Sec-  
5 retary's determination regarding whether there will be a  
6 continuing military need for any or all of the withdrawn  
7 and reserved lands for the following five years.

8 “(b) PUBLIC REPORTS.—

9 “(1) CHANGES IN LAND CONDITIONS.—(A)

10 Concurrent with each review of an integrated nat-  
11 ural resources management plan described in sub-  
12 section (a), the Secretary of the Navy and the Sec-  
13 retary of the Interior shall jointly prepare and issue  
14 a report describing any changes in the condition of  
15 the lands withdrawn and reserved under this subtitle  
16 since the later of the date of any previous report  
17 under this paragraph or the date of the environ-  
18 mental analysis prepared to support the actions that  
19 changed the condition of the lands.

20 “(B) A report under subparagraph (A) shall in-  
21 clude a summary of current military use of the lands  
22 withdrawn and reserved under this subtitle, any  
23 changes in military use of the lands since the pre-  
24 vious report, and efforts related to the management  
25 of natural and cultural resources and environmental

1 remediation of the lands during the previous five  
2 years.

3 “(2) COMBINATION WITH OTHER REPORTS.—A  
4 report under this subsection may be combined with,  
5 or incorporate by reference, any contemporary report  
6 required by any other provision of law regarding the  
7 lands withdrawn and reserved under this subtitle.

8 “(3) PUBLIC REVIEW AND COMMENT.—(A) Be-  
9 fore the finalization of a report under this sub-  
10 section, the Secretary of the Navy and the Secretary  
11 of the Interior shall invite interested members of the  
12 public to review and comment on the report, and  
13 shall hold at least one public meeting concerning the  
14 report in a location or locations reasonably accessible  
15 to persons who may be affected by management of  
16 the lands withdrawn and reserved under this sub-  
17 title.

18 “(B) Each public meeting under subparagraph  
19 (A) shall be announced not less than 15 days before  
20 the date of the meeting by advertisements in local  
21 newspapers of general circulation, notices on the  
22 internet, including the website of El Centro, and any  
23 other means considered necessary or desirable by the  
24 Secretaries.



1           “(4) DISTRIBUTION OF REPORT.—The final  
2 version of a report under this subsection shall be  
3 made available to the public and submitted to the  
4 Committees on Armed Services and Energy and  
5 Natural Resources of the Senate and the Commit-  
6 tees on Armed Services and Natural Resources of  
7 the House of Representatives.”.

8           (c) JUNIPER BUTTE RANGE.—

9           (1) ELIMINATION OF TERMINATION DATE AND  
10 CONFORMING AMENDMENTS.—The Juniper Butte  
11 Range Withdrawal Act (title XXIX of Public Law  
12 105–261; 112 Stat. 2226) is amended—

13           (A) in section 2915—

14           (i) in the section heading, by striking  
15 “**Duration**” and inserting “**Relin-**  
16 **quishment**”;

17           (ii) in subsection (a), by striking  
18 “TERMINATION.—” and all that follows  
19 through “At the time of termination” and  
20 inserting “EFFECT OF RELINQUISHMENT  
21 ON OPERATION OF GENERAL LAND  
22 LAWS.—Upon relinquishment of Depart-  
23 ment of the Air Force jurisdiction over  
24 lands withdrawn and reserved by this  
25 title”;

1 (iii) in subsection (b)—

2 (I) in the subsection heading, by  
3 inserting “PROCESS” after “RELIN-  
4 QUISHMENT”;

5 (II) in paragraph (1), by striking  
6 “under subsection (c)”; and

7 (III) in paragraph (3), by strik-  
8 ing “before the date of termination,  
9 as provided for in subsection (a)(1)”;  
10 and

11 (iv) by striking subsection (e); and

12 (B) in section 2916—

13 (i) in the section heading, by striking  
14 “**or upon termination of with-**  
15 **drawal**”;

16 (ii) in subsection (a)(1), by striking  
17 “and in all cases not later than 2 years be-  
18 fore the date of termination of withdrawal  
19 and reservation,”;

20 (iii) in subsection (b), by striking “en-  
21 vironmental remediation” and all that fol-  
22 lows through the end of the subsection and  
23 inserting “environmental remediation be-  
24 fore relinquishing, to the Secretary of the  
25 Interior, jurisdiction over any lands identi-

1                   fied in a notice of intent to relinquish  
2                   under section 2915(b).”; and

3                   (iv) in subsection (d)—

4                   (I) in the subsection heading, by  
5                   striking “TERMINATES” and inserting  
6                   “RELINQUISHED”;

7                   (II) by striking “termination  
8                   date” both places it appears and in-  
9                   serting “relinquishment date”; and

10                  (III) in paragraph (2), by strik-  
11                  ing “termination” and inserting “re-  
12                  linquishment”.

13                  (2) ESTABLISHMENT OF INTERGOVERNMENTAL  
14                  EXECUTIVE COMMITTEE.—Section 2910 of the Juni-  
15                  per Butte Range Withdrawal Act (title XXIX of  
16                  Public Law 105–261; 112 Stat. 2231) is amended  
17                  by adding at the end the following new subsection:

18                  “(d) INTERGOVERNMENTAL EXECUTIVE COM-  
19                  MITTEE.—

20                  “(1) ESTABLISHMENT AND PURPOSE.—The  
21                  memorandum of understanding under subsection (a)  
22                  shall be modified as provided in subsection (c) to es-  
23                  tablish an intergovernmental executive committee for  
24                  the sole purpose of exchanging views, information,  
25                  and advice relating to the management of the nat-

1        ural and cultural resources of the lands withdrawn  
2        and reserved by this title.

3            “(2) COMPOSITION.—(A) The Secretary of the  
4        Air Force and the Secretary of the Interior shall in-  
5        clude representatives from interested Federal agen-  
6        cies as members of the intergovernmental executive  
7        committee.

8            “(B) The Secretary of the Air Force and the  
9        Secretary of the Interior shall invite to serve as  
10       members of the intergovernmental executive com-  
11       mittee—

12            “(i) at least one elected officer (or other  
13        authorized representative) from the government  
14        of the State of Idaho; and

15            “(ii) at least one elected officer (or other  
16        authorized representative) from each local gov-  
17        ernment and Indian tribal government in the vi-  
18        cinity of the withdrawn and reserved lands, as  
19        determined by the Secretaries.

20            “(3) OPERATION.—The intergovernmental exec-  
21        utive committee shall operate in accordance with the  
22        terms set forth in the memorandum of under-  
23        standing.

24            “(4) PROCEDURES.—The memorandum of un-  
25        derstanding shall establish procedures for creating a

1 forum for exchanging views, information, and advice  
2 relating to the management of natural and cultural  
3 resources on the lands withdrawn and reserved by  
4 this title, procedures for rotating the chair of the  
5 intergovernmental executive committee, and proce-  
6 dures for scheduling regular meetings, which shall  
7 occur no less frequently than twice a year.

8 “(5) COORDINATOR.—The Secretary of the Air  
9 Force, in consultation with the Secretary of the In-  
10 terior, shall appoint an individual to serve as coordi-  
11 nator of the intergovernmental executive committee.  
12 The duties of the coordinator shall be included in  
13 the memorandum of understanding. The coordinator  
14 shall not be a member of the committee.

15 “(6) FEDERAL ADVISORY COMMITTEE ACT.—  
16 The Federal Advisory Committee Act (5 U.S.C.  
17 App.) does not apply to the intergovernmental execu-  
18 tive committee.”.

19 (3) DETERMINATIONS OF CONTINUING MILI-  
20 TARY NEED FOR WITHDRAWAL AND RESERVATION  
21 AND PUBLIC REPORTS.—Section 2909 of the Juni-  
22 per Butte Range Withdrawal Act (title XXIX of  
23 Public Law 105–261; 112 Stat. 2230) is amended—

24 (A) in subsection (c), by adding at the end

25 the following new sentence: “The review shall

1 include the determination of the Secretary of  
2 the Air Force regarding whether there will be  
3 a continuing military need for any or all of the  
4 withdrawn and reserved lands for the following  
5 5 years.”; and

6 (B) by adding at the end the following new  
7 subsection:

8 “(d) PUBLIC REPORTS.—

9 “(1) CHANGES IN LAND CONDITIONS.—(A)  
10 Concurrent with each review of an integrated nat-  
11 ural resources management plan developed under  
12 this section. The Secretary of the Air Force and the  
13 Secretary of the Interior shall jointly prepare and  
14 issue a report describing any changes in the condi-  
15 tion of the lands withdrawn and reserved by this  
16 title since the later of the date of any previous re-  
17 port under this paragraph or the date of the envi-  
18 ronmental analysis prepared to support the actions  
19 that changed the condition of the lands.

20 “(B) A report under subparagraph (A) shall in-  
21 clude a summary of current military use of the lands  
22 withdrawn and reserved by this title, any changes in  
23 military use of the lands since the previous report,  
24 and efforts related to the management of natural

1 and cultural resources and environmental remedi-  
2 ation of the lands during the previous 5 years.

3 “(2) COMBINATION WITH OTHER REPORTS.—A  
4 report under this subsection may be combined with,  
5 or incorporate by reference, any contemporary report  
6 required by any other provision of law regarding the  
7 lands withdrawn and reserved by this title.

8 “(3) PUBLIC REVIEW AND COMMENT.—(A) Be-  
9 fore the finalization of a report under this sub-  
10 section, the Secretary of the Air Force and the Sec-  
11 retary of the Interior shall invite interested members  
12 of the public to review and comment on the report,  
13 and shall hold at least one public meeting concerning  
14 the report in a location or locations reasonably ac-  
15 cessible to persons who may be affected by manage-  
16 ment of the lands withdrawn and reserved by this  
17 title.

18 “(B) Each public meeting under subparagraph  
19 (A) shall be announced not less than 15 days before  
20 the date of the meeting by advertisements in local  
21 newspapers of general circulation, notices on the  
22 internet, including the website of the Juniper Butte  
23 Range (if one exists), and any other means consid-  
24 ered necessary or desirable by the Secretaries.

1           “(4) DISTRIBUTION OF REPORT.—The final  
2 version of a report under this subsection shall be  
3 made available to the public and submitted to the  
4 Committees on Armed Services and Energy and  
5 Natural Resources of the Senate and the Commit-  
6 tees on Armed Services and Natural Resources of  
7 the House of Representatives.”.

8           (d) RANGES COVERED BY SUBTITLE A OF MILITARY  
9 LANDS WITHDRAWAL ACT OF 1999.—

10           (1) ELIMINATION OF TERMINATION DATE AND  
11 CONFORMING AMENDMENTS.—The Military Lands  
12 Withdrawal Act of 1999 (title XXX of Public Law  
13 106–65; 113 Stat. 885) is amended—

14                   (A) by striking section 3015;

15                   (B) by striking section 3016 and inserting  
16 the following new section:

17 **“SEC. 3016. RELINQUISHMENT.**

18           “(a) NOTICE OF INTENT REGARDING RELINQUISH-  
19 MENT.—If the Secretary of the military department con-  
20 cerned decides to relinquish all or any of the lands with-  
21 drawn and reserved by section 3011, such Secretary shall  
22 transmit a notice of intent to relinquish such lands to the  
23 Secretary of the Interior.

24           “(b) OPENING DATE.—On the date of relinquishment  
25 of the withdrawal and reservation of lands withdrawn and



1 reserved by section 3011, such lands shall not be open to  
2 any form of appropriation under the public land laws, in-  
3 cluding the mineral laws and the mineral leasing and geo-  
4 thermal leasing laws, until the Secretary of the Interior  
5 publishes in the Federal Register an appropriate order  
6 stating the date upon which such lands shall be restored  
7 to the public domain and opened.”; and

8 (C) in section 3017—

9 (i) by striking “section 3016(d)” each  
10 place it appears and inserting “section  
11 3016”; and

12 (ii) in subsection (e)—

13 (I) by striking “If because” and  
14 everything that follows through “de-  
15 termines that” and inserting “If the  
16 Secretary of the Interior declines to  
17 accept jurisdiction over lands with-  
18 drawn by this subtitle which have  
19 been proposed for relinquishment be-  
20 cause the Secretary determines that”;  
21 and

22 (II) in paragraph (2), by striking  
23 “the expiration of the withdrawal of  
24 such lands under this subtitle” and  
25 inserting “such determination”.

1           (2) ESTABLISHMENT OF INTERGOVERNMENTAL  
2 EXECUTIVE COMMITTEES.—Section 3014 of the  
3 Military Lands Withdrawal Act of 1999 (title XXX  
4 of Public Law 106–65; 113 Stat. 890) is amended  
5 by adding at the end the following new subsection:

6           “(g) INTERGOVERNMENTAL EXECUTIVE COMMIT-  
7 TEES.—

8           “(1) ESTABLISHMENT AND PURPOSE.—For the  
9 lands withdrawn and reserved by section 3011, the  
10 Secretary of the military department concerned and  
11 the Secretary of the Interior shall establish, by  
12 memorandum of understanding, an intergovern-  
13 mental executive committee for each range for the  
14 sole purpose of exchanging views, information, and  
15 advice relating to the management of the natural  
16 and cultural resources of the withdrawn and re-  
17 served lands.

18           “(2) COMPOSITION.—(A) The Secretary of the  
19 military department concerned and the Secretary of  
20 the Interior shall include representatives from inter-  
21 ested Federal agencies as members of the intergov-  
22 ernmental executive committee for a range.

23           “(B) The Secretary of the military department  
24 concerned and the Secretary of the Interior shall in-

1 vite to serve as members of the intergovernmental  
2 executive committee for a range—

3 “(i) at least one elected officer (or other  
4 authorized representative) from the government  
5 of the State in which the withdrawn and re-  
6 served lands are located; and

7 “(ii) at least one elected officer (or other  
8 authorized representative) from each local gov-  
9 ernment and Indian tribal government in the vi-  
10 cinity of the withdrawn and reserved lands, as  
11 determined by the Secretaries.

12 “(3) OPERATION.—The intergovernmental exec-  
13 utive committee for a range shall operate in accord-  
14 ance with the terms set forth in the memorandum  
15 of understanding.

16 “(4) PROCEDURES.—The memorandum of un-  
17 derstanding for a range shall establish procedures  
18 for creating a forum for exchanging views, informa-  
19 tion, and advice relating to the management of nat-  
20 ural and cultural resources on the withdrawn and re-  
21 served lands, procedures for rotating the chair of the  
22 intergovernmental executive committee, and proce-  
23 dures for scheduling regular meetings, which shall  
24 occur no less frequently than twice a year.

1           “(5) COORDINATOR.—The Secretary of the  
2 military department concerned, in consultation with  
3 the Secretary of the Interior, shall appoint an indi-  
4 vidual to serve as coordinator of the intergovern-  
5 mental executive committee for a range. The duties  
6 of the coordinator shall be included in the memo-  
7 randum of understanding. The coordinator shall not  
8 be a member of the committee.

9           “(6) FEDERAL ADVISORY COMMITTEE ACT.—  
10 The Federal Advisory Committee Act (5 U.S.C.  
11 App.) does not apply to an intergovernmental execu-  
12 tive committee established under this subsection.”.

13           (3) DETERMINATION OF CONTINUING MILITARY  
14 NEED FOR WITHDRAWAL AND RESERVATION AND  
15 PUBLIC REPORTS.—The Military Lands Withdrawal  
16 Act of 1999 (title XXX of Public Law 106–65; 113  
17 Stat. 885) is further amended by inserting after sec-  
18 tion 3014 the following new section:

19 **“SEC. 3015. DETERMINATION OF CONTINUING MILITARY**  
20 **NEED FOR WITHDRAWAL AND RESERVATION**  
21 **AND PUBLIC REPORTS.**

22           “(a) DETERMINATION OF CONTINUING MILITARY  
23 NEED.—Whenever an integrated natural resources man-  
24 agement plan covering the lands withdrawn and reserved  
25 under section 3011 is reviewed as to operation and effect

1 as required by section 101(b)(3) of the Sikes Act (16  
2 U.S.C. 670a(b)(2)), but not less often than every five  
3 years, the Secretary of the military department concerned  
4 shall include the Secretary's determination regarding  
5 whether there will be a continuing military need for any  
6 or all of the withdrawn and reserved lands for the fol-  
7 lowing five years.

8 “(b) PUBLIC REPORTS.—

9 “(1) CHANGES IN LAND CONDITIONS.—(A)

10 Concurrent with each review of an integrated nat-  
11 ural resources management plan described in sub-  
12 section (a), the Secretary of the military department  
13 concerned and the Secretary of the Interior shall  
14 jointly prepare and issue a report describing any  
15 changes in the condition of the lands covered by the  
16 plan since the later of the date of any previous re-  
17 port under this paragraph or the date of the envi-  
18 ronmental analysis prepared to support the actions  
19 that changed the condition of the lands.

20 “(B) A report under subparagraph (A) shall in-  
21 clude a summary of current military use of the lands  
22 covered by the plan, any changes in military use of  
23 the lands since the previous report, and efforts re-  
24 lated to the management of natural and cultural re-

1 sources and environmental remediation of the lands  
2 during the previous five years.

3 “(2) COMBINATION WITH OTHER REPORTS.—A  
4 report under this subsection may be combined with,  
5 or incorporate by reference, any contemporary report  
6 required by any other provision of law regarding the  
7 lands covered by the integrated natural resources  
8 management plan.

9 “(3) PUBLIC REVIEW AND COMMENT.—(A) Be-  
10 fore the finalization of a report under this sub-  
11 section, the Secretary of the military department  
12 concerned and the Secretary of the Interior shall in-  
13 vite interested members of the public to review and  
14 comment on the report, and shall hold at least one  
15 public meeting concerning the report in a location or  
16 locations reasonably accessible to persons who may  
17 be affected by management of the lands addressed  
18 by the report.

19 “(B) Each public meeting under subparagraph  
20 (A) shall be announced not less than 15 days before  
21 the date of the meeting by advertisements in local  
22 newspapers of general circulation, notices on the  
23 internet, including the website of the affected mili-  
24 tary range (if one exists), and any other means con-  
25 sidered necessary or desirable by the Secretaries.

1           “(4) DISTRIBUTION OF REPORT.—The final  
2 version of a report under this subsection shall be  
3 made available to the public and submitted to the  
4 Committees on Armed Services and Energy and  
5 Natural Resources of the Senate and the Commit-  
6 tees on Armed Services and Natural Resources of  
7 the House of Representatives.”.

8 (e) BARRY M. GOLDWATER RANGE.—

9           (1) ELIMINATION OF TERMINATION DATE AND  
10 CONFORMING AMENDMENTS.—Section 3031 of the  
11 Military Lands Withdrawal Act of 1999 (title XXX  
12 of Public Law 106–65; 113 Stat. 897) is amended—

13           (A) in subsection (c)—

14                   (i) in paragraph (1), by striking “, in-  
15 cluding the duration of any renewal or ex-  
16 tension”;

17                   (ii) in paragraph (2)—

18                           (I) in the paragraph heading, by  
19 striking “OR TERMINATION”; and

20                           (II) in subparagraph (C), by  
21 striking the last sentence; and

22                   (iii) in paragraph (3)(A), by striking  
23 “or termination”; and

24           (B) in subsection (d), by striking “DURA-  
25 TION” and all that follows through “of the ter-

1           mination” and inserting “EFFECT OF RELIN-  
2           QUISHMENT ON OPERATION OF GENERAL  
3           LAND LAWS.—On the date of relinquishment”;

4                   (C) by striking subsection (e); and

5                   (D) in subsection (f)—

6                           (i) in the subsection heading, by strik-  
7                           ing “TERMINATION AND”;

8                           (ii) in paragraph (1), by striking “but  
9                           not later than three years before the termi-  
10                           nation of the withdrawal and reservation,”;

11                           (iii) in paragraph (3), by striking “be-  
12                           fore the termination date of the withdrawal  
13                           and reservation of such lands under this  
14                           section”; and

15                           (iv) in paragraph (4)(A), by striking  
16                           “Notwithstanding the termination date,  
17                           unless” and inserting “Unless”.

18           (2) DETERMINATIONS OF CONTINUING MILI-  
19           TARY NEED FOR WITHDRAWAL AND RESERVA-  
20           TION.—Section 3031 of the Military Lands With-  
21           drawal Act of 1999 (title XXX of Public Law 106–  
22           65; 113 Stat. 897) is further amended by inserting  
23           after subsection (d) the following new subsection:

24           “(e) PERIODIC DETERMINATION OF CONTINUING  
25           MILITARY NEED.—Whenever an integrated natural re-



1 sources management plan covering the lands withdrawn  
2 and reserved under this section is reviewed as to operation  
3 and effect as required by section 101(b)(3) of the Sikes  
4 Act (16 U.S.C. 670a(b)(2)), but not less often than every  
5 five years, the Secretary of the Navy and the Secretary  
6 of the Air Force shall include the Secretary's determina-  
7 tion regarding whether there will be a continuing military  
8 need for any or all of the withdrawn and reserved lands  
9 for the following five years.”.

10 (3) USE OF DEFINITIONS.—Section 3031(e)(5)  
11 of the Military Lands Withdrawal Act of 1999 (title  
12 XXX of Public Law 106–65; 113 Stat. 907) is  
13 amended by striking subparagraphs (A) and (B) and  
14 inserting the following:

15 “(A) The term ‘military munitions’ has the  
16 meaning given that term in section 101(e)(4) of  
17 title 10, United States Code.

18 “(B) The term ‘unexploded ordnance’ has  
19 the meaning given that term in section  
20 101(e)(5) of such title.”.

21 (f) NATIONAL TRAINING CENTER.—

22 (1) ELIMINATION OF TERMINATION DATE AND  
23 CONFORMING AMENDMENTS.—The Fort Irwin Mili-  
24 tary Land Withdrawal Act of 2001 (title XXIX of  
25 Public Law 107–107; 115 Stat. 1335) is amended—

1 (A) in section 2910, by striking the section  
 2 heading and all that follows through “At the  
 3 time of the termination” and inserting the fol-  
 4 lowing:

5 **“SEC. 2910. EFFECT OF RELINQUISHMENT ON OPERATION**  
 6 **OF GENERAL LAND LAWS.**

7 “On the date of relinquishment”;

8 (B) by striking section 2911; and

9 (C) in section 2912—

10 (i) in the section heading, by striking  
 11 **“Termination and”**;

12 (ii) in subsection (a), by striking  
 13 “During the first 22 years of the with-  
 14 drawal and reservation made by this title,  
 15 if” and inserting “If”;

16 (iii) in subsection (e), by striking “be-  
 17 fore the termination date of the withdrawal  
 18 and reservation”; and

19 (iv) in subsection (d), by striking  
 20 “Notwithstanding the termination date  
 21 specified in section 2910, unless” and in-  
 22 serting “Unless”.

23 (2) DETERMINATION OF CONTINUING MILITARY  
 24 NEED FOR WITHDRAWAL AND RESERVATION AND  
 25 PUBLIC REPORTS.—The Fort Irwin Military Land

1 Withdrawal Act of 2001 (title XXIX of Public Law  
2 107–107; 115 Stat. 1335) is further amended by in-  
3 sserting after section 2910 the following new section:

4 **“SEC. 2911. DETERMINATION OF CONTINUING MILITARY**  
5 **NEED FOR WITHDRAWAL AND RESERVATION**  
6 **AND PUBLIC REPORTS.**

7 “(a) PERIODIC DETERMINATION OF CONTINUING  
8 NEED.—Whenever an integrated natural resources man-  
9 agement plan covering the lands withdrawn and reserved  
10 under this title is reviewed as to operation and effect as  
11 required by section 101(b)(3) of the Sikes Act (16 U.S.C.  
12 670a(b)(2)), but not less often than every five years, the  
13 Secretary of the Army shall include in the plan the Sec-  
14 retary’s determination regarding whether there will be a  
15 continuing military need for any or all of the withdrawn  
16 and reserved lands for the following five years.

17 “(b) PUBLIC REPORTS.—

18 “(1) CHANGES IN LAND CONDITIONS.—(A)  
19 Concurrent with each review of an integrated nat-  
20 ural resources management plan described in sub-  
21 section (a), the Secretary of the Army and the Sec-  
22 retary of the Interior shall jointly prepare and issue  
23 a report describing any changes in the condition of  
24 the lands withdrawn and reserved by this title since  
25 the later of the date of any previous report under

1 this paragraph or the date of the environmental  
2 analysis prepared to support the actions that  
3 changed the condition of the lands.

4 “(B) A report under subparagraph (A) shall in-  
5 clude a summary of current military use of the lands  
6 withdrawn and reserved by this title, any changes in  
7 military use of the lands since the previous report,  
8 and efforts related to the management of natural  
9 and cultural resources and environmental remedi-  
10 ation of the lands during the previous five years.

11 “(2) COMBINATION WITH OTHER REPORTS.—A  
12 report under this subsection may be combined with,  
13 or incorporate by reference, any contemporary report  
14 required by any other provision of law regarding the  
15 lands withdrawn and reserved by this title.

16 “(3) PUBLIC REVIEW AND COMMENT.—(A) Be-  
17 fore the finalization of a report under this sub-  
18 section, the Secretary of the Army and the Secretary  
19 of the Interior shall invite interested members of the  
20 public to review and comment on the report, and  
21 shall hold at least one public meeting concerning the  
22 report in a location or locations reasonably accessible  
23 to persons who may be affected by management of  
24 the lands withdrawn and reserved by this title.

1           “(B) Each public meeting under subparagraph  
2           (A) shall be announced not less than 15 days before  
3           the date of the meeting by advertisements in local  
4           newspapers of general circulation, notices on the  
5           internet, including the website of National Training  
6           Range, and any other means considered necessary or  
7           desirable by the Secretaries.

8           “(4) DISTRIBUTION OF REPORT.—The final  
9           version of a report under this subsection shall be  
10          made available to the public and submitted to the  
11          Committees on Armed Services and Energy and  
12          Natural Resources of the Senate and the Commit-  
13          tees on Armed Services and Natural Resources of  
14          the House of Representatives.”.

15          (3) ESTABLISHMENT OF INTERGOVERNMENTAL  
16          EXECUTIVE COMMITTEE.—The Fort Irwin Military  
17          Land Withdrawal Act of 2001 (title XXIX of Public  
18          Law 107–107; 115 Stat. 1335) is further amended  
19          by adding at the end the following new section:

20       **“SEC. 2914. INTERGOVERNMENTAL EXECUTIVE COM-**  
21               **MITTEE.**

22          “(a) ESTABLISHMENT AND PURPOSE.—The Sec-  
23          retary of the Army and the Secretary of the Interior shall  
24          establish, by memorandum of understanding, an intergov-  
25          ernmental executive committee for the sole purpose of ex-

1 changing views, information, and advice relating to the  
2 management of the natural and cultural resources of the  
3 lands withdrawn and reserved by this title.

4 “(b) COMPOSITION.—

5 “(1) REPRESENTATIVES OF OTHER FEDERAL  
6 AGENCIES.—The Secretary of the Army and the Sec-  
7 retary of the Interior shall include representatives  
8 from interested Federal agencies as members of the  
9 intergovernmental executive committee.

10 “(2) REPRESENTATIVES OF STATE AND LOCAL  
11 GOVERNMENTS.—The Secretary of the Army and  
12 the Secretary of the Interior shall invite to serve as  
13 members of the intergovernmental executive com-  
14 mittee—

15 “(A) at least one elected officer (or other  
16 authorized representative) from the government  
17 of the State of California; and

18 “(B) at least one elected officer (or other  
19 authorized representative) from each local gov-  
20 ernment and Indian tribal government in the vi-  
21 cinity of the withdrawn and reserved lands, as  
22 determined by the Secretaries.

23 “(c) OPERATION.—The intergovernmental executive  
24 committee shall operate in accordance with the terms set

1 forth in the memorandum of understanding under sub-  
2 section (a).

3 “(d) PROCEDURES.—The memorandum of under-  
4 standing under subsection (a) shall establish procedures  
5 for creating a forum for exchanging views, information,  
6 and advice relating to the management of natural and cul-  
7 tural resources on the lands withdrawn and reserved by  
8 this title, procedures for rotating the chair of the intergov-  
9 ernmental executive committee, and procedures for sched-  
10 uling regular meetings, which shall occur no less fre-  
11 quently than twice a year.

12 “(e) COORDINATOR.—The Secretary of the Army, in  
13 consultation with the Secretary of the Interior, shall ap-  
14 point an individual to serve as coordinator of the intergov-  
15 ernmental executive committee. The duties of the coordi-  
16 nator shall be included in the memorandum of under-  
17 standing under subsection (a). The coordinator shall not  
18 be a member of the committee.

19 “(f) FEDERAL ADVISORY COMMITTEE ACT.—The  
20 Federal Advisory Committee Act (5 U.S.C. App.) does not  
21 apply to the intergovernmental executive committee.”.

22 (g) RANGES COVERED BY MILITARY LAND WITH-  
23 DRAWALS ACT OF 2013.—

24 (1) ELIMINATION OF TERMINATION DATE AND  
25 CONFORMING AMENDMENTS.—The Military Land

1 Withdrawals Act of 2013 (title XXIX of Public Law  
2 113–66; 127 Stat. 1025) is amended—

3 (A) by striking sections 2919, 2920; 2936,  
4 2946, and 2979;

5 (B) in section 2921, by striking “On the  
6 termination of” and inserting “On the relin-  
7 quishment of”; and

8 (C) in section 2922(d)(3)—

9 (i) in the paragraph heading, by strik-  
10 ing “ON TERMINATION” and inserting  
11 “UPON RELINQUISHMENT”; and

12 (ii) by striking “or if at the expiration  
13 of the withdrawal and reservation,”.

14 (2) ESTABLISHMENT OF INTERGOVERNMENTAL  
15 EXECUTIVE COMMITTEE.—The Military Land With-  
16 drawals Act of 2013 (title XXIX of Public Law  
17 113–66; 127 Stat. 1025) is further amended by in-  
18 serting after section 2918 the following new section:

19 **“SEC. 2919. INTERGOVERNMENTAL EXECUTIVE COM-  
20 MITTEE.**

21 **“(a) ESTABLISHMENT AND PURPOSE.—**For the lands  
22 withdrawn and reserved by sections 2931, 2941, and  
23 2971, the Secretary concerned and the Secretary of the  
24 Interior shall establish, by memorandum of under-  
25 standing, an intergovernmental executive committee for



1 each location for the sole purpose of exchanging views, in-  
2 formation, and advice relating to the management of the  
3 natural and cultural resources of the withdrawn and re-  
4 served lands.

5 “(b) COMPOSITION.—

6 “(1) REPRESENTATIVES OF OTHER FEDERAL  
7 AGENCIES.—The Secretary concerned and the Sec-  
8 retary of the Interior shall include representatives  
9 from interested Federal agencies as members of the  
10 intergovernmental executive committee for a location  
11 covered by subsection (a).

12 “(2) REPRESENTATIVES OF STATE AND LOCAL  
13 GOVERNMENTS.—The Secretary concerned and the  
14 Secretary of the Interior shall invite to serve as  
15 members of the intergovernmental executive com-  
16 mittee for a location covered by subsection (a)—

17 “(A) at least one elected officer (or other  
18 authorized representative) from the government  
19 of the State in which the withdrawn and re-  
20 served lands are located; and

21 “(B) at least one elected officer (or other  
22 authorized representative) from each local gov-  
23 ernment and Indian tribal government in the vi-  
24 cinity of the withdrawn and reserved lands, as  
25 determined by the Secretaries.

1       “(c) OPERATION.—The intergovernmental executive  
2 committee for a location covered by subsection (a) shall  
3 operate in accordance with the terms set forth in the  
4 memorandum of understanding under subsection (a).

5       “(d) PROCEDURES.—The memorandum of under-  
6 standing under subsection (a) shall establish procedures  
7 for creating a forum for exchanging views, information,  
8 and advice relating to the management of natural and cul-  
9 tural resources on the withdrawn and reserved lands, pro-  
10 cedures for rotating the chair of the intergovernmental ex-  
11 ecutive committee, and procedures for scheduling regular  
12 meetings, which shall occur no less frequently than twice  
13 a year.

14       “(e) COORDINATOR.—The Secretary concerned, in  
15 consultation with the Secretary of the Interior, shall ap-  
16 point an individual to serve as coordinator of the intergov-  
17 ernmental executive committee for a location covered by  
18 subsection (a). The duties of the coordinator shall be in-  
19 cluded in the memorandum of understanding under sub-  
20 section (a). The coordinator shall not be a member of the  
21 committee.

22       “(f) FEDERAL ADVISORY COMMITTEE ACT.—The  
23 Federal Advisory Committee Act (5 U.S.C. App.) does not  
24 apply to a intergovernmental executive committee for a lo-  
25 cation covered by subsection (a).”.

1           (3) DETERMINATION OF CONTINUING MILITARY  
2           NEED FOR WITHDRAWAL AND RESERVATION AND  
3           PUBLIC REPORTS.—The Military Land Withdrawals  
4           Act of 2013 (title XXIX of Public Law 113–66; 127  
5           Stat. 1025) is further amended by inserting after  
6           section 2919, as added by paragraph (2), the fol-  
7           lowing new section:

8   **“SEC. 2920. DETERMINATION OF CONTINUING MILITARY**  
9                           **NEED FOR WITHDRAWAL AND RESERVATION**  
10                           **AND PUBLIC REPORTS.**

11       “(a) PERIODIC DETERMINATION OF CONTINUING  
12       NEED.—Whenever an integrated natural resources man-  
13       agement plan covering the lands withdrawn and reserved  
14       under a subtitle of this title is reviewed as to operation  
15       and effect as required by section 101(b)(3) of the Sikes  
16       Act (16 U.S.C. 670a(b)(2)), but not less often than every  
17       five years, the Secretary concerned shall include in the  
18       plan the Secretary’s determination regarding whether  
19       there will be a continuing military need for any or all of  
20       the withdrawn and reserved lands for the following five  
21       years.

22       “(b) PUBLIC REPORTS.—

23               “(1) CHANGES IN LAND CONDITIONS.—(A)  
24       Concurrent with each review of an integrated nat-  
25       ural resources management plan described in sub-

1 section (a), the Secretary concerned and the Sec-  
2 retary of the Interior shall jointly prepare and issue  
3 a report describing any changes in the condition of  
4 the lands covered by the plan since the later of the  
5 date of any previous report under this paragraph or  
6 the date of the environmental analysis prepared to  
7 support the actions that changed the condition of  
8 the lands.

9 “(B) A report under subparagraph (A) shall in-  
10 clude a summary of current military use of the lands  
11 covered by the plan, any changes in military use of  
12 the lands since the previous report, and efforts re-  
13 lated to the management of natural and cultural re-  
14 sources and environmental remediation of the lands  
15 during the previous five years.

16 “(2) COMBINATION WITH OTHER REPORTS.—A  
17 report under this subsection may be combined with,  
18 or incorporate by reference, any contemporary report  
19 required by any other provision of law regarding the  
20 lands addressed by the report.

21 “(3) PUBLIC REVIEW AND COMMENT.—(A) Be-  
22 fore the finalization of a report under this sub-  
23 section, the Secretary concerned and the Secretary  
24 of the Interior shall invite interested members of the  
25 public to review and comment on the report, and

1 shall hold at least one public meeting concerning the  
2 report in a location or locations reasonably accessible  
3 to persons who may be affected by management of  
4 the lands addressed by the report.

5 “(B) Each public meeting under subparagraph  
6 (A) shall be announced not less than 15 days before  
7 the date of the meeting by advertisements in local  
8 newspapers of general circulation, notices on the  
9 internet, including the website of the affected mili-  
10 tary range (if one exists), and any other means con-  
11 sidered necessary or desirable by the Secretaries.

12 “(4) DISTRIBUTION OF REPORT.—The final  
13 version of a report under this subsection shall be  
14 made available to the public and submitted to the  
15 Committees on Armed Services and Energy and  
16 Natural Resources of the Senate and the Commit-  
17 tees on Armed Services and Natural Resources of  
18 the House of Representatives.”.

19 (h) EFFECT ON NEW LAND WITHDRAWALS AND  
20 RESERVATIONS.—Nothing in this Act or the amendments  
21 made by this Act shall be construed as changing the re-  
22 quirements imposed on the Department of Defense to ob-  
23 tain a new or expanded land withdrawal and reservation.

○