

116TH CONGRESS
1ST SESSION

H. R. 2945

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

IN THE HOUSE OF REPRESENTATIVES

MAY 23, 2019

Mr. BISHOP of Utah 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

A BILL

To provide for the indefinite duration of certain military land withdrawals, to improve the management of lands currently subject to such withdrawals, 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—

11 (A) by striking “, acting through the Di-
12 rector of the United States Fish and Wildlife
13 Service,”; and

14 (B) by adding at the end the following new
15 sentence: “In the case of a military installation
16 or State-owned National Guard installation in
17 Alaska, cooperation with the Secretary of the
18 Interior under this paragraph shall be obtained
19 through the Director of the United States Fish
20 and Wildlife Service.”.

21 (2) ADDITIONAL ELEMENT OF INTEGRATED
22 NATURAL RESOURCES MANAGEMENT PLAN.—Section
23 101(b) of the Sikes Act (16 U.S.C. 670a(b)) is
24 amended—

25 (A) by striking “and” at the end of para-
26 graph (2);

1 (B) by redesignating paragraph (3) as
2 paragraph (4); and

3 (C) by inserting after paragraph (2) the
4 following new paragraph:

5 “(3) for purposes of paragraph (2), except in
6 the case of a military installation or State-owned
7 National Guard installation in Alaska, shall be re-
8 viewed—

9 “(A) jointly by the Secretary of the mili-
10 tary department and the Secretary of the Inte-
11 rior; and

12 “(B) in a manner that provides affected
13 States and Indian tribes and the public a mean-
14 ingful opportunity to comment on any signifi-
15 cant revisions to the plan that may be proposed;
16 and”.

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

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

23 (A) in section 2921(b)(3), by striking “,
24 before the termination date specified in section
25 2925,”;

1 (B) in section 2924(a), by striking the
2 third sentence;

3 (C) by striking sections 2925 and 2927;
4 and

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

7 (2) DETERMINATION OF CONTINUING MILITARY
8 NEED FOR WITHDRAWAL AND RESERVATION AND
9 PUBLIC REPORTS.—The El Centro Naval Air Facil-
10 ity Ranges Withdrawal Act (subtitle B of title XXIX
11 of Public Law 104–201; 110 Stat. 2813) is further
12 amended by inserting after section 2926 the fol-
13 lowing new section:

14 **“SEC. 2927. DETERMINATION OF CONTINUING MILITARY**
15 **NEED FOR WITHDRAWAL AND RESERVATION**
16 **AND PUBLIC REPORTS.**

17 “(a) PUBLIC REPORTS.—

18 “(1) CHANGES IN LAND CONDITIONS.—(A)
19 Concurrent with each review as to operation and ef-
20 fect of an integrated natural resources management
21 plan covering lands withdrawn and reserved under
22 this title, as required by section 101(b)(2) of the
23 Sikes Act (16 U.S.C. 670a(b)(2)), the Secretary of
24 the Navy and the Secretary of the Interior shall
25 jointly prepare and issue a report describing any

1 changes in the condition of the lands withdrawn and
2 reserved under this subtitle since the later of the
3 date of any previous report under this paragraph or
4 the date of the environmental analysis prepared to
5 support the actions that changed the condition of
6 the lands.

7 “(B) A report under subparagraph (A) shall in-
8 clude a summary of current military use of the lands
9 withdrawn and reserved under this subtitle, any
10 changes in military use of the lands since the pre-
11 vious report, and efforts related to the management
12 of natural and cultural resources and environmental
13 remediation of the lands during the previous five
14 years.

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

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

1 report in a location or locations reasonably accessible
2 to persons who may be affected by management of
3 the lands withdrawn and reserved under this sub-
4 title.

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 El Centro, and any
10 other means considered necessary or desirable by the
11 Secretaries.

12 “(4) DISTRIBUTION OF REPORT.—The Sec-
13 retary of the Navy shall make the final version of a
14 report under this subsection available to the public
15 and shall submit the final version of such a report
16 to the Committees on Armed Services and Energy
17 and Natural Resources of the Senate and the Com-
18 mittees on Armed Services and Natural Resources of
19 the House of Representatives.

20 “(b) DETERMINATION OF CONTINUING MILITARY
21 NEED.—With each report prepared pursuant to sub-
22 section (a), the Secretary of the Navy shall attach the Sec-
23 retary’s determination regarding whether there will be a
24 continuing military need for any or all the withdrawn and
25 reserved lands for the following 5 years.”.

1 (c) JUNIPER BUTTE RANGE.—

2 (1) ELIMINATION OF TERMINATION DATE AND
3 CONFORMING AMENDMENTS.—The Juniper Butte
4 Range Withdrawal Act (title XXIX of Public Law
5 105–261; 112 Stat. 2226) is amended—

6 (A) in section 2915—

7 (i) in the section heading, by striking
8 “**Duration**” and inserting “**Relin-**
9 **quishment**”;

10 (ii) in subsection (a), by striking
11 “TERMINATION.—” and all that follows
12 through “At the time of termination” and
13 inserting “EFFECT OF RELINQUISHMENT
14 ON OPERATION OF GENERAL LAND
15 LAWS.—Upon relinquishment of Depart-
16 ment of the Air Force jurisdiction over
17 lands withdrawn and reserved by this
18 title”;

19 (iii) in subsection (b)—

20 (I) in the subsection heading, by
21 inserting “PROCESS” after “RELIN-
22 QUISHMENT”;

23 (II) in paragraph (1), by striking
24 “under subsection (c)”;

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

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

6 (B) in section 2916—

7 (i) in the section heading, by striking
8 **“or upon termination of with-
9 drawal”**;

10 (ii) in subsection (a)(1), by striking
11 “and in all cases not later than 2 years be-
12 fore the date of termination of withdrawal
13 and reservation,”;

14 (iii) in subsection (b), by striking “en-
15 vironmental remediation” and all that fol-
16 lows through the end of the subsection and
17 inserting “environmental remediation be-
18 fore relinquishing, to the Secretary of the
19 Interior, jurisdiction over any lands identi-
20 fied in a notice of intent to relinquish
21 under section 2915(b).”; and

22 (iv) in subsection (d)—

23 (I) in the subsection heading, by
24 striking “TERMINATES” and inserting
25 “RELINQUISHED”;

1 (II) by striking “termination
2 date” both places it appears and in-
3 serting “relinquishment date”; and

4 (III) in paragraph (2), by strik-
5 ing “termination” and inserting “re-
6 relinquishment”.

7 (2) DETERMINATIONS OF CONTINUING MILI-
8 TARY NEED FOR WITHDRAWAL AND RESERVATION
9 AND PUBLIC REPORTS.—Section 2909 of the Juni-
10 per Butte Range Withdrawal Act (title XXIX of
11 Public Law 105–261; 112 Stat. 2230) is amended
12 by adding at the end the following new subsection:

13 “(d) PUBLIC REPORTS.—

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

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

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

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

23 “(B) Each public meeting under subparagraph
24 (A) shall be announced not less than 15 days before
25 the date of the meeting by advertisements in local

1 newspapers of general circulation, notices on the
2 internet, including the website of the Juniper Butte
3 Range (if one exists), and any other means consid-
4 ered necessary or desirable by the Secretaries.

5 “(4) DETERMINATION OF CONTINUING MILI-
6 TARY NEED.—With each report prepared pursuant
7 to this subsection, the Secretary of the Air Force
8 shall attach the Secretary’s determination regarding
9 whether there will be a continuing military need for
10 any or all the withdrawn and reserved lands for the
11 following 5 years.

12 “(5) DISTRIBUTION OF REPORT.—The Sec-
13 retary of the Air Force shall make the final version
14 of a report under this subsection available to the
15 public and shall submit the final version of such a
16 report to the Committees on Armed Services and
17 Energy and Natural Resources of the Senate and
18 the Committees on Armed Services and Natural Re-
19 sources of the House of Representatives.”.

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

22 (1) ELIMINATION OF TERMINATION DATE AND
23 CONFORMING AMENDMENTS.—The Military Lands
24 Withdrawal Act of 1999 (title XXX of Public Law
25 106–65; 113 Stat. 885) is amended—

1 (A) in section 3015—

2 (i) by striking subsection (a) and in-
3 serting the following new subsection:

4 “(a) TERMINATION OF FORT GREELY AND FORT
5 WAINWRIGHT WITHDRAWAL AND RESERVATION.—The
6 withdrawal and reservation of lands by section 3011(c)
7 shall terminate on November 6, 2026.”;

8 (B) in section 3016—

9 (i) by striking “this subtitle” each
10 place it appears (other than the second
11 place it appears in subsection (c)) and in-
12 serting “section 3011(c)”;

13 (ii) in subsection (c), by striking “this
14 subtitle” the second place it appears and
15 inserting “section 3015”; and

16 (iii) in subsection (d), by striking “by
17 section 3011” and inserting “under such
18 section”;

19 (C) by adding at the end the following new
20 section:

21 **“SEC. 3024. RELINQUISHMENT OF CERTAIN LANDS.**

22 “(a) NOTICE OF INTENT REGARDING RELINQUISH-
23 MENT.—

24 “(1) GENERAL RULE.—Except as provided in
25 paragraph (2), if the Secretary of the military de-

1 partment concerned decides to relinquish all or any
2 of the lands withdrawn and reserved by section
3 3011, such Secretary shall transmit a notice of in-
4 tent to relinquish such lands to the Secretary of the
5 Interior.

6 “(2) EXCEPTION.—This section does not apply
7 to the lands withdrawn and reserved in Alaska by
8 section 3011(c).

9 “(b) OPENING DATE.—On the date of relinquishment
10 of the withdrawal and reservation of lands withdrawn and
11 reserved by section 3011, such lands shall not be open to
12 any form of appropriation under the public land laws, in-
13 cluding the mineral laws and the mineral leasing and geo-
14 thermal leasing laws, until the Secretary of the Interior
15 publishes in the Federal Register an appropriate order
16 stating the date upon which such lands shall be restored
17 to the public domain and opened.”; and

18 (D) in section 3017, by striking “section
19 3016(d)” each place it appears and inserting
20 “section 3016(d) or 3024”.

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

1 “(g) INTERGOVERNMENTAL EXECUTIVE COMMIT-
2 TEES.—

3 “(1) ESTABLISHMENT AND PURPOSE.—(A) Ex-
4 cept as provided in subparagraph (B), for the lands
5 withdrawn and reserved by section 3011, the Sec-
6 retary of the military department concerned and the
7 Secretary of the Interior shall establish, by memo-
8 randum of understanding, an intergovernmental ex-
9 ecutive committee for each range for the sole pur-
10 pose of exchanging views, information, and advice
11 relating to the management of the natural and cul-
12 tural resources of the withdrawn and reserved lands.

13 “(B) This subsection does not apply to the
14 lands withdrawn and reserved in Alaska by section
15 3011(c).

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

21 “(B) The Secretary of the military department
22 concerned and the Secretary of the Interior shall in-
23 vite to serve as members of the intergovernmental
24 executive committee for a range—

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

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

10 “(3) OPERATION.—The intergovernmental execu-
11 tive committee for a range shall operate in accord-
12 ance with the terms set forth in the memorandum
13 of understanding.

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

23 “(5) COORDINATOR.—The Secretary of the
24 military department concerned, in consultation with
25 the Secretary of the Interior, shall appoint an indi-

1 vidual to serve as coordinator of the intergovern-
2 mental executive committee for a range. The duties
3 of the coordinator shall be included in the memo-
4 randum of understanding. The coordinator shall not
5 be a member of the committee.”.

6 (3) DETERMINATION OF CONTINUING MILITARY
7 NEED FOR WITHDRAWAL AND RESERVATION AND
8 PUBLIC REPORTS.—The Military Lands Withdrawal
9 Act of 1999 (title XXX of Public Law 106–65; 113
10 Stat. 885), as amended by paragraph (1)(C), is fur-
11 ther amended by inserting after section 3024 the fol-
12 lowing new section:

13 **“SEC. 3025. DETERMINATION OF CONTINUING MILITARY**
14 **NEED FOR WITHDRAWAL AND RESERVATION**
15 **AND PUBLIC REPORTS.**

16 “(a) PUBLIC REPORTS.—

17 “(1) CHANGES IN LAND CONDITIONS.—(A)
18 Concurrent with each review as to operation and ef-
19 fect of an integrated natural resources management
20 plan covering lands withdrawn and reserved under
21 this title, as required by section 101(b)(2) of the
22 Sikes Act (16 U.S.C. 670a(b)(2)), the Secretary of
23 the military department concerned and the Secretary
24 of the Interior shall jointly prepare and issue a re-
25 port describing any changes in the condition of the

1 lands withdrawn and reserved under this subtitle
2 since the later of the date of any previous report
3 under this paragraph or the date of the environ-
4 mental analysis prepared to support the actions that
5 changed the condition of the lands.

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

13 “(2) COMBINATION WITH OTHER REPORTS.—A
14 report under this subsection may be combined with,
15 or incorporate by reference, any contemporary report
16 required by any other provision of law regarding the
17 lands covered by the integrated natural resources
18 management plan.

19 “(3) PUBLIC REVIEW AND COMMENT.—(A) Be-
20 fore the finalization of a report under this sub-
21 section, the Secretary of the military department
22 concerned and the Secretary of the Interior shall in-
23 vite interested members of the public to review and
24 comment on the report, and shall hold at least one
25 public meeting concerning the report in a location or

1 locations reasonably accessible to persons who may
2 be affected by management of the lands addressed
3 by the report.

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

11 “(4) DISTRIBUTION OF REPORT.—The Sec-
12 retary of the military department concerned shall
13 make the final version of a report under this sub-
14 section available to the public and shall submit the
15 final version of such a report to the Committees on
16 Armed Services and Energy and Natural Resources
17 of the Senate and the Committees on Armed Serv-
18 ices and Natural Resources of the House of Rep-
19 resentatives.

20 “(b) DETERMINATION OF CONTINUING MILITARY
21 NEED.—With each report prepared pursuant to sub-
22 section (a), the Secretary of the military department con-
23 cerned shall attach the Secretary’s determination regard-
24 ing whether there will be a continuing military need for

1 any or all of the withdrawn and reserved lands for the
2 following 5 years.

3 “(c) EXCEPTION.—This section does not apply to the
4 lands withdrawn and reserved in Alaska by section
5 3011(c).”.

6 (e) BARRY M. GOLDWATER RANGE.—

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

11 (A) in subsection (c)—

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

15 (ii) in paragraph (2)—

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

18 (II) in subparagraph (C), by
19 striking the last sentence; and

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

22 (B) in subsection (d), by striking “DURA-
23 TION” and all that follows through “of the ter-
24 mination” and inserting “EFFECT OF RELIN-

1 QUISHMENT ON OPERATION OF GENERAL
2 LAND LAWS.—On the date of relinquishment”;

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

4 (D) in subsection (f)—

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

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

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

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

17 (2) DETERMINATIONS OF CONTINUING MILI-
18 TARY NEED FOR WITHDRAWAL AND RESERVA-
19 TION.—Section 3031 of the Military Lands With-
20 drawal Act of 1999 (title XXX of Public Law 106–
21 65; 113 Stat. 897), as amended by paragraph (1),
22 is further amended by inserting after subsection (d)
23 the following new subsection:

24 “(e) DETERMINATION OF CONTINUING MILITARY
25 NEED.—With each report prepared pursuant to sub-

1 section (b)(5), the Secretary of the Navy and the Sec-
2 retary of the Air Force shall attach the Secretary’s deter-
3 mination regarding whether there will be a continuing
4 military need for any or all the withdrawn and reserved
5 lands for the following 5 years.”.

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

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

14 “(B) The term ‘unexploded ordnance’ has
15 the meaning given that term in section
16 101(e)(5) of such title.”.

17 (f) NATIONAL TRAINING CENTER.—

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

22 (A) in section 2910, by striking the section
23 heading and all that follows through “At the
24 time of the termination” and inserting the fol-
25 lowing:

1 **“SEC. 2910. EFFECT OF RELINQUISHMENT ON OPERATION**
2 **OF GENERAL LAND LAWS.**

3 “On the date of relinquishment”;

4 (B) by striking section 2911; and

5 (C) in section 2912—

6 (i) in the section heading, by striking

7 **“Termination and”**;

8 (ii) in subsection (a), by striking

9 “During the first 22 years of the with-
10 drawal and reservation made by this title,
11 if” and inserting “If”;

12 (iii) in subsection (e), by striking “be-
13 fore the termination date of the withdrawal
14 and reservation”; and

15 (iv) in subsection (d), by striking
16 “Notwithstanding the termination date
17 specified in section 2910, unless” and in-
18 serting “Unless”.

19 (2) DETERMINATION OF CONTINUING MILITARY
20 NEED FOR WITHDRAWAL AND RESERVATION AND
21 PUBLIC REPORTS.—The Fort Irwin Military Land
22 Withdrawal Act of 2001 (title XXIX of Public Law
23 107–107; 115 Stat. 1335) is further amended by in-
24 serting after section 2910 the following new section:

1 **“SEC. 2911. DETERMINATION OF CONTINUING MILITARY**
2 **NEED FOR WITHDRAWAL AND RESERVATION**
3 **AND PUBLIC REPORTS.**

4 “(a) PUBLIC REPORTS.—

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

6 Concurrent with each review as to operation and ef-
7 fect of an integrated natural resources management
8 plan covering lands withdrawn and reserved under
9 this title, as required by section 101(b)(2) of the
10 Sikes Act (16 U.S.C. 670a(b)(2)), the Secretary of
11 the Army and the Secretary of the Interior shall
12 jointly prepare and issue a report describing any
13 changes in the condition of the lands withdrawn and
14 reserved under this title since the later of the date
15 of any previous report under this paragraph or the
16 date of the environmental analysis prepared to sup-
17 port the actions that changed the condition of the
18 lands.

19 “(B) A report under subparagraph (A) shall in-
20 clude a summary of current military use of the lands
21 withdrawn and reserved by this title, any changes in
22 military use of the lands since the previous report,
23 and efforts related to the management of natural
24 and cultural resources and environmental remedi-
25 ation of the lands during the previous five years.

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

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

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

22 “(4) DISTRIBUTION OF REPORT.—The Sec-
23 retary of the Army shall make the final version of
24 a report under this subsection available to the public
25 and shall submit the final version of such a report

1 to the Committees on Armed Services and Energy
2 and Natural Resources of the Senate and the Com-
3 mittees on Armed Services and Natural Resources of
4 the House of Representatives.

5 “(b) PERIODIC DETERMINATION OF CONTINUING
6 NEED.—With each report prepared pursuant to sub-
7 section (a), the Secretary of the Army shall attach the Sec-
8 retary’s determination regarding whether there will be a
9 continuing military need for any or all of the withdrawn
10 and reserved lands for the following 5 years.”.

11 (3) ESTABLISHMENT OF INTERGOVERNMENTAL
12 EXECUTIVE COMMITTEE.—The Fort Irwin Military
13 Land Withdrawal Act of 2001 (title XXIX of Public
14 Law 107–107; 115 Stat. 1335) is amended by add-
15 ing at the end the following new section:

16 **“SEC. 2914. INTERGOVERNMENTAL EXECUTIVE COM-
17 MITTEE.**

18 “(a) ESTABLISHMENT AND PURPOSE.—The Sec-
19 retary of the Army and the Secretary of the Interior shall
20 establish, by memorandum of understanding, an intergov-
21 ernmental executive committee for the sole purpose of ex-
22 changing views, information, and advice relating to the
23 management of the natural and cultural resources of the
24 lands withdrawn and reserved by this title.

25 “(b) COMPOSITION.—

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

6 “(2) REPRESENTATIVES OF STATE AND LOCAL
7 GOVERNMENTS.—The Secretary of the Army and
8 the Secretary of the Interior shall invite to serve as
9 members of the intergovernmental executive com-
10 mittee—

11 “(A) at least one elected officer (or other
12 authorized representative) from the government
13 of the State of California; and

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

19 “(c) OPERATION.—The intergovernmental executive
20 committee shall operate in accordance with the terms set
21 forth in the memorandum of understanding under sub-
22 section (a).

23 “(d) PROCEDURES.—The memorandum of under-
24 standing under subsection (a) shall establish procedures
25 for creating a forum for exchanging views, information,

1 and advice relating to the management of natural and cul-
2 tural resources on the lands withdrawn and reserved by
3 this title, procedures for rotating the chair of the intergov-
4 ernmental executive committee, and procedures for sched-
5 uling regular meetings, which shall occur no less fre-
6 quently than twice a year.

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

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

16 (1) ELIMINATION OF TERMINATION DATE AND
17 CONFORMING AMENDMENTS.—The Military Land
18 Withdrawals Act of 2013 (title XXIX of Public Law
19 113–66; 127 Stat. 1025) is amended—

20 (A) by striking sections 2919, 2920; 2936,
21 2946, and 2979;

22 (B) in section 2921, by striking “On the
23 termination of” and inserting “On the relin-
24 quishment of”; and

25 (C) in section 2922(d)(3)—

1 (i) in the paragraph heading, by strik-
2 ing “ON TERMINATION” and inserting
3 “UPON RELINQUISHMENT”; and

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

6 (2) ESTABLISHMENT OF INTERGOVERNMENTAL
7 EXECUTIVE COMMITTEE.—The Military Land With-
8 drawals Act of 2013 (title XXIX of Public Law
9 113–66; 127 Stat. 1025) is further amended by in-
10 sserting after section 2918 the following new section:

11 **“SEC. 2919. INTERGOVERNMENTAL EXECUTIVE COM-
12 MITTEE.**

13 “(a) ESTABLISHMENT AND PURPOSE.—For the lands
14 withdrawn and reserved by sections 2941 and 2971, the
15 Secretary concerned and the Secretary of the Interior shall
16 establish, by memorandum of understanding, an intergov-
17 ernmental executive committee for each location for the
18 sole purpose of exchanging views, information, and advice
19 relating to the management of the natural and cultural
20 resources of the withdrawn and reserved lands.

21 “(b) COMPOSITION.—

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

1 intergovernmental executive committee for a location
2 covered by subsection (a).

3 “(2) REPRESENTATIVES OF STATE AND LOCAL
4 GOVERNMENTS.—The Secretary concerned and the
5 Secretary of the Interior shall invite to serve as
6 members of the intergovernmental executive com-
7 mittee for a location covered by subsection (a)—

8 “(A) at least one elected officer (or other
9 authorized representative) from the government
10 of the State in which the withdrawn and re-
11 served lands are located; and

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

17 “(c) OPERATION.—The intergovernmental executive
18 committee for a location covered by subsection (a) shall
19 operate in accordance with the terms set forth in the
20 memorandum of understanding under subsection (a).

21 “(d) PROCEDURES.—The memorandum of under-
22 standing under subsection (a) shall establish procedures
23 for creating a forum for exchanging views, information,
24 and advice relating to the management of natural and cul-
25 tural resources on the withdrawn and reserved lands, pro-

1 cedures for rotating the chair of the intergovernmental ex-
2 ecutive committee, and procedures for scheduling regular
3 meetings, which shall occur no less frequently than twice
4 a year.

5 “(e) COORDINATOR.—The Secretary concerned, in
6 consultation with the Secretary of the Interior, shall ap-
7 point an individual to serve as coordinator of the intergov-
8 ernmental executive committee for a location covered by
9 subsection (a). The duties of the coordinator shall be in-
10 cluded in the memorandum of understanding under sub-
11 section (a). The coordinator shall not be a member of the
12 committee.”.

13 (h) REQUESTS FOR WITHDRAWALS MADE TO SEC-
14 RETARY OF THE INTERIOR; TEMPORARY USE PERMITS
15 AND TRANSFERS OF SMALL PARCELS OF LAND BETWEEN
16 DEPARTMENTS OF INTERIOR AND MILITARY DEPART-
17 MENTS; MORE EFFICIENT SURVEYING OF LANDS.—

18 (1) REQUIRING REQUESTS FOR WITHDRAWALS
19 TO BE MADE TO SECRETARY OF THE INTERIOR.—
20 Section 3 of Public Law 85–337 (43 U.S.C. 157) is
21 amended—

22 (A) by striking “Any application” and in-
23 serting “(a) CONTENTS OF APPLICATION.—Any
24 application”; and

1 (B) by striking “shall specify” and insert-
2 ing “shall be filed with the Secretary of the In-
3 terior and shall specify”.

4 (2) AUTHORIZATION OF ADDITIONAL ARRANGE-
5 MENTS FOR USE AND TRANSFER OF LANDS UNDER
6 JURISDICTION OF SECRETARY OF THE INTERIOR.—
7 The Public Law 85–337 (43 U.S.C. 155 et seq.) is
8 further amended by adding at the end the following
9 new sections:

10 **“SEC. 7. SHORT-TERM PERMITS FOR USE OF DEPARTMENT**
11 **OF INTERIOR LANDS FOR MILITARY TRAIN-**
12 **ING AND TESTING.**

13 “(a) AUTHORITY.—In addition to any other authority
14 to grant permits for the use of land, the Secretary of the
15 Interior may grant a permit to the Secretary of Defense
16 to use land under the administrative jurisdiction of the
17 Secretary of the Interior. Any such permit—

18 “(1) shall be issued consistent with section
19 2691 of title 10, United States Code;

20 “(2) shall allow the Department of Defense to
21 use the land only for purposes of training and test-
22 ing that are consistent with the purposes for which
23 the Secretary of the Interior manages the land; and

24 “(3) may contain such other requirements as
25 the Secretary of the Interior considers appropriate.

1 “(b) DURATION OF PERMIT.—A permit granted
2 under this section shall be in effect for such period as the
3 Secretary of the Interior may provide, except that such
4 period may not exceed 30 days.

5 **“SEC. 8. TRANSFERS OF SMALL PARCELS OF LAND BE-**
6 **TWEEN THE DEPARTMENTS OF DEFENSE AND**
7 **INTERIOR.**

8 “(a) TRANSFER AUTHORIZED.—Subject to any valid
9 existing rights, upon mutual agreement, and without cost
10 for the value of the land or any improvements thereon—

11 “(1) the Secretary of the Interior may transfer
12 administrative jurisdiction over land that meets the
13 requirements of subsection (b) to the Secretary of a
14 military department; and

15 “(2) the Secretary of a military department
16 may transfer administrative jurisdiction over land
17 that meets the requirements of subsection (b) to the
18 Secretary of the Interior.

19 “(b) REQUIREMENTS FOR LAND ELIGIBLE FOR
20 TRANSFER.—The requirements of this subsection are as
21 follows:

22 “(1) CONTIGUITY.—The land is contiguous to
23 land already under the administrative jurisdiction of
24 the Secretary to whom such jurisdiction is trans-
25 ferred.

1 “(2) LIMITATION ON ACREAGE.—No single par-
2 cel of the land is larger than 5,000 acres of contig-
3 uous area.

4 “(3) NO RECENT PRIOR TRANSFER OF CONTIG-
5 UOUS LAND.—The land is not contiguous to any
6 other land for which administrative jurisdiction has
7 been transferred under the authority of this section
8 during the previous 5 years.

9 “(4) PRIOR USE FOR DEFENSE PURPOSES.—In
10 the case of land transferred to the Department of
11 Defense, the land was used for defense purposes im-
12 mediately prior to the date of transfer.

13 “(c) MAP AND LEGAL DESCRIPTION.—

14 “(1) PREPARATION AND PUBLICATION.—The
15 Secretary of the Interior shall—

16 “(A) publish in the Federal Register a no-
17 tice containing the legal description of any land
18 transferred under subsection (a);

19 “(B) file maps and legal descriptions of
20 the land with—

21 “(i) the Committees on Armed Serv-
22 ices and Energy and Natural Resources of
23 the Senate, and

1 “(ii) the Committees on Armed Serv-
2 ices and Natural Resources of the House
3 of Representatives; and

4 “(C) make copies of such maps and legal
5 descriptions available for public inspection in
6 the appropriate offices of the Bureau of Land
7 Management.

8 “(2) FORCE OF LAW.—For purposes of any
9 transfer of administrative jurisdiction over land
10 under this section, the legal description and map for
11 the land shall be the legal description of the land
12 filed under paragraph (1)(B), except that the Sec-
13 retary of the Interior may correct clerical and typo-
14 graphical errors in the legal description or map.

15 “(3) COSTS.—The Secretary of the military de-
16 partment to whom administrative jurisdiction over
17 land is transferred under subsection (a)(1) shall re-
18 imburse the Secretary of the Interior for the costs
19 incurred by the Secretary of the Interior in imple-
20 menting this subsection with respect to such land.

21 “(d) TREATMENT AND USE OF LAND TRANSFERRED
22 TO THE SECRETARY OF A MILITARY DEPARTMENT.—
23 Upon a transfer of administrative jurisdiction over land
24 to the Secretary of a military department under subsection
25 (a)(1)—

1 “(1) the land shall be treated as property (as
2 defined in section 102(9) of title 40, United States
3 Code) under the administrative jurisdiction of the
4 Secretary of the military department; and

5 “(2) for as long as the land is under the admin-
6 istrative jurisdiction of a Secretary of a military de-
7 partment, the land shall be withdrawn from—

8 “(A) all forms of entry, appropriation, or
9 disposition under the public land laws,

10 “(B) location, entry, and patent under the
11 mining laws, and

12 “(C) disposition under all laws relating to
13 mineral materials and all laws relating to min-
14 eral and geothermal leasing.

15 “(e) TREATMENT AND USE OF LAND TRANSFERRED
16 TO THE SECRETARY OF THE INTERIOR.—Upon a transfer
17 of administrative jurisdiction over land to the Secretary
18 of the Interior under subsection (a)(2)—

19 “(1) the land shall become public land; and

20 “(2) the land shall be administered for the
21 same purposes and be subject to the same conditions
22 of use as the adjacent public land.

23 “(f) EFFECT ON OTHER AUTHORITIES.—The au-
24 thority provided by this section is in addition to, and not

1 subject to, any other authority relating to transfers of
2 land.”.

3 (3) **SHORT TITLE.**—The first section of Public
4 Law 85–337 (43 U.S.C. 155) is amended—

5 (A) by striking “That, notwithstanding”
6 and inserting the following:

7 **“SEC. 1. WITHDRAWAL, RESERVATION, OR RESTRICTION OF**
8 **PUBLIC LANDS FOR DEFENSE PURPOSES.**

9 “(a) **IN GENERAL.**—Notwithstanding”; and

10 (B) by adding at the end the following new
11 subsection:

12 “(b) **SHORT TITLE.**—This Act may be cited as the
13 ‘Engle Act’.”.

14 (4) **PROMOTING MORE EFFICIENT SURVEYING**
15 **OF LANDS.**—In fixing the original corner position in
16 an official survey of unsurveyed land, when applica-
17 ble and feasible, Cadastral Survey may, instead of
18 using physical monuments, use geographic coordi-
19 nates correlated to the National Spatial Reference
20 System geodetic datum, in accordance with the Man-
21 ual of Surveying Instructions.

22 (i) **EFFECT ON NEW LAND WITHDRAWALS AND RES-**
23 **ERVATIONS.**—Nothing in this section or the amendments
24 made by this section shall be construed as changing the
25 requirements imposed on the Department of Defense to

- 1 obtain a new or expanded land withdrawal and reserva-
- 2 tion.

○