

Union Calendar No. 365

118TH CONGRESS
2D SESSION**H. R. 6492****[Report No. 118–441, Part I]**

To improve recreation opportunities on, and facilitate greater access to,
Federal public land, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 29, 2023

Mr. WESTERMAN (for himself, Mr. GRIJALVA, Mr. CURTIS, Mr. NEGUSE, Mr. LAMBORN, Ms. BARRAGÁN, Mr. MOYLAN, Mrs. PELTOLA, Mr. CARL, Ms. LEE of Nevada, Mrs. RADEWAGEN, Ms. PORTER, Mr. WITTMAN, Mr. SABLAN, Mrs. KIGGANS of Virginia, Mrs. DINGELL, Mr. COLLINS, Ms. LEGER FERNANDEZ, Mr. LEVIN, and Mr. CASE) introduced the following bill; which was referred to the Committee on Natural Resources, and in addition to the Committees on Agriculture, and Veterans' Affairs, 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

APRIL 5, 2024

Additional sponsors: Mr. TIFFANY, Mr. STAUBER, Mrs. GONZÁLEZ-COLÓN, Mr. GALLEGU, Mr. DUARTE, Ms. HOYLE of Oregon, Mr. FULCHER, Mr. HUFFMAN, Ms. PETTERSEN, Ms. SLOTKIN, Mr. MOORE of Utah, Mr. NEWHOUSE, Mr. WEBSTER of Florida, Ms. STANSBURY, Mr. EDWARDS, Ms. SCHRIER, Mr. MOSKOWITZ, Mr. ZINKE, Mr. BAIRD, Ms. NORTON, Mr. LIEU, Mr. BANKS, Mr. KEAN of New Jersey, Mr. YAKYM, Mrs. MCBATH, Ms. SCHOLTEN, Mr. LAWLER, Ms. TLAIB, Mrs. RODGERS of Washington, Ms. SCHAKOWSKY, Mr. VASQUEZ, and Mr. COSTA

APRIL 5, 2024

Reported from the Committee on Natural Resources with an amendment

[Strike out all after the enacting clause and insert the part printed in italic]

APRIL 5, 2024

Committees on Veterans' Affairs and Agriculture discharged; committed to the

Committee of the Whole House on the State of the Union and ordered
to be printed

[For text of introduced bill, see copy of bill as introduced on November 29, 2023]

A BILL

To improve recreation opportunities on, and facilitate greater
access to, Federal public land, 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; TABLE OF CONTENTS.**

4 (a) *SHORT TITLE.*—*This Act may be cited as the “Ex-*
 5 *panding Public Lands Outdoor Recreation Experiences*
 6 *Act” or the “EXPLORE Act”.*

7 (b) *TABLE OF CONTENTS.*—*The table of contents for*
 8 *this Act is as follows:*

Sec. 1. Short title; table of contents.

Sec. 2. Definitions.

TITLE I—OUTDOOR RECREATION AND INFRASTRUCTURE

Subtitle A—Outdoor Recreation Policy

Sec. 111. Congressional declaration of policy.

Sec. 112. Identifying opportunities for recreation.

Sec. 113. Federal Interagency Council on Outdoor Recreation.

Sec. 114. Recreation budget crosscut.

Subtitle B—Public Recreation on Federal Recreational Lands and Waters

Sec. 121. Biking on long-distance trails.

Sec. 122. Protecting America’s rock climbing.

Sec. 123. Range access.

Sec. 124. Restoration of overnight campsites.

Sec. 125. Federal interior land media.

Sec. 126. Cape and antler preservation enhancement.

Sec. 127. Motorized and nonmotorized access.

Sec. 128. Aquatic resource activities assistance.

*Subtitle C—Supporting Gateway Communities and Addressing Park
Overcrowding*

Sec. 131. Gateway communities.

Sec. 132. Improved recreation visitation data.

Sec. 133. Monitoring for improved recreation decision making.

*Subtitle D—Broadband Connectivity on Federal Recreational Lands and
Waters*

Sec. 141. Connect Our Parks.

Sec. 142. Broadband internet connectivity at developed recreation sites.

Sec. 143. Public lands telecommunications cooperative agreements.

Subtitle E—Public–Private Parks Partnerships

Sec. 151. Authorization for lease of forest service administrative sites.

- Sec. 152. Partnership agreements creating tangible savings.*
- Sec. 153. Partnership agreements to modernize federally owned campgrounds, resorts, cabins, and visitor centers on Federal recreational lands and waters.*
- Sec. 154. Parking and Restroom opportunities for Federal recreational lands and waters.*
- Sec. 155. Pay-for-performance projects.*
- Sec. 156. Outdoor recreation legacy partnership program.*
- Sec. 157. American battlefield protection program enhancement.*

TITLE II—ACCESS AMERICA

- Sec. 201. Definitions.*

Subtitle A—Access for People With Disabilities

- Sec. 211. Accessible recreation inventory.*
- Sec. 212. Trail inventory.*
- Sec. 213. Trail pilot program.*
- Sec. 214. Accessible trails.*
- Sec. 215. Accessible recreation opportunities.*
- Sec. 216. Assistive technology.*
- Sec. 217. Savings clause.*

Subtitle B—Military and Veterans in Parks

- Sec. 221. Promotion of outdoor recreation for military servicemembers and veterans.*
- Sec. 222. Military Veterans Outdoor Recreation Liaisons.*
- Sec. 223. Partnerships to promote military and veteran recreation.*
- Sec. 224. National strategy for military and veteran recreation.*
- Sec. 225. Recreation resource advisory committees.*
- Sec. 226. Career and volunteer opportunities for veterans.*

Subtitle C—Youth Access

- Sec. 231. Increasing youth recreation visits to Federal land.*
- Sec. 232. Every Kid Outdoors Act extension.*

TITLE III—SIMPLIFYING OUTDOOR ACCESS FOR RECREATION

- Sec. 301. Definitions.*

Subtitle A—Modernizing Recreation Permitting

- Sec. 311. Special recreation permit and fee.*
- Sec. 312. Permitting process improvements.*
- Sec. 313. Permit flexibility.*
- Sec. 314. Permit administration.*
- Sec. 315. Service First Initiative; Permits for multijurisdictional trips.*
- Sec. 316. Forest service and bureau of land management temporary special recreation permits for outfitting and guiding.*
- Sec. 317. Reviews for long-term permits.*
- Sec. 318. Adjustment of allocated visitor-use days.*
- Sec. 319. Liability.*
- Sec. 320. Cost recovery reform.*
- Sec. 321. Availability of Federal, State, and local recreation passes.*

Sec. 322. Online purchases and establishment of a digital version of America the Beautiful—The National Parks and Federal Recreational Lands Passes.

Sec. 323. Savings provision.

Subtitle B—Making Recreation a Priority

Sec. 331. Extension of seasonal recreation opportunities.

Subtitle C—Maintenance of Public Land

Sec. 341. Volunteers in the National Forests and Public Lands Act.

Sec. 342. Reference.

Subtitle D—Recreation Not Red Tape

Sec. 351. Good neighbor authority for recreation.

Sec. 352. Permit relief for picnic areas.

Sec. 353. Interagency report on special recreation permits for underserved communities.

Sec. 354. Modernizing Access to Our Public Land Act amendments.

Sec. 355. Savings provision.

1 SEC. 2. DEFINITIONS.

2 *In this Act:*

3 (1) FEDERAL LAND MANAGEMENT AGENCY.—*The*
**4 term “Federal land management agency” has the
5 meaning given the term in section 802 of the Federal
6 Lands Recreation Enhancement Act (16 U.S.C.
7 6801).**

8 (2) FEDERAL RECREATIONAL LANDS AND
9 WATERS.—*The term “Federal recreational lands and*
10 waters” has the meaning given the term in section
11 802 of the Federal Lands Recreation Enhancement
12 Act (16 U.S.C. 6801).

13 (3) GATEWAY COMMUNITY.—*The term “gateway*
14 community” means a community that serves as an
15 entry point, or is adjacent, to a recreation destination
16 on Federal recreational lands and waters or non-Fed-

1 *eral land at which there is consistently high, in the*
 2 *determination of the Secretaries, seasonal or year-*
 3 *round visitation.*

4 (4) *INDIAN TRIBE.*—*The term “Indian Tribe”*
 5 *has the meaning given the term in section 4 of the In-*
 6 *dian Self-Determination and Education Assistance*
 7 *Act (25 U.S.C. 5304).*

8 (5) *LAND USE PLAN.*—*The term “land use plan”*
 9 *means—*

10 (A) *a land use plan prepared by the Sec-*
 11 *retary pursuant to section 202 of the Federal*
 12 *Land Policy and Management Act of 1976 (43*
 13 *U.S.C. 1712); and*

14 (B) *a land management plan prepared by*
 15 *the Forest Service for a unit of the National For-*
 16 *est Service pursuant to section 6 of the Forest*
 17 *and Rangeland Renewable Resources Planning*
 18 *Act of 1974 (16 U.S.C. 1604).*

19 (6) *SECRETARIES.*—*The term “Secretaries”*
 20 *means each of—*

21 (A) *the Secretary; and*

22 (B) *the Secretary of Agriculture.*

23 (7) *SECRETARY.*—*The term “Secretary” means*
 24 *the Secretary of the Interior.*

1 (8) *SECRETARY CONCERNED.*—*The term “Sec-*
2 *retary concerned” means—*

3 (A) *the Secretary, with respect to land*
4 *under the jurisdiction of the Secretary; or*

5 (B) *the Secretary of Agriculture, with re-*
6 *spect to land managed by the Forest Service.*

7 (9) *STATE.*—*The term “State” means each of the*
8 *several States, the District of Columbia, and each ter-*
9 *ritory of the United States.*

10 ***TITLE I—OUTDOOR RECREATION***
11 ***AND INFRASTRUCTURE***
12 ***Subtitle A—Outdoor Recreation***
13 ***Policy***

14 ***SEC. 111. CONGRESSIONAL DECLARATION OF POLICY.***

15 *Congress declares that it is the policy of the Federal*
16 *Government to foster and encourage recreation on Federal*
17 *recreational lands and waters, to the extent consistent with*
18 *the laws applicable to specific areas of Federal recreational*
19 *lands and waters, including multiple-use mandates and*
20 *land management planning requirements.*

21 ***SEC. 112. IDENTIFYING OPPORTUNITIES FOR RECREATION.***

22 (a) *INVENTORY AND ASSESSMENTS.*—

23 (1) *IN GENERAL.*—*The Secretary concerned*
24 *shall—*

1 (A) conduct an inventory and assessment of
2 recreation resources for Federal recreational
3 lands and waters;

4 (B) develop the inventory and assessment
5 with support from public comment; and

6 (C) update the inventory and assessment as
7 the Secretary concerned determines appropriate.

8 (2) *UNIQUE RECREATION VALUES*.—An inven-
9 tory and assessment conducted under paragraph (1)
10 shall—

11 (A) recognize—

12 (i) any unique recreation values and
13 recreation opportunities; and

14 (ii) areas of concentrated recreational
15 use; and

16 (B) identify, list, and map recreation re-
17 sources by—

18 (i) type of recreation opportunity and
19 type of natural or artificial recreation in-
20 frastructure;

21 (ii) to the extent available, the level of
22 use of the recreation resource as of the date
23 of the inventory; and

24 (iii) identify, to the extent practicable,
25 any trend relating to recreation opportuni-

1 *ties or use at a recreation resource identi-*
 2 *fied under subparagraph (A).*

3 (3) *ASSESSMENTS.*—*For any recreation resource*
 4 *inventoried under paragraph (1), the Secretary con-*
 5 *cerned shall assess—*

6 (A) *the maintenance needs of, and expenses*
 7 *necessary to administer, the recreation resource;*

8 (B) *the suitability for developing, expand-*
 9 *ing, or enhancing the recreation resource; and*

10 (C) *the adequacy of the current manage-*
 11 *ment of the recreation resource.*

12 (b) *EXISTING EFFORTS.*—*To the extent practicable, the*
 13 *Secretary concerned shall use or incorporate existing appli-*
 14 *cable research and planning decisions and processes in car-*
 15 *rying out this section.*

16 (c) *CONFORMING AMENDMENTS.*—*Section 200103 of*
 17 *title 54, United States Code, is amended—*

18 (1) *by striking subsection (d); and*

19 (2) *by redesignating subsections (e), (f), (g), (h),*
 20 *and (i) as subsections (d), (e), (f), (g), and (h), re-*
 21 *spectively.*

22 **SEC. 113. FEDERAL INTERAGENCY COUNCIL ON OUTDOOR**
 23 **RECREATION.**

24 (a) *DEFINITIONS.*—*Section 200102 of title 54, United*
 25 *States Code, is amended—*

1 (1) by redesignating paragraphs (1) and (2) as
2 paragraphs (4) and (5) respectively; and

3 (2) by inserting before paragraph (4), as so re-
4 designated, the following:

5 “(1) COUNCIL.—The term ‘Council’ means the
6 Federal Interagency Council on Outdoor Recreation
7 established under section 200104.

8 “(2) FEDERAL LAND AND WATER MANAGEMENT
9 AGENCY.—The term ‘Federal land and water manage-
10 ment agency’ means the National Park Service, Bu-
11 reau of Land Management, United States Fish and
12 Wildlife Service, Bureau of Indian Affairs, Bureau of
13 Reclamation, Forest Service, Corps of Engineers, and
14 the National Oceanic and Atmospheric Administra-
15 tion.

16 “(3) FEDERAL RECREATIONAL LANDS AND
17 WATERS.—The term ‘Federal recreational lands and
18 waters’ has the meaning given the term in section 802
19 of the Federal Lands Recreation Enhancement Act
20 (16 U.S.C. 6801) and also includes Federal lands and
21 waters managed by the Bureau of Indian Affairs,
22 Corps of Engineers, or National Oceanic and Atmos-
23 pheric Administration.”.

24 (b) ESTABLISHMENT OF COUNCIL.—Section 200104 of
25 title 54, United States Code, is amended to read as follows:

1 **“§ 200104. Federal interagency council on outdoor**
2 **recreation**

3 “(a) *ESTABLISHMENT.*—*The Secretary shall establish*
4 *an interagency council, to be known as the ‘Federal Inter-*
5 *agency Council on Outdoor Recreation’.*

6 “(b) *COMPOSITION.*—

7 “(1) *IN GENERAL.*—*The Council shall be com-*
8 *posed of representatives of each of the following agen-*
9 *cies, to be appointed by the head of the respective*
10 *agency:*

11 “(A) *The National Park Service.*

12 “(B) *The Bureau of Land Management.*

13 “(C) *The United States Fish and Wildlife*
14 *Service.*

15 “(D) *The Bureau of Indian Affairs.*

16 “(E) *The Bureau of Reclamation.*

17 “(F) *The Forest Service.*

18 “(G) *The Army Corps of Engineers.*

19 “(H) *The National Oceanic and Atmos-*
20 *pheric Administration.*

21 “(2) *ADDITIONAL PARTICIPANTS.*—*In addition to*
22 *the members of the Council appointed under para-*
23 *graph (1), the Secretary may invite participation in*
24 *the Council’s meetings or other activities from rep-*
25 *resentatives of the following:*

1 “(A) *The Council on Environmental Qual-*
2 *ity.*

3 “(B) *The Natural Resources Conservation*
4 *Service.*

5 “(C) *Rural development programs of the*
6 *Department of Agriculture.*

7 “(D) *The National Center for Chronic Dis-*
8 *ease Prevention and Health Promotion.*

9 “(E) *The Environmental Protection Agency.*

10 “(F) *The Department of Transportation, in-*
11 *cluding the Federal Highway Administration.*

12 “(G) *The Tennessee Valley Authority.*

13 “(H) *The Department of Commerce, includ-*
14 *ing—*

15 “(i) *the Bureau of Economic Analysis;*

16 “(ii) *the National Travel and Tourism*
17 *Office; and*

18 “(iii) *the Economic Development Ad-*
19 *ministration.*

20 “(I) *The Federal Energy Regulatory Com-*
21 *mission.*

22 “(J) *An applicable State agency or office.*

23 “(K) *An applicable agency or office of a*
24 *local government.*

1 “(L) *Other organizations or interests, as de-*
2 *termined appropriate by the Secretary.*

3 “(3) *STATE COORDINATION.—In determining ad-*
4 *ditional participants under this subsection, the Sec-*
5 *retary shall seek to ensure that States are invited and*
6 *represented in the Council’s meetings or other activi-*
7 *ties.*

8 “(4) *LEADERSHIP.—The leadership of the Coun-*
9 *cil shall rotate every 2 years among the Council mem-*
10 *bers appointed under paragraph (1), or as otherwise*
11 *determined by the Secretary in consultation with the*
12 *Secretaries of Agriculture, Defense, and Commerce.*

13 “(5) *FUNDING.—Notwithstanding section 708 of*
14 *title VII of division E of the Consolidated Appropria-*
15 *tions Act, 2023 (Public Law 117–328), the Council*
16 *members appointed under paragraph (1) may enter*
17 *into agreements to share the management and oper-*
18 *ational costs of the Council.*

19 “(c) *COORDINATION.—The Council shall meet as fre-*
20 *quently as appropriate for the purposes of coordinating on*
21 *issues related to outdoor recreation, including—*

22 “(1) *recreation programs and management poli-*
23 *cies across Federal land and water management agen-*
24 *cies, including activities associated with the imple-*

1 *mentation of the Federal Lands Recreation Enhance-*
2 *ment Act (16 U.S.C. 6801 et seq.), as appropriate;*

3 *“(2) the response by Federal land and water*
4 *management agencies to public health emergencies or*
5 *other emergencies, including those that result in dis-*
6 *ruptions to, or closures of, Federal recreational lands*
7 *and waters;*

8 *“(3) investments relating to outdoor recreation*
9 *on Federal recreational lands and waters, including*
10 *funds made available under section 40804(b)(7) of the*
11 *Infrastructure Investment and Jobs Act (16 U.S.C.*
12 *6592a(b)(7));*

13 *“(4) management of emerging technologies on*
14 *Federal recreational lands and waters;*

15 *“(5) research activities, including quantifying*
16 *the economic impacts of recreation;*

17 *“(6) dissemination to the public of recreation-re-*
18 *lated information, in a manner that ensures the*
19 *recreation-related information is easily accessible*
20 *with modern communication devices;*

21 *“(7) the improvement of access to Federal rec-*
22 *reational lands and waters; and*

23 *“(8) the identification and engagement of part-*
24 *ners outside the Federal Government—*

25 *“(A) to promote outdoor recreation;*

1 “(B) to facilitate collaborative management
2 of outdoor recreation; and

3 “(C) to provide additional resources relat-
4 ing to enhancing outdoor recreation opportuni-
5 ties; and

6 “(9) any other outdoor recreation-related issues
7 that the Council determines necessary.

8 “(d) *EFFECT.*—Nothing in this section affects the au-
9 thorities, regulations, or policies of any Federal agency de-
10 scribed in paragraph (1) or (2) of subsection (b).”.

11 (c) *CLERICAL AMENDMENT.*—The table of sections for
12 chapter 2001 of title 54, United States Code, is amended
13 by striking the item relating to section 200104 and insert-
14 ing the following:

 “200104. Federal Interagency Council on Outdoor Recreation”.

15 **SEC. 114. RECREATION BUDGET CROSSCUT.**

16 Not later than 30 days after the end of each fiscal year,
17 beginning with fiscal year 2025, the Director of the Office
18 of Management and Budget shall submit to Congress and
19 make public online a report that describes and itemizes the
20 total amount of funding relating to outdoor recreation that
21 was obligated in the preceding fiscal year in accounts in
22 the Treasury for the Department of the Interior and the
23 Department of Agriculture.

1 ***Subtitle B—Public Recreation on***
2 ***Federal Recreational Lands and***
3 ***Waters***

4 ***SEC. 121. BIKING ON LONG-DISTANCE TRAILS.***

5 *(a) IDENTIFICATION OF LONG-DISTANCE TRAILS.—*

6 *Not later than 18 months after the date of the enactment*
7 *of this title, the Secretaries shall identify—*

8 *(1) not fewer than 10 long-distance bike trails*
9 *that make use of trails and roads in existence on the*
10 *date of the enactment of this title; and*

11 *(2) not fewer than 10 areas in which there is an*
12 *opportunity to develop or complete a trail that would*
13 *qualify as a long-distance bike trail.*

14 *(b) PUBLIC COMMENT.—The Secretaries shall—*

15 *(1) develop a process to allow members of the*
16 *public to comment regarding the identification of*
17 *trails and areas under subsection (a); and*

18 *(2) consider the identification, development, and*
19 *completion of long-distance bike trails in a geographi-*
20 *cally equitable manner.*

21 *(c) MAPS, SIGNAGE, AND PROMOTIONAL MATE-*
22 *RIALS.—For any long-distance bike trail identified under*
23 *subsection (a), the Secretary concerned may—*

24 *(1) publish and distribute maps, install signage,*
25 *and issue promotional materials; and*

1 (2) *coordinate with stakeholders to leverage any*
2 *non-Federal resources necessary for the stewardship,*
3 *development, or completion of trails.*

4 (d) *REPORT.—Not later than 2 years after the date*
5 *of the enactment of this title, the Secretaries, in partnership*
6 *with interested organizations, shall prepare and publish a*
7 *report that lists the trails identified under subsection (a),*
8 *including a summary of public comments received in ac-*
9 *cordance with the process developed under subsection (b).*

10 (e) *CONFLICT AVOIDANCE WITH OTHER USES.—Be-*
11 *fore identifying a long-distance bike trail under subsection*
12 *(a), the Secretary concerned shall ensure the long-distance*
13 *bike trail—*

14 (1) *minimizes conflict with—*

15 (A) *the uses, before the date of the enact-*
16 *ment of this title, of any trail or road that is*
17 *part of that long-distance bike trail;*

18 (B) *multiple-use areas where biking, hiking,*
19 *horseback riding, or use by pack and saddle stock*
20 *are existing uses on the date of the enactment of*
21 *this title;*

22 (C) *the purposes for which any trail was or*
23 *is established under the National Trails System*
24 *Act (16 U.S.C. 1241 et seq.); and*

1 (D) any area managed under the Wilder-
 2 ness Act (16 U.S.C. 1131 et seq.); and

3 (2) complies with land use and management
 4 plans of the Federal recreational lands and waters
 5 that are part of that long-distance bike trail.

6 (f) *EMINENT DOMAIN OR CONDEMNATION.*—In car-
 7 rying out this section, the Secretaries may not use eminent
 8 domain or condemnation.

9 (g) *DEFINITIONS.*—In this section:

10 (1) *LONG-DISTANCE BIKE TRAIL.*—The term
 11 “long-distance bike trail” means a continuous route,
 12 consisting of 1 or more trails or rights-of-way, that—

13 (A) is not less than 80 miles in length;

14 (B) primarily makes use of dirt or natural
 15 surface trails;

16 (C) may require connections along paved or
 17 other improved roads;

18 (D) does not include Federal recreational
 19 lands where mountain biking or related activi-
 20 ties are not consistent with management require-
 21 ments for those Federal recreational lands; and

22 (E) to the maximum extent practicable,
 23 makes use of trails and roads that were on Fed-
 24 eral recreational lands on or before the date of
 25 the enactment of this title.

1 (2) *SECRETARIES.*—*The term “Secretaries”*
 2 *means the Secretary of the Interior and the Secretary*
 3 *of Agriculture, acting jointly.*

4 **SEC. 122. PROTECTING AMERICA’S ROCK CLIMBING.**

5 (a) *IN GENERAL.*—*Not later than 18 months after the*
 6 *date of the enactment of this title, each Secretary concerned*
 7 *shall issue guidance for recreational climbing activities on*
 8 *covered Federal land.*

9 (b) *APPLICABLE LAW.*—*The guidance issued under*
 10 *subsection (a) shall ensure that recreational climbing ac-*
 11 *tivities comply with the laws (including regulations) appli-*
 12 *cable to the covered Federal land.*

13 (c) *WILDERNESS AREAS.*—*The guidance issued under*
 14 *subsection (a) shall recognize that recreational climbing*
 15 *(including the use, placement, and maintenance of fixed an-*
 16 *chors) is an appropriate use within a component of the Na-*
 17 *tional Wilderness Preservation System, if undertaken—*

18 (1) *in accordance with the Wilderness Act (16*
 19 *U.S.C. 1131 et seq.) and other applicable laws (in-*
 20 *cluding regulations); and*

21 (2) *subject to any terms and conditions deter-*
 22 *mined by the Secretary concerned to be appropriate.*

23 (d) *AUTHORIZATION.*—*The guidance issued under sub-*
 24 *section (a) shall describe the requirements, if any, for the*
 25 *placement and maintenance of fixed anchors for rec-*

1 *reational climbing in a component of the National Wilder-*
 2 *ness Preservation System, including any terms and condi-*
 3 *tions determined by the Secretary concerned to be appro-*
 4 *priate, which may be issued programmatically or on a case-*
 5 *by-case basis.*

6 (e) *EXISTING ROUTES.*—*The guidance issued under*
 7 *subsection (a) shall include direction providing for the con-*
 8 *tinued use and maintenance of recreational climbing routes*
 9 *(including fixed anchors along the routes) in existence as*
 10 *of the date of the enactment of this title, in accordance with*
 11 *this Act.*

12 (f) *PUBLIC COMMENT.*—*Before finalizing the guidance*
 13 *issued under subsection (a), the Secretary concerned shall*
 14 *provide opportunities for public comment with respect to*
 15 *the guidance.*

16 (g) *COVERED FEDERAL LAND DEFINED.*—*In this sec-*
 17 *tion, the term “covered Federal land”—*

18 (1) *means the lands described in subparagraphs*

19 (A) *and (B) of paragraph (2); and*

20 (2) *includes components of the National Wilder-*
 21 *ness Preservation System.*

22 **SEC. 123. RANGE ACCESS.**

23 (a) *DEFINITION OF TARGET SHOOTING RANGE.*—*In*
 24 *this section, the term “target shooting range” means a de-*
 25 *veloped and managed area that is authorized or operated*

1 *by the Forest Service, a concessioner of the Forest Service,*
2 *or the Bureau of Land Management (or their lessee) specifi-*
3 *cally for the purposeful discharge by the public of legal fire-*
4 *arms, firearms training, archery, or other associated activi-*
5 *ties.*

6 *(b) ASSESSMENT; IDENTIFICATION OF TARGET SHOOT-*
7 *ING RANGE LOCATIONS.—*

8 *(1) ASSESSMENT.—Not later than 1 year after*
9 *the date of the enactment of this title, the Secretary*
10 *concerned shall make available to the public a list*
11 *that—*

12 *(A) identifies each National Forest and each*
13 *Bureau of Land Management district that has a*
14 *target shooting range that meets the requirements*
15 *described in paragraph (3)(B);*

16 *(B) identifies each National Forest and*
17 *each Bureau of Land Management district that*
18 *does not have a target shooting range that meets*
19 *the requirements described in paragraph (3)(B);*
20 *and*

21 *(C) for each National Forest and each Bu-*
22 *reau of Land Management district identified*
23 *under subparagraph (B), provides a determina-*
24 *tion of whether applicable law or the applicable*
25 *land use plan prevents the establishment of a*

1 *target shooting range that meets the requirements*
2 *described in paragraph (3)(B).*

3 (2) *IDENTIFICATION OF TARGET SHOOTING*
4 *RANGE LOCATIONS.—*

5 (A) *IN GENERAL.—The Secretary concerned*
6 *shall identify at least 1 suitable location for a*
7 *target shooting range that meets the requirements*
8 *described in paragraph (3)(B) within each Na-*
9 *tional Forest and each Bureau of Land Manage-*
10 *ment district with respect to which the Secretary*
11 *concerned has determined under paragraph*
12 *(1)(C) that the establishment of a target shooting*
13 *range is not prevented by applicable law or the*
14 *applicable land use plan.*

15 (B) *REQUIREMENTS.—The Secretaries, in*
16 *consultation with the entities described in sub-*
17 *section (d), shall, for purposes of identifying a*
18 *suitable location for a target shooting range*
19 *under subparagraph (A)—*

20 (i) *consider the proximity of areas fre-*
21 *quently used by recreational shooters;*

22 (ii) *ensure that the target shooting*
23 *range would not adversely impact a shoot-*
24 *ing range operated on non-Federal land;*
25 *and*

1 (iii) consider other nearby recreational
 2 uses, including proximity to units of the
 3 National Park System, to minimize poten-
 4 tial conflict and prioritize visitor safety.

5 (3) *ESTABLISHMENT OF NEW TARGET SHOOTING*
 6 *RANGES.*—

7 (A) *IN GENERAL.*—Not later than 5 years
 8 after the date of the enactment of this title, at 1
 9 or more suitable locations identified on each eli-
 10 gible National Forest and Bureau of Land Man-
 11 agement district under paragraph (2)(A), the
 12 Secretary concerned shall—

13 (i) subject to the availability of appro-
 14 priations for such purpose, construct a tar-
 15 get shooting range that meets the require-
 16 ments described in subparagraph (B) or
 17 modify an existing target shooting range to
 18 meet the requirements described in subpara-
 19 graph (B); or

20 (ii) enter into an agreement with an
 21 entity described in subsection (d)(1), under
 22 which the entity shall establish or maintain
 23 a target shooting range that meets the re-
 24 quirements described in subparagraph (B).

1 (B) *REQUIREMENTS.—A target shooting*
2 *range established under this paragraph—*

3 (i)(I) *shall be able to accommodate ri-*
4 *fles and pistols;*

5 (II) *may include skeet, trap, or sport-*
6 *ing clay infrastructure; and*

7 (III) *may accommodate archery;*

8 (ii) *shall include appropriate public*
9 *safety designs and features, including—*

10 (I) *significantly modified land-*
11 *scapes, including berms, buffer dis-*
12 *tances, or other public safety designs or*
13 *features; and*

14 (II) *a designated firing line; and*

15 (iii) *may include—*

16 (I) *shade structures;*

17 (II) *trash containers;*

18 (III) *restrooms;*

19 (IV) *benches; and*

20 (V) *any other features that the*
21 *Secretary concerned determines to be*
22 *necessary.*

23 (C) *RECREATION AND PUBLIC PURPOSES*
24 *ACT.—For purposes of subparagraph (A), the*
25 *Secretary concerned may consider a target shoot-*

1 *ing range that is located on land transferred or*
2 *leased pursuant to the Act of June 14, 1926*
3 *(commonly known as the “Recreation and Public*
4 *Purposes Act”)* (44 Stat. 741, chapter 578; 43
5 *U.S.C. 869 et seq.), as a target shooting range*
6 *that meets the requirements described in sub-*
7 *paragraph (B).*

8 *(c) RESTRICTIONS.—*

9 *(1) MANAGEMENT.—The management of a target*
10 *shooting range shall be subject to such conditions as*
11 *the Secretary concerned determines are necessary for*
12 *the safe, responsible use of—*

13 *(A) the target shooting range; and*

14 *(B) the adjacent land and resources.*

15 *(2) CLOSURES.—Except in emergency situations,*
16 *the Secretary concerned shall seek to ensure that a*
17 *target shooting range that meets the requirements de-*
18 *scribed in subsection (b)(3)(B), or an equivalent*
19 *shooting range adjacent to a National Forest or Bu-*
20 *reau of Land Management district, is available to the*
21 *public prior to closing Federal recreational lands and*
22 *waters administered by the Chief of the Forest Service*
23 *or the Director of the Bureau of Land Management*
24 *to recreational shooting, in accordance with section*

1 4103 of the John D. Dingell, Jr. Conservation, Man-
2 agement, and Recreation Act (16 U.S.C. 7913).

3 (d) COORDINATION.—

4 (1) IN GENERAL.—In carrying out this section,
5 the Secretaries shall coordinate with—

6 (A) State, Tribal, and local governments;

7 (B) nonprofit or nongovernmental organiza-
8 tions, including organizations that are signato-
9 ries to the memorandum of understanding enti-
10 tled “Federal Lands Hunting, Fishing, and
11 Shooting Sports Roundtable Memorandum of
12 Understanding” and signed by the Forest Service
13 and the Bureau of Land Management on August
14 17, 2006;

15 (C) shooting clubs;

16 (D) Federal advisory councils relating to
17 hunting and shooting sports; and

18 (E) individuals or entities with authorized
19 leases or permits in an area under consideration
20 for a target shooting range.

21 (2) PARTNERSHIPS.—The Secretaries may—

22 (A) coordinate with an entity described in
23 paragraph (1) to assist with the construction,
24 modification, operation, or maintenance of a
25 target shooting range; and

1 (B) explore opportunities to leverage fund-
 2 ing to maximize non-Federal investment in the
 3 construction, modification, operation, or mainte-
 4 nance of a target shooting range.

5 (e) *ANNUAL REPORTS.*—Not later than 2 years after
 6 the date of the enactment of this title and annually there-
 7 after through fiscal year 2033, the Secretaries shall submit
 8 to the Committee on Energy and Natural Resources of the
 9 Senate and the Committee on Natural Resources of the
 10 House of Representatives a report describing the progress
 11 made with respect to the implementation of this section.

12 (f) *SAVINGS CLAUSE.*—Nothing in this section affects
 13 the authority of the Secretary concerned to administer a
 14 target shooting range that is in addition to the target shoot-
 15 ing ranges that meet the requirements described in sub-
 16 section (b)(3)(B) on Federal recreational lands and waters
 17 administered by the Secretary concerned.

18 **SEC. 124. RESTORATION OF OVERNIGHT CAMPSITES.**

19 (a) *DEFINITIONS.*—In this section:

20 (1) *RECREATION AREA.*—The term “Recreation
 21 Area” means the recreation area and grounds associ-
 22 ated with the recreation area on the map entitled
 23 “Ouachita National Forest Camping Restoration”
 24 and dated November 30, 2023, on file with the Forest
 25 Service.

1 (2) *SECRETARY.*—*The term “Secretary” means*
 2 *the Secretary of Agriculture.*

3 (b) *IN GENERAL.*—*The Secretary shall—*

4 (1) *not later than 6 months after the date of the*
 5 *enactment of this title, identify 54 areas within the*
 6 *Recreation Area that may be suitable for overnight*
 7 *camping; and*

8 (2) *not later than 2 years after the date of the*
 9 *enactment of this title—*

10 (A) *review each area identified under para-*
 11 *graph (1); and*

12 (B) *from the areas so identified, select and*
 13 *establish at least 27 campsites and related facili-*
 14 *ties within the Recreation Area for public use.*

15 (c) *REQUIREMENTS RELATED TO CAMPSITES AND RE-*
 16 *LATED FACILITIES.*—*The Secretary shall—*

17 (1) *ensure that at least 27 campsites are avail-*
 18 *able under subsection (b), of which not less than 8*
 19 *shall have electric and water hookups; and*

20 (2) *ensure that each campsite and related facil-*
 21 *ity identified or established under subsection (b) is lo-*
 22 *cated outside of the 1 percent annual exceedance prob-*
 23 *ability flood elevation.*

24 (d) *REOPENING OF CERTAIN SITES.*—*Not later than*
 25 *30 days after the date of the enactment of this title, the*

1 *Secretary shall open each campsite within the Recreation*
 2 *Area that—*

3 *(1) exists on the date of the enactment of this*
 4 *title;*

5 *(2) is located outside of the 1 percent annual ex-*
 6 *ceedance probability flood elevation;*

7 *(3) was in operation on June 1, 2010; and*

8 *(4) would not interfere with any current (as of*
 9 *the date of the enactment of this title) day use areas.*

10 *(e) DAY USE AREAS.—Not later than 1 year after the*
 11 *date of the enactment of this title, the Secretary shall take*
 12 *such actions as are necessary to rehabilitate and make pub-*
 13 *licly accessible the areas in the Recreation Area identified*
 14 *for year-round day use, including the following:*

15 *(1) Loop A.*

16 *(2) Loop B.*

17 *(3) The covered, large-group picnic pavilion in*
 18 *Loop D.*

19 *(4) The parking lot in Loop D.*

20 **SEC. 125. FEDERAL INTERIOR LAND MEDIA.**

21 *(a) FILMING IN NATIONAL PARK SYSTEM UNITS.—*

22 *(1) IN GENERAL.—Chapter 1009 of title 54,*
 23 *United States Code, is amended by striking section*
 24 *100905 and inserting the following:*

1 **“§ 100905. *Filming and still photography in System***
 2 ***units***

3 “(a) *FILMING AND STILL PHOTOGRAPHY.*—

4 “(1) *IN GENERAL.*—*The Secretary shall ensure*
 5 *that a filming or still photography activity or similar*
 6 *project in a System unit (referred to in this section*
 7 *as a ‘filming or still photography activity’)* *and the*
 8 *authorizing or permitting of a filming or still photog-*
 9 *raphy activity are carried out consistent with—*

10 “(A) *the laws and policies applicable to the*
 11 *Service; and*

12 “(B) *an applicable general management*
 13 *plan.*

14 “(2) *NO PERMITS REQUIRED.*—*The Secretary*
 15 *shall not require an authorization or a permit or as-*
 16 *sess a fee, if a fee for a filming or still photography*
 17 *activity is not otherwise required by law, for a film-*
 18 *ing or still photography activity that—*

19 “(A)(i) *involves fewer than 6 individuals;*
 20 *and*

21 “(ii) *meets each of the requirements de-*
 22 *scribed in paragraph (5); or*

23 “(B) *is merely incidental to, or docu-*
 24 *menting, an activity or event that is allowed or*
 25 *authorized at the System unit, regardless of—*

1 “(i) *the number of individuals partici-*
 2 *pating in the allowed or authorized activity*
 3 *or event; or*

4 “(ii) *whether any individual receives*
 5 *compensation for any products of the film-*
 6 *ing or still photography activity.*

7 “(3) *FILMING AND STILL PHOTOGRAPHY AU-*
 8 *THORIZATIONS FOR DE MINIMIS USE.—*

9 “(A) *IN GENERAL.—The Secretary shall es-*
 10 *tablish a de minimis use authorization for cer-*
 11 *tain filming or still photography activities that*
 12 *meets the requirements described in subpara-*
 13 *graph (F).*

14 “(B) *POLICY.—For a filming or still pho-*
 15 *tography activity that meets the requirements de-*
 16 *scribed in subparagraph (F), the Secretary—*

17 “(i) *may require a de minimis use au-*
 18 *thorization; and*

19 “(ii) *shall not require a permit.*

20 “(C) *NO FEE.—The Secretary shall not*
 21 *charge a fee for a de minimis use authorization*
 22 *under this paragraph.*

23 “(D) *ACCESS.—The Secretary shall enable*
 24 *members of the public to apply for and obtain a*

1 *de minimis* use authorization under this para-
2 graph—

3 “(i) through the website of the Service;
4 and

5 “(ii) in person at the field office of the
6 applicable System unit.

7 “(E) ISSUANCES.—The Secretary shall—

8 “(i) establish a procedure—

9 “(I) to automate the approval of
10 an application submitted through the
11 website of the Service under subpara-
12 graph (D)(i); and

13 “(II) to issue a *de minimis* use
14 authorization under this paragraph
15 immediately on receipt of an applica-
16 tion that is submitted in person at the
17 field office of the applicable System
18 unit under subparagraph (D)(ii); and

19 “(ii) if an application submitted under
20 subparagraph (D) meets the requirements of
21 this paragraph, immediately on receipt of
22 the application issue a *de minimis* use au-
23 thorization for the filming or still photog-
24 raphy activity.

1 “(F) *REQUIREMENTS.*—*The Secretary shall*
 2 *only issue a de minimis use authorization under*
 3 *this paragraph if the filming or still photog-*
 4 *raphy activity—*

5 “(i) *involves a group of not fewer than*
 6 *6 individuals and not more than 8 individ-*
 7 *uals;*

8 “(ii) *meets each of the requirements de-*
 9 *scribed in paragraph (5); and*

10 “(iii) *is consistent with subsection (c).*

11 “(G) *CONTENTS.*—*A de minimis use au-*
 12 *thorization issued under this paragraph shall list*
 13 *the requirements described in subparagraph (F).*

14 “(4) *REQUIRED PERMITS.*—

15 “(A) *IN GENERAL.*—*Except as provided in*
 16 *paragraph (2)(B), the Secretary may require a*
 17 *permit application and, if a permit is issued,*
 18 *assess a reasonable fee, as described in subsection*
 19 *(b)(1), for a filming or still photography activity*
 20 *that—*

21 “(i) *involves more than 8 individuals;*

22 *or*

23 “(ii) *does not meet each of the require-*
 24 *ments described in paragraph (5).*

1 “(B) *WILDERNESS ACT CLARIFICATION.*—No
 2 *provision of this subsection is intended to or*
 3 *shall be construed to conflict with the provisions*
 4 *of the Wilderness Act of 1964 (16 U.S.C. 1131 et*
 5 *seq.).*

6 “(5) *REQUIREMENTS FOR FILMING OR STILL*
 7 *PHOTOGRAPHY ACTIVITY.*—*The requirements referred*
 8 *to in paragraphs (2)(A)(ii), (3)(F)(ii), (4)(B), and*
 9 *(7)(C) are as follows:*

10 “(A) *A person conducts the filming or still*
 11 *photography activity in a manner that—*

12 “(i) *does not impede or intrude on the*
 13 *experience of other visitors to the applicable*
 14 *System unit;*

15 “(ii) *except as otherwise authorized,*
 16 *does not disturb or negatively impact—*

17 “(I) *a natural or cultural re-*
 18 *source; or*

19 “(II) *an environmental or scenic*
 20 *value; and*

21 “(iii) *allows for equitable allocation or*
 22 *use of facilities of the applicable System*
 23 *unit.*

1 “(B) The person conducts the filming or
2 still photography activity at a location in which
3 the public is allowed.

4 “(C) The person conducting the filming or
5 still photography activity does not require the
6 exclusive use of a site or area.

7 “(D) The person does not conduct the film-
8 ing or still photography activity in a localized
9 area that receives a very high volume of visita-
10 tion.

11 “(E) The person conducting the filming or
12 still photography activity does not use a set or
13 staging equipment, subject to the limitation that
14 handheld equipment (such as a tripod, monopod,
15 and handheld lighting equipment) shall not be
16 considered staging equipment for the purposes of
17 this subparagraph.

18 “(F) The person conducting the filming or
19 still photography activity complies with and ad-
20 heres to visitor use policies, practices, and regu-
21 lations applicable to the applicable System unit.

22 “(G) The filming or still photography activ-
23 ity is not likely to result in additional adminis-
24 trative costs being incurred by the Secretary

1 *with respect to the filming or still photography*
2 *activity, as determined by the Secretary.*

3 “(H) *The person conducting the filming or*
4 *still photography activity complies with other*
5 *applicable Federal, State (as such term is de-*
6 *finied in section 3 of the EXPLORE Act), and*
7 *local laws (including regulations), including*
8 *laws relating to the use of unmanned aerial*
9 *equipment.*

10 “(6) *CONTENT CREATION.—Regardless of dis-*
11 *tribution platform, any video, still photograph, or*
12 *audio recording for commercial or noncommercial*
13 *content creation in a System unit shall be considered*
14 *to be a filming or still photography activity under*
15 *this subsection.*

16 “(7) *EFFECT.—*

17 “(A) *PERMITS REQUESTED THOUGH NOT*
18 *REQUIRED.—On the request of a person intend-*
19 *ing to carry out a filming or still photography*
20 *activity, the Secretary may issue a permit for*
21 *the filming or still photography activity, even if*
22 *a permit for the filming or still photography ac-*
23 *tivity is not required under this section.*

24 “(B) *NO ADDITIONAL PERMITS, COMMER-*
25 *CIAL USE AUTHORIZATIONS, OR FEES FOR FILM-*

1 *ING AND STILL PHOTOGRAPHY AT AUTHORIZED*
 2 *EVENTS.—A filming or still photography activity*
 3 *at an activity or event that is allowed or author-*
 4 *ized, including a wedding, engagement party,*
 5 *family reunion, or celebration of a graduate,*
 6 *shall be considered merely incidental for the pur-*
 7 *poses of paragraph (2)(B).*

8 *“(C) MONETARY COMPENSATION.—The re-*
 9 *ceipt of monetary compensation by the person*
 10 *conducting the filming or still photography ac-*
 11 *tivity shall not affect the permissibility of the*
 12 *filming or still photography activity.*

13 *“(b) FEES AND RECOVERY COSTS.—*

14 *“(1) FEES.—The reasonable fees referred to in*
 15 *subsection (a)(4) shall meet each of the following cri-*
 16 *teria:*

17 *“(A) The reasonable fee shall provide a fair*
 18 *return to the United States.*

19 *“(B) The reasonable fee shall be based on*
 20 *the following criteria:*

21 *“(i) The number of days of the filming*
 22 *or still photography activity.*

23 *“(ii) The size of the film or still pho-*
 24 *tography crew present in the System unit.*

1 “(iii) *The quantity and type of film or*
 2 *still photography equipment present in the*
 3 *System unit.*

4 “(iv) *Any other factors that the Sec-*
 5 *retary determines to be necessary.*

6 “(2) *RECOVERY OF COSTS.—*

7 “(A) *IN GENERAL.—The Secretary shall col-*
 8 *lect from the applicant for the applicable permit*
 9 *any costs incurred by the Secretary related to a*
 10 *filming or still photography activity subject to a*
 11 *permit under subsection (a)(4), including—*

12 “(i) *the costs of the review or issuance*
 13 *of the permit; and*

14 “(ii) *related administrative and per-*
 15 *sonnel costs.*

16 “(B) *EFFECT ON FEES COLLECTED.—All*
 17 *costs recovered under subparagraph (A) shall be*
 18 *in addition to the fee described in paragraph (1).*

19 “(3) *USE OF PROCEEDS.—*

20 “(A) *FEES.—All fees collected under this*
 21 *section shall—*

22 “(i) *be available for expenditure by the*
 23 *Secretary, without further appropriation;*
 24 *and*

25 “(ii) *remain available until expended.*

1 “(B) *COSTS.*—*All costs recovered under*
2 *paragraph (2)(A) shall—*

3 *“(i) be available for expenditure by the*
4 *Secretary, without further appropriation, at*
5 *the System unit at which the costs are col-*
6 *lected; and*

7 *“(ii) remain available until expended.*

8 “(c) *PROTECTION OF RESOURCES.*—*The Secretary*
9 *shall not allow a person to undertake a filming or still pho-*
10 *tography activity if the Secretary determines that—*

11 *“(1) there is a likelihood that the person would*
12 *cause resource damage at the System unit, except as*
13 *otherwise authorized;*

14 *“(2) the person would create an unreasonable*
15 *disruption of the use and enjoyment by the public of*
16 *the System unit; or*

17 *“(3) the filming or still photography activity*
18 *poses a health or safety risk to the public.*

19 “(d) *PROCESSING OF PERMIT APPLICATIONS.*—

20 *“(1) IN GENERAL.*—*The Secretary shall establish*
21 *a process to ensure that the Secretary responds in a*
22 *timely manner to an application for a permit for a*
23 *filming or still photography activity required under*
24 *subsection (a)(4).*

1 “(2) *COORDINATION.*—If a permit is required
 2 under this section for 2 or more Federal agencies or
 3 System units, the Secretary and the head of any other
 4 applicable Federal agency, as applicable, shall, to the
 5 maximum extent practicable, coordinate permit proc-
 6 essing procedures, including through the use of identi-
 7 fying a lead agency or lead System unit—

8 “(A) to review the application for the per-
 9 mit;

10 “(B) to issue the permit; and

11 “(C) to collect any required fees.”.

12 (2) *CLERICAL AMENDMENT.*—The table of sec-
 13 tions for chapter 1009 of title 54, United States Code,
 14 is amended by striking the item relating to section
 15 100905 and inserting the following:

“100905. *Filming and still photography in System units.*”.

16 (b) *FILMING ON OTHER FEDERAL LAND.*—Public Law
 17 106–206 (16 U.S.C. 460l–6d) is amended by striking sec-
 18 tion 1 and inserting the following:

19 **“SEC. 1. FILMING AND STILL PHOTOGRAPHY.**

20 “(a) *FILMING AND STILL PHOTOGRAPHY.*—

21 “(1) *IN GENERAL.*—The Secretary concerned
 22 shall ensure that a filming or still photography activ-
 23 ity or similar project at a Federal land management
 24 unit (referred to in this section as a ‘filming or still
 25 photography activity’) and the authorizing or permit-

1 *ting of a filming or still photography activity are*
2 *carried out consistent with—*

3 *“(A) the laws and policies applicable to the*
4 *Secretary concerned; and*

5 *“(B) an applicable general management*
6 *plan.*

7 *“(2) NO PERMITS REQUIRED.—The Secretary*
8 *concerned shall not require an authorization or a per-*
9 *mit or assess a fee, if a fee for a filming or still pho-*
10 *tography activity is not otherwise required by law,*
11 *for a filming or still photography activity that—*

12 *“(A)(i) involves fewer than 6 individuals;*
13 *and*

14 *“(ii) meets each of the requirements de-*
15 *scribed in paragraph (5); or*

16 *“(B) is merely incidental to, or docu-*
17 *menting, an activity or event that is allowed or*
18 *authorized at the Federal land management*
19 *unit, regardless of—*

20 *“(i) the number of individuals partici-*
21 *pating in the allowed or authorized activity*
22 *or event; or*

23 *“(ii) whether any individual receives*
24 *compensation for any products of the film-*
25 *ing or still photography activity.*

1 “(3) *FILMING AND STILL PHOTOGRAPHY AU-*
2 *THORIZATIONS FOR DE MINIMIS USE.*—

3 “(A) *IN GENERAL.*—*The Secretary con-*
4 *cerned shall establish a de minimis use author-*
5 *ization for certain filming or still photography*
6 *activities that meets the requirements described*
7 *in subparagraph (F).*

8 “(B) *POLICY.*—*For a filming or still pho-*
9 *tography activity that meets the requirements de-*
10 *scribed in subparagraph (F), the Secretary con-*
11 *cerned—*

12 “(i) *may require a de minimis use au-*
13 *thorization; and*

14 “(ii) *shall not require a permit.*

15 “(C) *NO FEE.*—*The Secretary concerned*
16 *shall not charge a fee for a de minimis use au-*
17 *thorization under this paragraph.*

18 “(D) *ACCESS.*—*The Secretary concerned*
19 *shall enable members of the public to apply for*
20 *and obtain a de minimis use authorization*
21 *under this paragraph—*

22 “(i) *through the website of the Depart-*
23 *ment of the Interior or the Forest Service,*
24 *as applicable; and*

1 “(ii) in person at the field office for the
2 Federal land management unit.

3 “(E) ISSUANCES.—The Secretary concerned
4 shall—

5 “(i) establish a procedure—

6 “(I) to automate the approval of
7 an application submitted through the
8 website of the Department of the Inte-
9 rior or the Forest Service, as applica-
10 ble, under subparagraph (D)(i); and

11 “(II) to issue a de minimis use
12 authorization under this paragraph
13 immediately on receipt of an applica-
14 tion that is submitted in person at the
15 field office for the Federal land man-
16 agement unit under subparagraph
17 (D)(ii); and

18 “(ii) if an application submitted under
19 subparagraph (D) meets the requirements of
20 this paragraph, immediately on receipt of
21 the application issue a de minimis use au-
22 thorization for the filming or still photog-
23 raphy activity.

24 “(F) TERMS.—The Secretary concerned
25 shall only issue a de minimis use authorization

under this paragraph if the filming or still photography activity—

“(i) involves a group of not fewer than 6 individuals and not more than 8 individuals;

“(ii) meets each of the requirements described in paragraph (5); and

“(iii) is consistent with subsection (c).

“(G) CONTENTS.—A de minimis use authorization issued under this paragraph shall list the requirements described in subparagraph (F).

“(4) REQUIRED PERMITS.—

“(A) IN GENERAL.—Except as provided in paragraph (2)(B), the Secretary concerned may require a permit application and, if a permit is issued, assess a reasonable fee, as described in subsection (b)(1), for a filming or still photography activity that—

“(i) involves more than 8 individuals;

or

“(ii) does not meet each of the requirements described in paragraph (5).

“(B) WILDERNESS ACT CLARIFICATION.—No provision of this subsection is intended to or shall be construed to conflict with the provisions

1 *of the Wilderness Act of 1964 (16 U.S.C. 1131 et*
2 *seq.).*

3 “(5) *REQUIREMENTS FOR FILMING OR STILL*
4 *PHOTOGRAPHY ACTIVITY.*—*The requirements referred*
5 *to in paragraphs (2)(A)(ii), (3)(F)(ii), (4)(B), and*
6 *(7)(C) are as follows:*

7 “(A) *A person conducts the filming or still*
8 *photography activity in a manner that—*

9 “(i) *does not impede or intrude on the*
10 *experience of other visitors to the Federal*
11 *land management unit;*

12 “(ii) *except as otherwise authorized,*
13 *does not disturb or negatively impact—*

14 “(I) *a natural or cultural re-*
15 *source; or*

16 “(II) *an environmental or scenic*
17 *value; and*

18 “(iii) *allows for equitable allocation or*
19 *use of facilities of the Federal land manage-*
20 *ment unit.*

21 “(B) *The person conducts the filming or*
22 *still photography activity at a location in which*
23 *the public is allowed.*

1 “(C) *The person conducting the filming or*
2 *still photography activity does not require the*
3 *exclusive use of a site or area.*

4 “(D) *The person does not conduct the film-*
5 *ing or still photography activity in a localized*
6 *area that receives a very high volume of visita-*
7 *tion.*

8 “(E) *The person conducting the filming or*
9 *still photography activity does not use a set or*
10 *staging equipment, subject to the limitation that*
11 *handheld equipment (such as a tripod, monopod,*
12 *and handheld lighting equipment) shall not be*
13 *considered staging equipment for the purposes of*
14 *this subparagraph.*

15 “(F) *The person conducting the filming or*
16 *still photography activity complies with and ad-*
17 *heres to visitor use policies, practices, and regu-*
18 *lations applicable to the Federal land manage-*
19 *ment unit.*

20 “(G) *The filming or still photography activ-*
21 *ity is not likely to result in additional adminis-*
22 *trative costs being incurred by the Secretary con-*
23 *cerned with respect to the filming or still photog-*
24 *raphy activity, as determined by the Secretary*
25 *concerned.*

1 “(H) *The person conducting the filming or*
2 *still photography activity complies with other*
3 *applicable Federal, State (as such term is de-*
4 *fin ed in section 3 of the EXPLORE Act), and*
5 *local laws (including regulations), including*
6 *laws relating to the use of unmanned aerial*
7 *equipment.*

8 “(6) *CONTENT CREATION.—Regardless of dis-*
9 *tribution platform, any video, still photograph, or*
10 *audio recording for commercial or noncommercial*
11 *content creation at a Federal land management unit*
12 *shall be considered to be a filming or still photog-*
13 *raphy activity under this subsection.*

14 “(7) *EFFECT.—*

15 “(A) *PERMITS REQUESTED THOUGH NOT*
16 *REQUIRED.—On the request of a person intend-*
17 *ing to carry out a filming or still photography*
18 *activity, the Secretary concerned may issue a*
19 *permit for the filming or still photography activ-*
20 *ity, even if a permit for the filming or still pho-*
21 *tography activity is not required under this sec-*
22 *tion.*

23 “(B) *NO ADDITIONAL PERMITS, COMMER-*
24 *CIAL USE AUTHORIZATIONS, OR FEES FOR FILM-*
25 *ING AND STILL PHOTOGRAPHY AT AUTHORIZED*

1 *EVENTS.—A filming or still photography activity*
 2 *at an activity or event that is allowed or author-*
 3 *ized, including a wedding, engagement party,*
 4 *family reunion, or celebration of a graduate,*
 5 *shall be considered merely incidental for the pur-*
 6 *poses of paragraph (2)(B).*

7 “(C) *MONETARY COMPENSATION.—The re-*
 8 *ceipt of monetary compensation by the person*
 9 *engaged in the filming or still photography ac-*
 10 *tivity shall not affect the permissibility of the*
 11 *filming or still photography activity.*

12 “(b) *FEEES AND RECOVERY COSTS.—*

13 “(1) *FEEES.—The reasonable fees referred to in*
 14 *subsection (a)(4) shall meet each of the following cri-*
 15 *teria:*

16 “(A) *The reasonable fee shall provide a fair*
 17 *return to the United States.*

18 “(B) *The reasonable fee shall be based on*
 19 *the following criteria:*

20 “(i) *The number of days of the filming*
 21 *or still photography activity.*

22 “(ii) *The size of the film or still pho-*
 23 *tography crew present at the Federal land*
 24 *management unit.*

1 “(iii) *The quantity and type of film or*
 2 *still photography equipment present at the*
 3 *Federal land management unit.*

4 “(iv) *Any other factors that the Sec-*
 5 *retary concerned determines to be necessary.*

6 “(2) *RECOVERY OF COSTS.—*

7 “(A) *IN GENERAL.—The Secretary con-*
 8 *cerned shall collect from the applicant for the ap-*
 9 *plicable permit any costs incurred by the Sec-*
 10 *retary concerned related to a filming or still pho-*
 11 *tography activity subject to a permit under sub-*
 12 *section (a)(4), including—*

13 “(i) *the costs of the review or issuance*
 14 *of the permit; and*

15 “(ii) *related administrative and per-*
 16 *sonnel costs.*

17 “(B) *EFFECT ON FEES COLLECTED.—All*
 18 *costs recovered under subparagraph (A) shall be*
 19 *in addition to the fee described in paragraph (1).*

20 “(3) *USE OF PROCEEDS.—*

21 “(A) *FEES.—All fees collected under this*
 22 *section shall—*

23 “(i) *be available for expenditure by the*
 24 *Secretary concerned, without further appro-*
 25 *priation; and*

1 “(ii) remain available until expended.

2 “(B) COSTS.—All costs recovered under
3 paragraph (2)(A) shall—

4 “(i) be available for expenditure by the
5 Secretary concerned, without further appro-
6 priation, at the Federal land management
7 unit at which the costs are collected; and

8 “(ii) remain available until expended.

9 “(c) PROTECTION OF RESOURCES.—The Secretary
10 concerned shall not allow a person to undertake a filming
11 or still photography activity if the Secretary concerned de-
12 termines that—

13 “(1) there is a likelihood that the person would
14 cause resource damage at the Federal land manage-
15 ment unit, except as otherwise authorized;

16 “(2) the person would create an unreasonable
17 disruption of the use and enjoyment by the public of
18 the Federal land management unit; or

19 “(3) the filming or still photography activity
20 poses a health or safety risk to the public.

21 “(d) PROCESSING OF PERMIT APPLICATIONS.—

22 “(1) IN GENERAL.—The Secretary concerned
23 shall establish a process to ensure that the Secretary
24 concerned responds in a timely manner to an appli-

1 *cation for a permit for a filming or still photography*
 2 *activity required under subsection (a)(4).*

3 “(2) *COORDINATION.*—*If a permit is required*
 4 *under this section for 2 or more Federal agencies or*
 5 *Federal land management units, the Secretary con-*
 6 *cerned and the head of any other applicable Federal*
 7 *agency, as applicable, shall, to the maximum extent*
 8 *practicable, coordinate permit processing procedures,*
 9 *including through the use of identifying a lead agency*
 10 *or lead Federal land management unit—*

11 “(A) *to review the application for the per-*
 12 *mit;*

13 “(B) *to issue the permit; and*

14 “(C) *to collect any required fees.*

15 “(e) *DEFINITIONS.*—*In this section:*

16 “(1) *FEDERAL LAND MANAGEMENT UNIT.*—*The*
 17 *term ‘Federal land management unit’ means—*

18 “(A) *Federal land (other than National*
 19 *Park System land) under the jurisdiction of the*
 20 *Secretary of the Interior; and*

21 “(B) *National Forest System land.*

22 “(2) *SECRETARY CONCERNED.*—*The term ‘Sec-*
 23 *retary concerned’ means—*

24 “(A) *the Secretary of the Interior, with re-*
 25 *spect to land described in paragraph (1)(A); and*

1 “(B) the Secretary of Agriculture, with re-
2 spect to land described in paragraph (1)(B).”.

3 **SEC. 126. CAPE AND ANTLER PRESERVATION ENHANCE-**
4 **MENT.**

5 Section 104909(c) of title 54, United States Code, is
6 amended by striking “meat from” and inserting “meat and
7 any other part of an animal removed pursuant to”.

8 **SEC. 127. MOTORIZED AND NONMOTORIZED ACCESS.**

9 (a) *IN GENERAL.*—The Secretary concerned shall seek
10 to have, not later than 5 years after the date of the enact-
11 ment of this title, in a printed and publicly available for-
12 mat that is compliant with the format for geographic infor-
13 mation systems—

14 (1) for each district administered by the Director
15 of the Bureau of Land Management, a ground trans-
16 portation linear feature map authorized for public
17 use or administrative use; and

18 (2) for each unit of the National Forest System,
19 a motor vehicle use map, in accordance with existing
20 law.

21 (b) *OVER-SNOW VEHICLE-USE MAPS.*—The Secretary
22 concerned shall seek to have, not later than 10 years after
23 the date of the enactment of this title, in a printed and
24 publicly available format that is compliant with the format
25 for geographic information systems, an over-snow vehicle-

1 use map for each unit of Federal recreational lands and
2 waters administered by the Chief of the Forest Service or
3 Director of the Bureau of Land Management on which over-
4 snow vehicle-use occurs, in accordance with existing law.

5 (c) *OUT-OF-DATE MAPS.*—Not later than 20 years
6 after the date on which the Secretary concerned adopted or
7 reviewed, through public notice and comment, a map de-
8 scribed in subsection (a) or (b), the Secretary concerned
9 shall seek to review, through public notice and comment,
10 and update, as necessary, the applicable map.

11 (d) *MOTORIZED AND NONMOTORIZED ACCESS.*—The
12 Secretaries shall seek to create additional opportunities, as
13 appropriate, and in accordance with existing law, for mo-
14 torized and nonmotorized access and opportunities on Fed-
15 eral recreational lands and waters administered by the
16 Chief of the Forest Service or the Director of the Bureau
17 of Land Management.

18 (e) *SAVINGS CLAUSE.*—Nothing in this section pro-
19 hibits a lawful use, including authorized motorized or non-
20 motorized uses, on Federal recreational lands and waters
21 administered by the Chief of the Forest Service or the Direc-
22 tor of the Bureau of Land Management, if the Secretary
23 concerned fails to meet a timeline established under this sec-
24 tion.

1 **SEC. 128. AQUATIC RESOURCE ACTIVITIES ASSISTANCE.**

2 (a) *DEFINITIONS.—In this section:*

3 (1) *AQUATIC NUISANCE SPECIES TASK FORCE.—*

4 *The term “Aquatic Nuisance Species Task Force”*
 5 *means the Aquatic Nuisance Species Task Force es-*
 6 *tablished by section 1201(a) of the Nonindigenous*
 7 *Aquatic Nuisance Prevention and Control Act of 1990*
 8 *(16 U.S.C. 4721(a)).*

9 (2) *DECONTAMINATION.—The term “decon-*
 10 *tamination” means actions to remove aquatic nui-*
 11 *sance species to prevent introduction or spread into*
 12 *new aquatic ecosystems.*

13 (3) *FEDERAL LAND AND WATER.—The term*
 14 *“Federal land and water” means Federal land and*
 15 *water operated and maintained by the Bureau of*
 16 *Land Management, the U.S. Fish and Wildlife Serv-*
 17 *ice, the Bureau of Reclamation, the Forest Service, or*
 18 *the National Park Service, as applicable.*

19 (4) *INDIAN TRIBE.—The term “Indian Tribe”*
 20 *has the meaning given such term in section 4 of the*
 21 *Indian Self-Determination and Education Assistance*
 22 *Act (25 U.S.C. 5304).*

23 (5) *INSPECTION.—The term “inspection” means*
 24 *actions to find aquatic nuisance species to prevent in-*
 25 *troduction or spread into new aquatic ecosystems.*

26 (6) *PARTNER.—The term “partner” means—*

1 (A) *a Reclamation State;*

2 (B) *an Indian Tribe in a Reclamation*
3 *State;*

4 (C) *an applicable nonprofit organization in*
5 *a Reclamation State;*

6 (D) *a unit of local government in a Rec-*
7 *lamation State; or*

8 (E) *a private entity.*

9 (7) *RECLAMATION STATE.—The term “Reclama-*
10 *tion State” includes any of the following States:*

11 (A) *Alaska.*

12 (B) *Arizona.*

13 (C) *California.*

14 (D) *Colorado.*

15 (E) *Idaho.*

16 (F) *Kansas.*

17 (G) *Montana.*

18 (H) *Nebraska.*

19 (I) *Nevada.*

20 (J) *New Mexico.*

21 (K) *North Dakota.*

22 (L) *Oklahoma.*

23 (M) *Oregon.*

24 (N) *South Dakota.*

25 (O) *Texas.*

1 (P) *Utah.*

2 (Q) *Washington.*

3 (R) *Wyoming.*

4 (8) *RECLAMATION PROJECT.*—*The term “rec-*
 5 *lamation project” has the meaning given such term in*
 6 *section 2803(3) of the Reclamation Projects Author-*
 7 *ization and Adjustment Act of 1992 (16 U.S.C. 460l-*
 8 *32(3)).*

9 (9) *SECRETARIES.*—*The term “Secretaries”*
 10 *means each of the following:*

11 (A) *The Secretary, acting through the Di-*
 12 *rector of the Bureau of Land Management, the*
 13 *Commissioner of Reclamation, and the Director*
 14 *of the National Park Service.*

15 (B) *The Secretary of Agriculture, acting*
 16 *through the Chief of the Forest Service.*

17 (10) *VESSEL.*—*The term “vessel” means any*
 18 *watercraft or other contrivance used or designed for*
 19 *transportation or navigation on, under, or imme-*
 20 *diately above, water.*

21 (b) *AUTHORITY OF BUREAU OF LAND MANAGEMENT,*
 22 *BUREAU OF RECLAMATION, NATIONAL PARK SERVICE, AND*
 23 *FOREST SERVICE WITH RESPECT TO CERTAIN AQUATIC*
 24 *RESOURCE ACTIVITIES ON FEDERAL LAND AND WATERS.*—

1 (1) *IN GENERAL.*—*The head of each Federal land*
2 *management agency is authorized to carry out inspec-*
3 *tions and decontamination of vessels entering or leav-*
4 *ing Federal land and waters under the jurisdiction of*
5 *the respective Federal land management agency.*

6 (2) *REQUIREMENTS.*—*The Secretaries shall—*

7 (A) *in carrying out an inspection and de-*
8 *contamination under paragraph (1), coordinate*
9 *with 1 or more partners;*

10 (B) *consult with the Aquatic Nuisance Spe-*
11 *cies Task Force to identify potential improve-*
12 *ments and efficiencies in the detection and man-*
13 *agement of aquatic nuisance species on Federal*
14 *land and water; and*

15 (C) *to the maximum extent practicable, in-*
16 *spect and decontaminate vessels in a manner*
17 *that minimizes disruptions to public access for*
18 *boating and recreation in noncontaminated ves-*
19 *sels.*

20 (3) *PARTNERSHIPS.*—*The Secretaries may enter*
21 *into a partnership to lead, collaborate with, or pro-*
22 *vide technical assistance to a partner—*

23 (A) *to carry out an inspection or decon-*
24 *tamination of vessels; or*

1 (B) to establish an inspection and decon-
2 tamination station for vessels.

3 (4) *LIMITATION.*—*The Secretaries shall not pro-*
4 *hibit access to vessels due solely to the absence of a*
5 *Federal, State, or partner’s inspection program or*
6 *station.*

7 (5) *EXCEPTIONS.*—

8 (A) *AUTHORITY TO REGULATE VESSELS.*—
9 *Nothing in this section shall be construed to*
10 *limit the authority of the Commandant of the*
11 *Coast Guard to regulate vessels provided under*
12 *any other provision of law.*

13 (B) *APPLICABILITY.*—*Authorities granted*
14 *in this subsection shall not apply at locations*
15 *where inspection or decontamination activities*
16 *would duplicate efforts by the Coast Guard.*

17 (6) *DATA SHARING.*—*The Secretaries shall make*
18 *available to a Reclamation State any relevant data*
19 *gathered related to inspections or decontaminations*
20 *carried out under this subsection in such State.*

21 (c) *GRANT PROGRAM FOR RECLAMATION STATES FOR*
22 *VESSEL INSPECTION AND DECONTAMINATION STATIONS.*—

23 (1) *VESSELS INSPECTIONS IN RECLAMATION*
24 *STATES.*—*Subject to the availability of appropri-*
25 *ations, the Secretary, acting through the Commissioner*

1 of Reclamation, shall establish a competitive grant
 2 program to provide financial assistance to partners to
 3 conduct inspections and decontamination of vessels
 4 operating in Reclamation projects, including to pur-
 5 chase, establish, operate, or maintain a vessel inspec-
 6 tion and decontamination station.

7 (2) *COST SHARE.*—The Federal share of the cost
 8 of a grant under paragraph (1), including personnel
 9 costs, shall not exceed 75 percent.

10 (3) *STANDARDS.*—Before awarding a grant
 11 under paragraph (1), the Secretary shall determine
 12 that the project is technically and financially feasible.

13 (4) *COORDINATION.*—In carrying out this sub-
 14 section, the Secretary shall coordinate with—

15 (A) each of the Reclamation States;

16 (B) affected Indian Tribes; and

17 (C) the Aquatic Nuisance Species Task
 18 Force.

19 **Subtitle C—Supporting Gateway**
 20 **Communities and Addressing**
 21 **Park Overcrowding**

22 **SEC. 131. GATEWAY COMMUNITIES.**

23 (a) *ASSESSMENT OF IMPACTS AND NEEDS IN GATEWAY*
 24 *COMMUNITIES.*—Using existing funds available to the Sec-
 25 retaries, the Secretaries—

1 (1) *shall collaborate with State and local govern-*
2 *ments, Indian Tribes, housing authorities, applicable*
3 *trade associations, nonprofit organizations, private*
4 *entities, and other relevant stakeholders to identify*
5 *needs and economic impacts in gateway communities,*
6 *including—*

7 (A) *housing shortages;*

8 (B) *demands on existing municipal infra-*
9 *structure;*

10 (C) *accommodation and management of*
11 *sustainable visitation; and*

12 (D) *the expansion and diversification of vis-*
13 *itor experiences by bolstering the visitation at—*

14 (i) *existing developed locations that are*
15 *underutilized on nearby Federal rec-*
16 *reational lands and waters that are suitable*
17 *for developing, expanding, or enhancing*
18 *recreation use, as identified by the Secre-*
19 *taries; or*

20 (ii) *existing developed and suitable*
21 *lesser-known recreation sites, as identified*
22 *under section 5(b)(1)(B), on nearby land*
23 *managed by a State agency or a local agen-*
24 *cy; and*

1 (2) *may address a need identified under para-*
2 *graph (1) by—*

3 (A) *providing financial or technical assist-*
4 *ance to a gateway community under an existing*
5 *program;*

6 (B) *entering into a lease, right-of-way, or*
7 *easement, in accordance with applicable laws; or*

8 (C) *issuing an entity referred to in para-*
9 *graph (1) a special use permit (other than a spe-*
10 *cial recreation permit (as defined in section 802*
11 *of the Federal Lands Recreation Enhancement*
12 *Act (16 U.S.C. 6801)), in accordance with appli-*
13 *cable laws.*

14 (b) *TECHNICAL AND FINANCIAL ASSISTANCE TO BUSI-*
15 *NESSES.—*

16 (1) *IN GENERAL.—The Secretary of Agriculture*
17 *(acting through the Administrator of the Rural Busi-*
18 *ness-Cooperative Service), in coordination with the*
19 *Secretary and the Secretary of Commerce, shall pro-*
20 *vide to businesses in gateway communities the assist-*
21 *ance described in paragraph (2) to establish, operate,*
22 *or expand infrastructure to accommodate and manage*
23 *sustainable visitation, including hotels, campgrounds,*
24 *and restaurants.*

1 (2) *ASSISTANCE.*—*The Secretary of Agriculture*
 2 *may provide assistance under paragraph (1) through*
 3 *the use of existing, or the establishment of new, entre-*
 4 *preneur and vocational training programs, technical*
 5 *assistance programs, low-interest business loan pro-*
 6 *grams, and loan guarantee programs.*

7 (c) *PARTNERSHIPS.*—*In carrying out this section, the*
 8 *Secretaries may, in accordance with applicable laws, enter*
 9 *into a public-private partnership, cooperative agreement,*
 10 *memorandum of understanding, or similar agreement with*
 11 *a gateway community or a business in a gateway commu-*
 12 *nity.*

13 **SEC. 132. IMPROVED RECREATION VISITATION DATA.**

14 (a) *CONSISTENT VISITATION DATA.*—

15 (1) *ANNUAL VISITATION DATA.*—*The Secretaries*
 16 *shall establish a single visitation data reporting sys-*
 17 *tem to report accurate annual visitation data, in a*
 18 *consistent manner, for—*

19 (A) *each unit of Federal recreational lands*
 20 *and waters; and*

21 (B) *land held in trust for an Indian Tribe,*
 22 *on request of the Indian Tribe.*

23 (2) *CATEGORIES OF USE.*—*Within the visitation*
 24 *data reporting system established under paragraph*
 25 *(1), the Secretaries shall—*

1 (A) establish multiple categories of different
2 recreation activities that are reported consist-
3 ently across agencies; and

4 (B) provide an estimate of the number of
5 visitors for each applicable category established
6 under subparagraph (A) for each unit of Federal
7 recreational lands and waters.

8 (b) *REAL-TIME DATA PILOT PROGRAM.*—

9 (1) *IN GENERAL.*—Not later than 5 years after
10 the date of the enactment of this title, using existing
11 funds available to the Secretaries, the Secretaries shall
12 carry out a pilot program, to be known as the “Real-
13 Time Data Pilot Program” (referred to in this section
14 as the “Pilot Program”), to make available to the
15 public, for each unit of Federal recreational lands
16 and waters selected for participation in the Pilot Pro-
17 gram under paragraph (2)—

18 (A) real-time or predictive data on visita-
19 tion (including data and resources publicly
20 available from existing nongovernmental plat-
21 forms) at—

22 (i) the unit of Federal recreational
23 lands and waters;

(ii) to the extent practicable, areas within the unit of Federal recreational lands and waters; and

(iii) to the extent practicable, recreation sites managed by any other Federal agency, a State agency, or a local agency that are located near the unit of Federal recreational lands and waters; and

(B) through multiple media platforms, information about lesser-known recreation sites located near the unit of Federal recreational lands and waters (including recreation sites managed by any other Federal agency, a State agency, or a local agency), in an effort to encourage visitation among recreational sites.

(2) LOCATIONS.—

(A) INITIAL NUMBER OF UNITS.—On establishment of the Pilot Program, the Secretaries shall select for participation in the Pilot Program—

(i) 10 units of Federal recreational lands and waters managed by the Secretary;

(ii) 5 units of Federal recreational lands and waters managed by the Secretary

1 *of Agriculture (acting through the Chief of*
2 *the Forest Service);*

3 *(iii) 1 unit of Federal recreational*
4 *lands and waters managed by the Secretary*
5 *of Commerce (acting through the Adminis-*
6 *trator of the National Oceanic and Atmos-*
7 *pheric Administration); and*

8 *(iv) 1 unit of Federal recreational*
9 *lands and waters managed by the Assistant*
10 *Secretary of Army for Civil Works.*

11 *(B) REPORT.—Not later than 6 years after*
12 *the date of the enactment of this title, the Secre-*
13 *taries shall submit a report to Congress regard-*
14 *ing the implementation of the pilot program, in-*
15 *cluding policy recommendations to expand the*
16 *pilot program to additional units managed by*
17 *the Secretaries.*

18 *(C) FEEDBACK; SUPPORT OF GATEWAY COM-*
19 *MUNITIES.—The Secretaries shall—*

20 *(i) solicit feedback regarding participa-*
21 *tion in the Pilot Program from commu-*
22 *nities adjacent to units of Federal rec-*
23 *reational lands and waters and the public;*
24 *and*

1 (ii) in carrying out subparagraphs (A)
 2 and (B), select a unit of Federal recreation
 3 lands and waters to participate in the Pilot
 4 Program only if the community adjacent to
 5 the unit of Federal recreational lands and
 6 waters is supportive of the participation of
 7 the unit of Federal recreational lands and
 8 waters in the Pilot Program.

9 (3) *DISSEMINATION OF INFORMATION.*—The Sec-
 10 retaries may disseminate the information described in
 11 paragraph (1) directly or through an entity or orga-
 12 nization referred to in subsection (c).

13 (4) *INCLUSION OF CURRENT ASSESSMENTS.*—In
 14 carrying out the Pilot Program, the Secretaries may,
 15 to the extent practicable, rely on assessments com-
 16 pleted or data gathered prior to the date of enactment
 17 of this title.

18 (c) *COMMUNITY PARTNERS AND THIRD-PARTY PRO-*
 19 *VIDERS.*—For purposes of carrying out this section, the Sec-
 20 retary concerned may—

21 (1) coordinate and partner with—

22 (A) communities adjacent to units of Fed-
 23 eral recreational lands and waters;

24 (B) State and local outdoor recreation and
 25 tourism offices;

1 (C) local governments;

2 (D) Indian Tribes;

3 (E) trade associations;

4 (F) local outdoor recreation marketing orga-
5 nizations;

6 (G) permitted facilitated recreation pro-
7 viders; or

8 (H) other relevant stakeholders; and

9 (2) coordinate or enter into agreements, as ap-
10 propriate, with private sector and nonprofit partners,
11 including—

12 (A) technology companies;

13 (B) geospatial data companies;

14 (C) experts in data science, analytics, and
15 operations research; or

16 (D) data companies.

17 (d) *EXISTING PROGRAMS.*—The Secretaries may use
18 existing programs or products of the Secretaries to carry
19 out this section.

20 (e) *PRIVACY CLAUSES.*—Nothing in this section pro-
21 vides authority to the Secretaries—

22 (1) to monitor or record the movements of a vis-
23 itor to a unit of Federal recreational lands and
24 waters;

1 (2) *to restrict, interfere with, or monitor a pri-*
 2 *vate communication of a visitor to a unit of Federal*
 3 *recreational lands and waters; or*

4 (3) *to collect—*

5 (A) *information from owners of land adja-*
 6 *cent to a unit of Federal recreational lands and*
 7 *waters; or*

8 (B) *information on non-Federal land.*

9 (f) *REPORTS.—Not later than 1 year after the date of*
 10 *the enactment of this title, and annually thereafter, the Sec-*
 11 *retaries shall publish on a website of the Secretaries a report*
 12 *that describes the annual visitation of each unit of Federal*
 13 *recreational lands and waters, including, to the maximum*
 14 *extent practicable, visitation categorized by recreational ac-*
 15 *tivity.*

16 (g) *DEFINITIONS.—In this section—*

17 (1) *FEDERAL RECREATIONAL LANDS AND*
 18 *WATERS.—The term “Federal recreational lands and*
 19 *waters”—*

20 (A) *has the meaning given the term in sec-*
 21 *tion 802 of the Federal Lands Recreation En-*
 22 *hancement Act (16 U.S.C. 6801); and*

23 (B) *includes Federal lands and waters man-*
 24 *aged by the National Oceanic and Atmospheric*

1 *Administration and the U.S. Army Corps of En-*
2 *gineers.*

3 (2) *SECRETARIES.—The term “Secretaries”*
4 *means—*

5 (A) *the Secretary, with respect to lands*
6 *under the jurisdiction of the Secretary;*

7 (B) *the Secretary of Agriculture, acting*
8 *through the Chief of the Forest Service, with re-*
9 *spect to lands under the jurisdiction of the Forest*
10 *Service;*

11 (C) *the Secretary of Commerce, acting*
12 *through the Administrator of the National Oce-*
13 *anic and Atmospheric Administration, with re-*
14 *spect to federal waters under the jurisdiction of*
15 *the National Oceanic and Atmospheric Adminis-*
16 *tration; and*

17 (D) *the Assistant Secretary of Army for*
18 *Civil Works, with respect to lakes and reservoirs*
19 *under the jurisdiction of the U.S. Army Corps of*
20 *Engineers.*

21 **SEC. 133. MONITORING FOR IMPROVED RECREATION DECI-**
22 **SION MAKING.**

23 (a) *IN GENERAL.—The Secretaries shall seek to cap-*
24 *ture comprehensive recreation use data to better understand*
25 *and inform decision making by the Secretaries.*

1 (b) *PILOT PROTOCOLS*.—Not later than 1 year after
2 the date of the enactment of this title, and after public no-
3 tice and comment, the Secretaries shall establish pilot proto-
4 cols at not fewer than 10 land management units under
5 the jurisdiction of each of the Secretaries to model recre-
6 ation use patterns (including low-use recreation activities
7 and dispersed recreation activities) that may not be effec-
8 tively measured by existing general and opportunistic sur-
9 vey and monitoring protocols.

10 (c) *SECRETARIES DEFINED*.—In this section, the term
11 “Secretaries” means—

12 (1) the Secretary, with respect to lands under the
13 jurisdiction of the Secretary;

14 (2) the Secretary of Agriculture, acting through
15 the Chief of the Forest Service, with respect to lands
16 under the jurisdiction of the Forest Service;

17 (3) the Secretary of Commerce, acting through
18 the Administrator of the National Oceanic and At-
19 mospheric Administration, with respect to federal
20 waters under the jurisdiction of the National Oceanic
21 and Atmospheric Administration; and

22 (4) the Assistant Secretary of Army for Civil
23 Works, with respect to lakes and reservoirs under the
24 jurisdiction of the U.S. Army Corps of Engineers.

1 ***Subtitle*** ***D—Broadband***
 2 ***Connectivity on Federal Rec-***
 3 ***reational Lands and Waters***

4 ***SEC. 141. CONNECT OUR PARKS.***

5 *(a) DEFINITIONS.—In this section:*

6 *(1) APPROPRIATE COMMITTEES OF CONGRESS.—*

7 *The term “appropriate committees of Congress”*
 8 *means—*

9 *(A) the Committee on Energy and Natural*
 10 *Resources of the Senate;*

11 *(B) the Committee on Commerce, Science,*
 12 *and Transportation of the Senate;*

13 *(C) the Committee on Natural Resources of*
 14 *the House of Representatives; and*

15 *(D) the Committee on Energy and Com-*
 16 *merce of the House of Representatives.*

17 *(2) BROADBAND INTERNET ACCESS SERVICE.—*

18 *The term “broadband internet access service” has the*
 19 *meaning given the term in section 8.1(b) of title 47,*
 20 *Code of Federal Regulations (or a successor regula-*
 21 *tion).*

22 *(3) CELLULAR SERVICE.—The term “cellular*
 23 *service” has the meaning given the term in section*
 24 *22.99 of title 47, Code of Federal Regulations (or a*
 25 *successor regulation).*

1 (4) *NATIONAL PARK*.—*The term “National Park”*
 2 *means a unit of the National Park System.*

3 (5) *SECRETARY*.—*The term “Secretary” means*
 4 *the Secretary of the Interior, acting through the Di-*
 5 *rector of the National Park Service.*

6 (b) *ASSESSMENT*.—

7 (1) *IN GENERAL*.—*Not later than 1 year after*
 8 *the date of the enactment of this title, the Secretary*
 9 *shall complete an assessment of National Parks to*
 10 *identify—*

11 (A) *locations in National Parks in which*
 12 *there is the greatest need for broadband internet*
 13 *access service, based on the considerations de-*
 14 *scribed in paragraph (2)(A); and*

15 (B) *areas in National Parks in which there*
 16 *is the greatest need for cellular service, based on*
 17 *the considerations described in paragraph*
 18 *(2)(B).*

19 (2) *CONSIDERATIONS*.—

20 (A) *BROADBAND INTERNET ACCESS SERV-*
 21 *ICE*.—*For purposes of identifying locations in*
 22 *National Parks under paragraph (1)(A), the Sec-*
 23 *retary shall consider, with respect to each Na-*
 24 *tional Park, the availability of broadband inter-*
 25 *net access service in—*

- 1 (i) housing;
- 2 (ii) administrative facilities and re-
- 3 lated structures;
- 4 (iii) lodging;
- 5 (iv) developed campgrounds; and
- 6 (v) any other location within the Na-
- 7 tional Park in which broadband internet
- 8 access service is determined to be necessary
- 9 by the superintendent of the National Park.

10 (B) *CELLULAR SERVICE*.—For purposes of
11 identifying areas in National Parks under para-
12 graph (1)(B), the Secretary shall consider, with
13 respect to each National Park, the availability of
14 cellular service in any developed area within the
15 National Park that would increase—

- 16 (i) the access of the public to emer-
- 17 gency services and traveler information
- 18 technologies; or

- 19 (ii) the communications capabilities of
- 20 National Park Service employees.

21 (3) *REPORT*.—On completion of the assessment
22 under paragraph (1), the Secretary shall submit to
23 the appropriate committees of Congress, and make
24 available on the website of the Department of the In-

1 *terior, a report describing the results of the assess-*
2 *ment.*

3 *(c) PLAN.—*

4 *(1) IN GENERAL.—Not later than 3 years after*
5 *the date of the enactment of this title, the Secretary*
6 *shall develop a plan, based on the results of the assess-*
7 *ment completed under subsection (b) and subject to*
8 *paragraph (4)—*

9 *(A) to install broadband internet access*
10 *service infrastructure in certain locations in Na-*
11 *tional Parks; and*

12 *(B) to install cellular service equipment and*
13 *infrastructure in certain areas of National*
14 *Parks.*

15 *(2) CONSULTATION.—In developing the plan*
16 *under paragraph (1), the Secretary shall consult*
17 *with—*

18 *(A) affected Indian Tribes; and*

19 *(B) local stakeholders that the super-*
20 *intendent of the applicable National Park deter-*
21 *mines to be appropriate.*

22 *(3) REQUIREMENTS.—The plan developed under*
23 *paragraph (1) shall—*

24 *(A) provide for avoiding or minimizing im-*
25 *pacts to—*

- 1 (i) *National Park viewsheds;*
- 2 (ii) *cultural and natural resources;*
- 3 (iii) *the visitor experience;*
- 4 (iv) *historic properties and the*
- 5 *viewsheds of historic properties; and*
- 6 (v) *other resources or values of the Na-*
- 7 *tional Park.*

8 (B) *provide for infrastructure providing*
9 *broadband internet access service or cellular serv-*
10 *ice to be located in—*

- 11 (i) *previously disturbed or developed*
- 12 *areas; or*
- 13 (ii) *areas zoned for uses that would*
- 14 *support the infrastructure;*

15 (C) *provide for the use of public-private*
16 *partnerships—*

- 17 (i) *to install broadband internet access*
- 18 *service or cellular service equipment; and*
- 19 (ii) *to provide broadband internet ac-*
- 20 *cess service or cellular service;*

21 (D) *be technology neutral; and*

22 (E) *in the case of broadband internet access*
23 *service, provide for broadband internet access*
24 *service of at least—*

1 (i) a 100-Mbps downstream trans-
 2 mission capacity; and

3 (ii) a 20-Mbps upstream transmission
 4 capacity.

5 (4) *LIMITATION.*—Notwithstanding paragraph
 6 (1), a plan developed under that paragraph shall not
 7 be required to address broadband internet access serv-
 8 ice or cellular service in any National Park with re-
 9 spect to which the superintendent of the National
 10 Park determines that there is adequate access to
 11 broadband internet access service or cellular service,
 12 as applicable.

13 **SEC. 142. BROADBAND INTERNET CONNECTIVITY AT DE-**
 14 **VELOPED RECREATION SITES.**

15 (a) *IN GENERAL.*—The Secretary and the Chief of the
 16 Forest Service shall enter into an agreement with the Sec-
 17 retary of Commerce to foster the installation or construction
 18 of broadband internet infrastructure at developed recreation
 19 sites on Federal recreational lands and waters to establish
 20 broadband internet connectivity—

21 (1) subject to the availability of appropriations;
 22 and

23 (2) in accordance with applicable law.

24 (b) *IDENTIFICATION.*—Not later than 3 years after the
 25 date of the enactment of this title, and annually thereafter

1 *through fiscal year 2031, the Secretary and the Chief of the*
2 *Forest Service, in coordination with States and local com-*
3 *munities, shall make publicly available—*

4 *(1) a list of the highest priority developed recre-*
5 *ation sites, as determined under subsection (c), on*
6 *Federal recreational lands and waters that lack*
7 *broadband internet;*

8 *(2) to the extent practicable, an estimate of—*

9 *(A) the cost to equip each of those sites with*
10 *broadband internet infrastructure; and*

11 *(B) the annual cost to operate that infra-*
12 *structure; and*

13 *(3) a list of potential—*

14 *(A) barriers to operating the infrastructure*
15 *described in paragraph (2)(A); and*

16 *(B) methods to recover the costs of that op-*
17 *eration.*

18 *(c) PRIORITIES.—In selecting developed recreation*
19 *sites for the list described in subsection (b)(1), the Secretary*
20 *and the Chief of the Forest Service shall give priority to*
21 *developed recreation sites—*

22 *(1) at which broadband internet infrastructure*
23 *has not been constructed due to—*

24 *(A) geographic challenges; or*

1 (B) the location having an insufficient
 2 number of nearby permanent residents, despite
 3 high seasonal or daily visitation levels; or

4 (2) that are located in an economically distressed
 5 county that could benefit significantly from devel-
 6 oping the outdoor recreation economy of the county.

7 **SEC. 143. PUBLIC LANDS TELECOMMUNICATIONS COOPERA-**
 8 **TIVE AGREEMENTS.**

9 (a) COOPERATIVE AGREEMENTS FOR THE DEPART-
 10 MENT OF THE INTERIOR.—The Secretary may enter into
 11 cooperative agreements to carry out activities related to
 12 communications sites on lands managed by Federal land
 13 management agencies, including—

14 (1) administering communications use author-
 15 izations;

16 (2) preparing needs assessments or other pro-
 17 grammatic analyses necessary to establish commu-
 18 nications sites and authorize communications uses on
 19 or adjacent to Federal recreational lands and waters
 20 managed by a Federal land management agency;

21 (3) developing management plans for commu-
 22 nications sites on or adjacent to Federal recreational
 23 lands and waters managed by a Federal land man-
 24 agement agency on a competitively neutral, tech-
 25 nology neutral, nondiscriminatory basis;

1 (4) *training for management of communications*
 2 *sites on or adjacent to Federal recreational lands and*
 3 *waters managed by a Federal land management agen-*
 4 *cy;*

5 (5) *obtaining, improving access to, or estab-*
 6 *lishing communications sites on or adjacent to Fed-*
 7 *eral recreational lands and waters managed by a*
 8 *Federal land management agency; and*

9 (6) *any combination of purposes described in*
 10 *subparagraphs (1) through (5).*

11 (b) *CLARIFICATION OF COOPERATIVE AGREEMENT AU-*
 12 *THORITY FOR THE FOREST SERVICE.*—Section 8705(f) of
 13 *the Agriculture Improvement Act of 2018 (43 U.S.C.*
 14 *1761a(f)) is amended by adding at the end the following:*

15 “(6) *COOPERATIVE AGREEMENT AUTHORITY.*—
 16 *Subject to the availability of appropriations made in*
 17 *advance for such purposes, the Secretary may enter*
 18 *into cooperative agreements to carry out the activities*
 19 *described in subparagraphs (A) through (D) of para-*
 20 *graph (4).”.*

21 (c) *ASSESSMENT OF RENTAL FEE RETENTION AU-*
 22 *THORITY.*—Not later than 1 year after the date of the enact-
 23 *ment of this title, the Secretary shall conduct a comprehen-*
 24 *sive assessment to evaluate the potential benefits of rental*
 25 *fee retention whereby any fee collected for the occupancy*

1 *and use of Federal lands and waters authorized by a com-*
 2 *munications use authorization would be deposited into a*
 3 *special account and used solely for activities related to com-*
 4 *munications sites on lands and waters managed by the Sec-*
 5 *retary.*

6 ***Subtitle E—Public–Private Parks***
 7 ***Partnerships***

8 ***SEC. 151. AUTHORIZATION FOR LEASE OF FOREST SERVICE***
 9 ***ADMINISTRATIVE SITES.***

10 *Section 8623 of the Agriculture Improvement Act of*
 11 *2018 (16 U.S.C. 580d note; Public Law 115–334) is amend-*
 12 *ed—*

13 *(1) in subsection (a)(2)(D), by striking “dwell-*
 14 *ing;” and inserting “dwelling or multiunit dwell-*
 15 *ing;”;*

16 *(2) in subsection (c), by striking “Secretary” in*
 17 *the middle of the sentence and inserting “Chief of the*
 18 *Forest Service, or their designee”;*

19 *(3) in subsection (e)—*

20 *(A) in paragraph (3)(B)(ii)—*

21 *(i) in subclause (I), by inserting “such*
 22 *as housing,” after “improvements,”;*

23 *(ii) in subclause (II), by striking*
 24 *“and” at the end;*

1 (iii) in subclause (III), by striking

2 “or” at the end and inserting “and”; and

3 (iv) by adding at the end the following:

4 “(IV) services occurring off the
5 administrative site that—

6 “(aa) occur at another ad-
7 ministrative site in the same unit
8 in which the administrative site
9 is located or a different unit of the
10 National Forest System;

11 “(bb) benefit the National
12 Forest System; and

13 “(cc) support activities oc-
14 curring within the unit of the Na-
15 tional Forest System in which the
16 administrative site is located; or”;
17 and

18 (B) by adding at the end the following:

19 “(6) LEASE TERM.—

20 “(A) IN GENERAL.—The term of a lease of
21 an administrative site under this section shall be
22 not more than 100 years.

23 “(B) REAUTHORIZATION OF USE.—A lease
24 of an administrative site under this section shall

1 include a provision for reauthorization of the use
2 if the—

3 “(i) use of the administrative site, at
4 the time of reauthorization, is still being
5 used for the purposes authorized;

6 “(ii) use to be authorized under the
7 new lease is consistent with the applicable
8 land management plan; and

9 “(iii) lessee is in compliance with all
10 the terms of the existing lease.”

11 “(C) SAVINGS.—A reauthorization of use
12 under subparagraph (B) may include new terms
13 in the use, as determined by the Chief of the For-
14 est Service, or their designee..”; and

15 (4) in subsection (i), by striking “2023” each
16 place it appears and inserting “2028”.

17 **SEC. 152. PARTNERSHIP AGREEMENTS CREATING TAN-**
18 **GIBLE SAVINGS.**

19 Section 101703 of title 54, United States Code, is
20 amended to read as follows:

21 **“§ 101703. Cooperative management agreements**

22 “(a) IN GENERAL.—To facilitate the administration
23 of the System, the Secretary, under such terms and condi-
24 tions as the Secretary considers advisable, may enter into
25 an agreement with an eligible entity managing lands and

1 *waters located near a System unit to provide for cooperative*
2 *management of either a System unit or the lands and*
3 *waters located near a System unit to promote more effective*
4 *and efficient management of a System unit. The Secretary*
5 *may not transfer administration responsibilities for any*
6 *System unit under this paragraph.*

7 “(b) *PROVISION OF GOODS AND SERVICES.*—

8 “(1) *IN GENERAL.*—*Under a cooperative man-*
9 *agement agreement, the Secretary may acquire by*
10 *purchase, donation, or exchange from and provide to*
11 *an eligible entity on a reimbursable basis goods and*
12 *services to be used by the Secretary or the eligible en-*
13 *tity in the cooperative management of land and*
14 *waters.*

15 “(2) *RETENTION OF FUNDS.*—*Reimbursements*
16 *received under this section may be credited to the ap-*
17 *propriation current at the time reimbursements are*
18 *received.*

19 “(c) *CO-LOCATION.*—*Under the cooperative manage-*
20 *ment agreement, the Secretary and an eligible entity may*
21 *co-locate in offices and facilities owned or leased by either*
22 *party.*

23 “(d) *EMPLOYEES.*—

24 “(1) *ASSIGNMENT OF EMPLOYEE.*—*The Secretary*
25 *may arrange an assignment under section 3372 of*

1 *title 5 of a Federal employee or an employee of an eli-*
 2 *gible entity as mutually agreed upon, for work on*
 3 *any Federal, State, local, or Tribal land.*

4 “(2) *EXTENSION OF ASSIGNMENT.*—*The assign-*
 5 *ment provided in paragraph (1) may be extended for*
 6 *any period of time determined by the Secretary and*
 7 *the eligible entity to be mutually beneficial.*

8 “(e) *DEFINITIONS.*—*In this section—*

9 “(1) *ELIGIBLE ENTITY.*—*The term ‘eligible enti-*
 10 *ty’ means a State or local entity or any political sub-*
 11 *division thereof, or an Indian Tribe or Tribal organi-*
 12 *zation.*

13 “(2) *INDIAN TRIBE.*—*The term ‘Indian Tribe’*
 14 *has the meaning given the term in section 4(e) of the*
 15 *Indian Self-Determination and Education Assistance*
 16 *Act (25 U.S.C. 5304(e)).*

17 “(3) *STATE.*—*The term ‘State’ means each of the*
 18 *several States, the District of Columbia, and each ter-*
 19 *ritory of the United States.*

20 “(4) *TRIBAL ORGANIZATION.*—*The term ‘Tribal*
 21 *organization’ has the meaning given the term in sec-*
 22 *tion 4(l) of the Indian Self-Determination and Edu-*
 23 *cation Assistance Act (25 U.S.C. 5304(1)).”.*

1 **SEC. 153. PARTNERSHIP AGREEMENTS TO MODERNIZE FED-**
2 **ERALLY OWNED CAMPGROUNDS, RESORTS,**
3 **CABINS, AND VISITOR CENTERS ON FEDERAL**
4 **RECREATIONAL LANDS AND WATERS.**

5 (a) *DEFINITIONS.—In this section:*

6 (1) *COVERED ACTIVITY.—The term “covered ac-*
7 *tivity” means—*

8 (A) *a capital improvement, including the*
9 *construction, reconstruction, and nonroutine*
10 *maintenance of any structure, infrastructure, or*
11 *improvement, relating to the operation of, or ac-*
12 *cess to, a covered recreation facility; and*

13 (B) *any activity necessary to operate or*
14 *maintain a covered recreation facility.*

15 (2) *COVERED RECREATION FACILITY.—The term*
16 *“covered recreation facility” means a federally owned*
17 *campground, resort, cabin, or visitor center that is—*

18 (A) *in existence on the date of the enact-*
19 *ment of this title; and*

20 (B) *located on Federal recreational lands*
21 *and waters administered by—*

22 (i) *the Chief of the Forest Service; or*

23 (ii) *the Director of the Bureau of Land*
24 *Management.*

25 (3) *ELIGIBLE ENTITY.—The term “eligible enti-*
26 *ty” means—*

1 (A) a unit of State, Tribal, or local govern-
2 ment;

3 (B) a nonprofit organization; and

4 (C) a private entity.

5 (b) *PILOT PROGRAM.*—The Secretaries shall establish
6 a pilot program under which the Secretary concerned may
7 enter into an agreement with, or issue or amend a land
8 use authorization to, an eligible entity to allow the eligible
9 entity to carry out covered activities relating to a covered
10 recreation facility, subject to the requirements of this section
11 and the terms of any relevant land use authorization, re-
12 gardless of whether the eligible entity holds, on the date of
13 the enactment of this title, an authorization to be a conces-
14 sionaire for the covered recreation facility.

15 (c) *MINIMUM NUMBER OF AGREEMENTS OR LAND USE*
16 *AUTHORIZATIONS.*—Not later than 3 years after the date
17 of the enactment of this title, the Secretary concerned shall
18 enter into at least 1 agreement or land use authorization
19 under subsection (b) in—

20 (1) a unit of the National Forest System in each
21 region of the National Forest System; and

22 (2) Federal recreational lands and waters ad-
23 ministered by the Director of the Bureau of Land
24 Management in not fewer than 5 States in which the

1 *Bureau of Land Management administers Federal*
2 *recreational lands and waters.*

3 *(d) REQUIREMENTS.—*

4 *(1) DEVELOPMENT PLANS.—Before entering into*
5 *an agreement or issuing a land use authorization*
6 *under subsection (b), an eligible entity shall submit to*
7 *the Secretary concerned a development plan that—*

8 *(A) describes investments in the covered*
9 *recreation facility to be made by the eligible enti-*
10 *ty during the first 3 years of the agreement or*
11 *land use authorization;*

12 *(B) describes annual maintenance spending*
13 *to be made by the eligible entity for each year of*
14 *the agreement or land use authorization; and*

15 *(C) includes any other terms and conditions*
16 *determined to be necessary or appropriate by the*
17 *Secretary concerned.*

18 *(2) AGREEMENTS AND LAND USE AUTHORIZA-*
19 *TIONS.—An agreement or land use authorization*
20 *under subsection (b) shall—*

21 *(A) be for a term of not more than 30 years,*
22 *commensurate with the level of investment;*

23 *(B) require that, not later than 3 years*
24 *after the date on which the Secretary concerned*
25 *enters into the agreement or issues or amends the*

1 *land use authorization, the applicable eligible en-*
2 *tity shall expend, place in an escrow account for*
3 *the eligible entity to expend, or deposit in a spe-*
4 *cial account in the Treasury for expenditure by*
5 *the Secretary concerned, without further appro-*
6 *priation, for covered activities relating to the ap-*
7 *plicable covered recreation facility, an amount or*
8 *specified percentage, as determined by the Sec-*
9 *retary concerned, which shall be equal to not less*
10 *than \$500,000, of the anticipated receipts for the*
11 *term of the agreement or land use authorization;*

12 *(C) require the eligible entity to operate and*
13 *maintain the covered recreation facility and any*
14 *associated infrastructure designated by the Sec-*
15 *retary concerned in a manner acceptable to the*
16 *Secretary concerned and the eligible entity;*

17 *(D) include any terms and conditions that*
18 *the Secretary concerned determines to be nec-*
19 *essary for a special use permit issued under sec-*
20 *tion 7 of the Act of April 24, 1950 (commonly*
21 *known as the “Granger-Thye Act”) (64 Stat. 84,*
22 *chapter 97; 16 U.S.C. 580d), including the pay-*
23 *ment described in subparagraph (E) or the Fed-*
24 *eral Land Policy and Management Act of 1976*
25 *(43 U.S.C. 1701 et seq.), as applicable;*

1 (E) provide for payment to the Federal
2 Government of a fee or a sharing of revenue—

3 (i) consistent with—

4 (I) the land use fee for a special
5 use permit authorized under section 7
6 of the Act of April 24, 1950 (commonly
7 known as the “Granger-Thye Act”) (64
8 Stat. 84, chapter 97; 16 U.S.C. 580d);
9 or

10 (II) the value to the eligible entity
11 of the rights provided by the agreement
12 or land use authorization, taking into
13 account the capital invested by, and
14 obligations of, the eligible entity under
15 the agreement or land use authoriza-
16 tion; and

17 (ii) all or part of which may be offset
18 by the work to be performed at the expense
19 of the eligible entity that is separate from
20 the routine costs of operating and main-
21 taining the applicable covered recreation fa-
22 cility and any associated infrastructure des-
23 ignated by the Secretary concerned, as de-
24 termined to be appropriate by the Secretary
25 concerned;

1 (F) include provisions stating that—

2 (i) the eligible entity shall obtain no
3 property interest in the covered recreation
4 facility pursuant to the expenditures of the
5 eligible entity, as required by the agreement
6 or land use authorization;

7 (ii) all structures and other improve-
8 ments constructed, reconstructed, or nonrou-
9 tinely maintained by that entity under the
10 agreement or land use authorization on
11 land owned by the United States shall be
12 the property of the United States; and

13 (iii) the eligible entity shall be solely
14 responsible for any cost associated with the
15 decommissioning or removal of a capital
16 improvement, if needed, at the conclusion of
17 the agreement or land use authorization;
18 and

19 (G) be subject to any other terms and condi-
20 tions determined to be necessary or appropriate
21 by the Secretary concerned.

22 (e) *LAND USE FEE RETENTION*.—A land use fee paid
23 or revenue shared with the Secretary concerned under an
24 agreement or land use authorization under this section shall
25 be available for expenditure by the Secretary concerned for

1 *recreation-related purposes on the unit or area of Federal*
 2 *recreational lands and waters at which the land use fee or*
 3 *revenue is collected, without further appropriation.*

4 **SEC. 154. PARKING AND RESTROOM OPPORTUNITIES FOR**
 5 **FEDERAL RECREATIONAL LANDS AND**
 6 **WATERS.**

7 *(a) PARKING OPPORTUNITIES.—*

8 *(1) IN GENERAL.—The Secretaries shall seek to*
 9 *increase and improve parking opportunities for per-*
 10 *sons recreating on Federal recreational lands and*
 11 *waters—*

12 *(A) in accordance with existing laws and*
 13 *applicable land use plans;*

14 *(B) in a manner that minimizes any in-*
 15 *crease in maintenance obligations on Federal*
 16 *recreational lands and waters; and*

17 *(C) in a manner that does not impact wild-*
 18 *life habitat that is critical to the mission of a*
 19 *Federal agency responsible for managing Federal*
 20 *recreational lands and waters.*

21 *(2) AUTHORITY.—To supplement the quantity of*
 22 *parking spaces available at units of Federal rec-*
 23 *reational lands and waters on the date of the enact-*
 24 *ment of this title, the Secretaries may—*

1 (A) enter into a public-private partnership
2 for parking opportunities on non-Federal land;

3 (B) enter into contracts or agreements with
4 State, Tribal, or local governments for parking
5 opportunities using non-Federal lands and re-
6 sources;

7 (C) lease non-Federal land for parking op-
8 portunities; or

9 (D) provide alternative transportation sys-
10 tems for a unit of Federal recreational lands and
11 waters.

12 (b) *RESTROOM OPPORTUNITIES.*—

13 (1) *IN GENERAL.*—The Secretaries shall seek to
14 increase and improve the function, cleanliness, and
15 availability of restroom facilities for persons recre-
16 ating on Federal recreational lands and waters, in-
17 cluding by entering into partnerships with non-Fed-
18 eral partners, including State, Tribal, and local gov-
19 ernments and volunteer organizations.

20 (2) *REPORT.*—Not later than 2 years after the
21 date of enactment of this Act, the Secretaries shall
22 submit a report to Congress that identifies—

23 (A) challenges to maintaining or improving
24 the function, cleanliness, and availability of rest-

1 *room facilities on Federal recreational lands and*
 2 *waters;*

3 *(B) the current state of restroom facilities*
 4 *on Federal recreational lands and waters and*
 5 *the effect restroom facilities have on visitor expe-*
 6 *riences; and*

7 *(C) policy recommendations that suggest in-*
 8 *novative new models or partnerships to increase*
 9 *or improve the function, cleanliness, and avail-*
 10 *ability of restroom facilities for persons recre-*
 11 *ating on Federal recreational lands and waters.*

12 **SEC. 155. PAY-FOR-PERFORMANCE PROJECTS.**

13 *(a) DEFINITIONS.—In this section:*

14 *(1) INDEPENDENT EVALUATOR.—The term “inde-*
 15 *pendent evaluator” means an individual or entity,*
 16 *including an institution of higher education, that is*
 17 *selected by the pay-for-performance beneficiary and*
 18 *pay-for-performance investor, as applicable, or by the*
 19 *pay-for-performance project developer, in consultation*
 20 *with the Secretary of Agriculture, to make the deter-*
 21 *minations and prepare the reports required under*
 22 *subsection (e).*

23 *(2) NATIONAL FOREST SYSTEM LAND.—The term*
 24 *“National Forest System land” means land in the*
 25 *National Forest System (as defined in section 11(a))*

1 *of the Forest and Rangeland Renewable Resources*
 2 *Planning Act of 1974 (16 U.S.C. 1609(a)).*

3 (3) *PAY-FOR-PERFORMANCE AGREEMENT.—The*
 4 *term “pay-for-performance agreement” means a mu-*
 5 *tual benefit agreement (excluding a procurement con-*
 6 *tract, grant agreement, or cooperative agreement de-*
 7 *scribed in chapter 63 of title 31, United States Code)*
 8 *for a pay-for-performance project—*

9 (A) *with a term of—*

10 (i) *not less than 1 year; and*

11 (ii) *not more than 20 years; and*

12 (B) *that is executed, in accordance with ap-*
 13 *plicable law, by—*

14 (i) *the Secretary of Agriculture; and*

15 (ii) *a pay-for-performance beneficiary*
 16 *or pay-for-performance project developer.*

17 (4) *PAY-FOR-PERFORMANCE BENEFICIARY.—The*
 18 *term “pay-for-performance beneficiary” means a*
 19 *State or local government, an Indian Tribe, or a non-*
 20 *profit or for-profit organization that—*

21 (A) *repays capital loaned upfront by a pay-*
 22 *for-performance investor, based on a project out-*
 23 *come specified in a pay-for-performance agree-*
 24 *ment; or*

1 (B) provides capital directly for costs asso-
2 ciated with a pay-for-performance project.

3 (5) *PAY-FOR-PERFORMANCE INVESTOR.*—The
4 term “pay-for-performance investor” means a State
5 or local government, an Indian Tribe, or a nonprofit
6 or for-profit organization that provides upfront
7 loaned capital for a pay-for-performance project with
8 the expectation of a financial return dependent on a
9 project outcome.

10 (6) *PAY-FOR-PERFORMANCE PROJECT.*—The term
11 “pay-for-performance project” means a project that—

12 (A) would provide or enhance a recreational
13 opportunity;

14 (B) is conducted on—

15 (i) National Forest System land; or

16 (ii) other land, if the activities would
17 benefit National Forest System land (in-
18 cluding a recreational use of National For-
19 est System land); and

20 (C) would use an innovative funding or fi-
21 nancing model that leverages—

22 (i) loaned capital from a pay-for-per-
23 formance investor to cover upfront costs as-
24 sociated with a pay-for-performance project,
25 with the loaned capital repaid by a pay-for-

performance beneficiary at a rate of return dependent on a project outcome, as measured by an independent evaluator; or

(ii) capital directly from a pay-for-performance beneficiary to support costs associated with a pay-for-performance project in an amount based on an anticipated project outcome.

(7) *PAY-FOR-PERFORMANCE PROJECT DEVELOPER.*—The term “pay-for-performance project developer” means a nonprofit or for-profit organization that serves as an intermediary to assist in developing or implementing a pay-for-performance agreement or a pay-for-performance project.

(8) *PROJECT OUTCOME.*—The term “project outcome” means a measurable, beneficial result (whether economic, environmental, or social) that is attributable to a pay-for-performance project and described in a pay-for-performance agreement.

(b) *ESTABLISHMENT OF PILOT PROGRAM.*—The Secretary of Agriculture shall establish a pilot program in accordance with this section to carry out 1 or more pay-for-performance projects.

(c) *PAY-FOR-PERFORMANCE PROJECTS.*—

1 (1) *IN GENERAL.*—Using funds made available
 2 through a pay-for-performance agreement or appro-
 3 priations, all or any portion of a pay-for-performance
 4 project may be implemented by—

5 (A) *the Secretary of Agriculture; or*

6 (B) *a pay-for-performance project developer*
 7 *or a third party, subject to the conditions that—*

8 (i) *the Secretary of Agriculture shall*
 9 *approve the implementation by the pay-for-*
 10 *performance project developer or third*
 11 *party; and*

12 (ii) *the implementation is in accord-*
 13 *ance with applicable law.*

14 (2) *RELATION TO LAND MANAGEMENT PLANS.*—
 15 *A pay-for-performance project carried out under this*
 16 *section shall be consistent with any applicable land*
 17 *management plan developed under section 6 of the*
 18 *Forest and Rangeland Renewable Resources Planning*
 19 *Act of 1974 (16 U.S.C. 1604).*

20 (3) *OWNERSHIP.*—

21 (A) *NEW IMPROVEMENTS.*—*The United*
 22 *States shall have title to any improvements in-*
 23 *stalled on National Forest System land as part*
 24 *of a pay-for-performance project.*

1 (B) *EXISTING IMPROVEMENTS.*—*Investing*
 2 *in, conducting, or completing a pay-for-perform-*
 3 *ance project on National Forest System land*
 4 *shall not affect the title of the United States to—*

5 (i) *any federally owned improvements*
 6 *involved in the pay-for-performance project;*

7 *or*

8 (ii) *the underlying land.*

9 (4) *SAVINGS CLAUSE.*—*The carrying out of any*
 10 *action for a pay-for-performance project does not pro-*
 11 *vide any right to any party to a pay-for-performance*
 12 *agreement.*

13 (5) *POTENTIAL CONFLICTS.*—*Before approving a*
 14 *pay-for-performance project under this section, the*
 15 *Secretary of Agriculture shall consider and seek to*
 16 *avoid potential conflicts (including economic competi-*
 17 *tion) with any existing written authorized use.*

18 (d) *PROJECT AGREEMENTS.*—

19 (1) *IN GENERAL.*—*Notwithstanding the Act of*
 20 *June 30, 1914 (38 Stat. 430, chapter 131; 16 U.S.C.*
 21 *498), or subtitle C of title XX of the Social Security*
 22 *Act (42 U.S.C. 1397n et seq.), in carrying out the*
 23 *pilot program under this section, the Secretary of Ag-*
 24 *riculture may enter into a pay-for-performance agree-*
 25 *ment under which a pay-for-performance beneficiary,*

1 *pay-for-performance investor, or pay-for-performance*
2 *project developer agrees to pay for or finance all or*
3 *part of a pay-for-performance project.*

4 (2) *SIZE LIMITATION.*—*The Secretary of Agri-*
5 *culture may not enter into a pay-for-performance*
6 *agreement under the pilot program under this section*
7 *for a pay-for-performance project valued at more than*
8 *\$15,000,000.*

9 (3) *FINANCING.*—

10 (A) *IN GENERAL.*—*A pay-for-performance*
11 *agreement shall specify the amounts that a pay-*
12 *for-performance beneficiary or a pay-for-per-*
13 *formance project developer agrees to pay to a*
14 *pay-for-performance investor or a pay-for-per-*
15 *formance project developer, as appropriate, in*
16 *the event of an independent evaluator deter-*
17 *mining pursuant to subsection (e) the degree to*
18 *which a project outcome has been achieved.*

19 (B) *ELIGIBLE PAYMENTS.*—*An amount de-*
20 *scribed in subparagraph (A) shall be—*

21 (i) *based on—*

22 (I) *the respective contributions of*
23 *the parties under the pay-for-perform-*
24 *ance agreement; and*

1 (II) the economic, environmental,
2 or social benefits derived from the
3 project outcomes; and

4 (ii)(I) a percentage of the estimated
5 value of a project outcome;

6 (II) a percentage of the estimated cost
7 savings to the pay-for-performance bene-
8 ficiary or the Secretary of Agriculture de-
9 rived from a project outcome;

10 (III) a percentage of the enhanced rev-
11 enue to the pay-for-performance beneficiary
12 or the Secretary of Agriculture derived from
13 a project outcome; or

14 (IV) a percentage of the cost of the
15 pay-for-performance project.

16 (C) *FOREST SERVICE FINANCIAL ASSIST-*
17 *ANCE.*—Subject to the availability of appropria-
18 tions, the Secretary of Agriculture may con-
19 tribute funding for a pay-for-performance project
20 only if—

21 (i) the Secretary of Agriculture dem-
22 onstrates that—

23 (I) the pay-for-performance
24 project would provide a cost savings to
25 the United States;

1 (II) *the funding would accelerate*
 2 *the pace of implementation of an activ-*
 3 *ity previously planned to be completed*
 4 *by the Secretary of Agriculture; or*

5 (III) *the funding would accelerate*
 6 *the scale of implementation of an ac-*
 7 *tivity previously planned to be com-*
 8 *pleted by the Secretary of Agriculture;*
 9 *and*

10 (ii) *the contribution of the Secretary of*
 11 *Agriculture has a value that is not more*
 12 *than 50 percent of the total cost of the pay-*
 13 *for-performance project.*

14 (D) *SPECIAL ACCOUNT.—Any funds re-*
 15 *ceived by the Secretary of Agriculture under sub-*
 16 *section (c)(1)—*

17 (i) *shall be retained in a separate fund*
 18 *in the Treasury to be used solely for pay-*
 19 *for-performance projects; and*

20 (ii) *shall remain available until ex-*
 21 *pended and without further appropriation.*

22 (4) *MAINTENANCE AND DECOMMISSIONING OF*
 23 *PAY-FOR-PERFORMANCE PROJECT IMPROVEMENTS.—A*
 24 *pay-for-performance agreement shall—*

1 (A) include a plan for maintaining any
 2 capital improvement constructed as part of a
 3 pay-for-performance project after the date on
 4 which the pay-for-performance project is com-
 5 pleted; and

6 (B) specify the party that will be respon-
 7 sible for decommissioning the improvements as-
 8 sociated with the pay-for-performance project—

9 (i) at the end of the useful life of the
 10 improvements;

11 (ii) if the improvements no longer
 12 serve the purpose for which the improve-
 13 ments were developed; or

14 (iii) if the pay-for-performance project
 15 fails.

16 (5) *TERMINATION OF PAY-FOR-PERFORMANCE*
 17 *PROJECT AGREEMENTS.*—The Secretary of Agri-
 18 culture may unilaterally terminate a pay-for-per-
 19 formance agreement, in whole or in part, for any pro-
 20 gram year beginning after the program year during
 21 which the Secretary of Agriculture provides to each
 22 party to the pay-for-performance agreement a notice
 23 of the termination.

24 (e) *INDEPENDENT EVALUATIONS.*—

1 (1) *PROGRESS REPORTS.*—An independent eval-
2 uator shall submit to the Secretary of Agriculture and
3 each party to the applicable pay-for-performance
4 agreement—

5 (A) by not later than 2 years after the date
6 on which the pay-for-performance agreement is
7 executed, and at least once every 2 years there-
8 after, a written report that summarizes the
9 progress that has been made in achieving each
10 project outcome; and

11 (B) before the first scheduled date for a pay-
12 ment described in subsection (d)(3)(A), and each
13 subsequent date for payment, a written report
14 that—

15 (i) summarizes the results of the eval-
16 uation conducted by the independent eval-
17 uator to determine whether a payment
18 should be made pursuant to the pay-for-per-
19 formance agreement; and

20 (ii) analyzes the reasons why a project
21 outcome was achieved or was not achieved.

22 (2) *FINAL REPORTS.*—Not later than 180 days
23 after the date on which a pay-for-performance project
24 is completed, the independent evaluator shall submit
25 to the Secretary of Agriculture and each party to the

1 *pay-for-performance agreement a written report that*
2 *includes, with respect to the period covered by the re-*
3 *port—*

4 *(A) an evaluation of the effects of the pay-*
5 *for-performance project with respect to each*
6 *project outcome;*

7 *(B) a determination of whether the pay-for-*
8 *performance project has met each project out-*
9 *come; and*

10 *(C) the amount of the payments made for*
11 *the pay-for-performance project pursuant to sub-*
12 *section (d)(3)(A).*

13 *(f) ADDITIONAL FOREST SERVICE-PROVIDED ASSIST-*
14 *ANCE.—*

15 *(1) TECHNICAL ASSISTANCE.—The Secretary of*
16 *Agriculture may provide technical assistance to facili-*
17 *tate pay-for-performance project development, such as*
18 *planning, permitting, site preparation, and design*
19 *work.*

20 *(2) CONSULTANTS.—Subject to the availability of*
21 *appropriations, the Secretary of Agriculture may hire*
22 *a contractor—*

23 *(A) to conduct a feasibility analysis of a*
24 *proposed pay-for-performance project;*

1 (B) to assist in the development, implemen-
2 tation, or evaluation of a proposed pay-for-per-
3 formance project or a pay-for-performance agree-
4 ment; or

5 (C) to assist with an environmental anal-
6 ysis of a proposed pay-for-performance project.

7 (g) SAVINGS CLAUSE.—The Secretary of Agriculture
8 shall approve a record of decision, decision notice, or deci-
9 sion memo for any activities to be carried out on National
10 Forest System land as part of a pay-for-performance project
11 before the Secretary of Agriculture may enter into a pay-
12 for-performance agreement involving the applicable pay-
13 for-performance project.

14 (h) DURATION OF PILOT PROGRAM.—

15 (1) SUNSET.—The authority to enter into a pay-
16 for-performance agreement under this section termi-
17 nates on the date that is 7 years after the date of the
18 enactment of this title.

19 (2) SAVINGS CLAUSE.—Nothing in paragraph
20 (1) affects any pay-for-performance project agreement
21 entered into by the Secretary of Agriculture under
22 this section before the date described in that para-
23 graph.

1 **SEC. 156. OUTDOOR RECREATION LEGACY PARTNERSHIP**
 2 **PROGRAM.**

3 (a) *DEFINITIONS.—In this section:*

4 (1) *ELIGIBLE ENTITY.—The term “eligible enti-*
 5 *ty” means an entity or combination of entities that*
 6 *represents or otherwise serves a qualifying area.*

7 (2) *ELIGIBLE NONPROFIT ORGANIZATION.—The*
 8 *term “eligible nonprofit organization” means an or-*
 9 *ganization that is described in section 501(c)(3) of the*
 10 *Internal Revenue Code of 1986 and is exempt from*
 11 *taxation under section 501(a) of such Code.*

12 (3) *ENTITY.—The term “entity” means—*

13 (A) *a State;*

14 (B) *a political subdivision of a State, in-*
 15 *cluding—*

16 (i) *a city;*

17 (ii) *a county; or*

18 (iii) *a special purpose district that*
 19 *manages open space, including a park dis-*
 20 *trict; and*

21 (C) *an Indian Tribe, urban Indian organi-*
 22 *zation, or Alaska Native or Native Hawaiian*
 23 *community or organization.*

24 (4) *LOW-INCOME COMMUNITY.—The term “low-*
 25 *income community” has the same meaning given that*
 26 *term in 26 U.S.C. 45D(e)(1).*

1 (5) *OUTDOOR RECREATION LEGACY PARTNER-*
 2 *SHIP PROGRAM.*—*The term “Outdoor Recreation Leg-*
 3 *acy Partnership Program” means the program codi-*
 4 *fied under subsection (b)(1).*

5 (6) *QUALIFYING AREA.*—*The term “qualifying*
 6 *area” means—*

7 (A) *an urbanized area or urban cluster that*
 8 *has a population of 25,000 or more in the most*
 9 *recent census;*

10 (B) *2 or more adjacent urban clusters with*
 11 *a combined population of 25,000 or more in the*
 12 *most recent census; or*

13 (C) *an area administered by an Indian*
 14 *Tribe or an Alaska Native or Native Hawaiian*
 15 *community organization.*

16 (b) *GRANTS AUTHORIZED.*—

17 (1) *CODIFICATION OF PROGRAM.*—

18 (A) *IN GENERAL.*—*There is established an*
 19 *existing program, to be known as the “Outdoor*
 20 *Recreation Legacy Partnership Program”, under*
 21 *which the Secretary may award grants to eligi-*
 22 *ble entities for projects—*

23 (i) *to acquire land and water for parks*
 24 *and other outdoor recreation purposes in*
 25 *qualifying areas; and*

1 (ii) to develop new or renovate existing
2 outdoor recreation facilities that provide
3 outdoor recreation opportunities to the pub-
4 lic in qualifying areas.

5 (B) *PRIORITY.*—In awarding grants to eli-
6 gible entities under subparagraph (A), the Sec-
7 retary shall give priority to projects that—

8 (i) create or significantly enhance ac-
9 cess to park and recreational opportunities
10 in a qualifying area;

11 (ii) engage and empower low-income
12 communities and youth;

13 (iii) provide employment or job train-
14 ing opportunities for youth or low-income
15 communities;

16 (iv) establish or expand public-private
17 partnerships, with a focus on leveraging re-
18 sources; and

19 (v) take advantage of coordination
20 among various levels of government.

21 (2) *MATCHING REQUIREMENT.*—

22 (A) *IN GENERAL.*—As a condition of receiv-
23 ing a grant under paragraph (1), an eligible en-
24 tity shall provide matching funds in the form of
25 cash or an in-kind contribution in an amount

1 *equal to not less than 100 percent of the amounts*
2 *made available under the grant.*

3 *(B) ADMINISTRATIVE EXPENSES.—Not more*
4 *than 7 percent of funds provided to an eligible*
5 *entity under a grant awarded under paragraph*
6 *(1) may be used for administrative expenses.*

7 *(3) CONSIDERATIONS.—In awarding grants to*
8 *eligible entities under paragraph (1), the Secretary*
9 *shall consider the extent to which a project would—*

10 *(A) provide recreation opportunities in low-*
11 *income communities in which access to parks is*
12 *not adequate to meet local needs;*

13 *(B) provide opportunities for outdoor recre-*
14 *ation and public land volunteerism;*

15 *(C) support innovative or cost-effective ways*
16 *to enhance parks and other recreation—*

17 *(i) opportunities; or*

18 *(ii) delivery of services;*

19 *(D) support park and recreation program-*
20 *ming provided by local governments, including*
21 *cooperative agreements with community-based el-*
22 *igible nonprofit organizations;*

23 *(E) develop Native American event sites*
24 *and cultural gathering spaces;*

1 (F) provide benefits such as community re-
 2 silience, reduction of urban heat islands, en-
 3 hanced water or air quality, or habitat for fish
 4 or wildlife; and

5 (G) facilitate any combination of purposes
 6 listed in subparagraphs (A) through (F).

7 (4) *ELIGIBLE USES.*—

8 (A) *IN GENERAL.*—Subject to subparagraph
 9 (B), an eligible entity may use a grant awarded
 10 under paragraph (1) for a project described in
 11 subparagraph (A) or (B) of that paragraph.

12 (B) *LIMITATIONS ON USE.*—An eligible enti-
 13 ty may not use grant funds for—

14 (i) incidental costs related to land ac-
 15 quisition, including appraisal and titling;

16 (ii) operation and maintenance activi-
 17 ties;

18 (iii) facilities that support
 19 semiprofessional or professional athletics;

20 (iv) indoor facilities, such as recreation
 21 centers or facilities that support primarily
 22 nonoutdoor purposes; or

23 (v) acquisition of land or interests in
 24 land that restrict public access.

1 (C) *CONVERSION TO OTHER THAN PUBLIC*
2 *OUTDOOR RECREATION USE.*—

3 (i) *IN GENERAL.*—No property ac-
4 quired or developed with assistance under
5 this section shall, without the approval of
6 the Secretary, be converted to other than
7 public outdoor recreation use.

8 (ii) *CONDITION FOR APPROVAL.*—The
9 Secretary shall approve a conversion only if
10 the Secretary finds it to be in accordance
11 with the then-existing comprehensive State-
12 wide outdoor recreation plan and only on
13 such conditions as the Secretary considers
14 necessary to ensure the substitution of other
15 recreation properties of at least equal fair
16 market value and of reasonably equivalent
17 usefulness and location.

18 (iii) *WETLAND AREAS AND INTERESTS*
19 *THEREIN.*—Wetland areas and interests
20 therein as identified in the wetlands provi-
21 sions of the comprehensive plan and pro-
22 posed to be acquired as suitable replacement
23 property within the same State that is oth-
24 erwise acceptable to the Secretary, acting
25 through the Director of the National Park

1 *Service, shall be deemed to be of reasonably*
2 *equivalent usefulness with the property pro-*
3 *posed for conversion.*

4 (c) *REVIEW AND EVALUATION REQUIREMENTS.—In*
5 *carrying out the Outdoor Recreation Legacy Partnership*
6 *Program, the Secretary shall—*

7 (1) *conduct an initial screening and technical*
8 *review of applications received;*

9 (2) *evaluate and score all qualifying applica-*
10 *tions; and*

11 (3) *provide culturally and linguistically appro-*
12 *priate information to eligible entities (including low-*
13 *income communities and eligible entities serving low-*
14 *income communities) on—*

15 (A) *the opportunity to apply for grants*
16 *under this section;*

17 (B) *the application procedures by which eli-*
18 *gible entities may apply for grants under this*
19 *section; and*

20 (C) *eligible uses for grants under this sec-*
21 *tion.*

22 (d) *REPORTING.—*

23 (1) *ANNUAL REPORTS.—Not later than 30 days*
24 *after the last day of each report period, each State-*
25 *lead agency that receives a grant under this section*

1 *shall annually submit to the Secretary performance*
 2 *and financial reports that—*

3 *(A) summarize project activities conducted*
 4 *during the report period; and*

5 *(B) provide the status of the project.*

6 (2) *FINAL REPORTS.*—*Not later than 90 days*
 7 *after the earlier of the date of expiration of a project*
 8 *period or the completion of a project, each State-lead*
 9 *agency that receives a grant under this section shall*
 10 *submit to the Secretary a final report containing such*
 11 *information as the Secretary may require.*

12 **SEC. 157. AMERICAN BATTLEFIELD PROTECTION PROGRAM**
 13 **ENHANCEMENT.**

14 (a) *DEFINITIONS.*—*Section 308101 of title 54, United*
 15 *States Code, is amended to read as follows:*

16 **“§308101. Definitions**

17 *“In this chapter:*

18 *“(1) SECRETARY.—The term ‘Secretary’ means*
 19 *the Secretary, acting through the American Battle-*
 20 *field Protection Program.*

21 *“(2) BATTLEFIELD REPORTS.—The term ‘Battle-*
 22 *field Reports’ means, collectively—*

23 *“(A) the document entitled ‘Report on the*
 24 *Nation’s Civil War Battlefields’, prepared by the*

1 *Civil War Sites Advisory Commission, and*
2 *dated July 1993; and*

3 “(B) *the document entitled ‘Report to Con-*
4 *gress on the Historic Preservation of Revolu-*
5 *tionary War and War of 1812 Sites in the*
6 *United States’, prepared by the National Park*
7 *Service, and dated September 2007.’.*

8 (b) *PRESERVATION ASSISTANCE.—Section 308102(a)*
9 *of title 54, United States Code, is amended by striking*
10 *“Federal” and all that follows through “organizations” and*
11 *inserting “Federal agencies, States, Tribes, local govern-*
12 *ments, other public entities, educational institutions, and*
13 *nonprofit organizations”.*

14 (c) *BATTLEFIELD LAND ACQUISITION GRANTS IM-*
15 *PROVEMENTS.—Section 308103 of title 54, United States*
16 *Code, is amended—*

17 (1) *by amending subsection (a) to read as fol-*
18 *lows:*

19 “(a) *ELIGIBLE SITE DEFINED.—In this section, the*
20 *term ‘eligible site’—*

21 “(1) *means a site that—*

22 “(A) *is not within the exterior boundaries of*
23 *a unit of the National Park System; and*

24 “(B) *is identified in the Battlefield Reports*
25 *as a battlefield; and*

1 “(2) excludes sites identified in the Battlefield
2 *Reports as associated historic sites.*”;

3 (2) in subsection (b), by striking “State and
4 local governments” and inserting “States, Tribes,
5 local governments, and nonprofit organizations”;

6 (3) in subsection (c), by striking “State or local
7 government” and inserting “State, Tribe, or local gov-
8 ernment”; and

9 (4) in subsection (e), by striking “under this sec-
10 tion” and inserting “under this section, including by
11 States, Tribes, local governments, and nonprofit orga-
12 nizations,”.

13 (d) *BATTLEFIELD RESTORATION GRANTS IMPROVE-*
14 *MENTS.*—Section 308105 of title 54, United States Code,
15 *is amended—*

16 (1) by amending subsection (a) to read as fol-
17 lows:

18 “(a) *ESTABLISHMENT.*—The Secretary shall establish
19 a battlefield restoration grant program (referred to in this
20 section as the ‘program’) under which the Secretary may
21 provide grants to States, Tribes, local governments, and
22 nonprofit organizations for projects that restore day-of-bat-
23 tle conditions on—

1 “(1) land preserved and protected under the bat-
 2 tlefield acquisition grant program established under
 3 section 308103(b); or

4 “(2) battlefield land that is—

5 “(A) owned by a State, Tribe, local govern-
 6 ment, or nonprofit organization; and

7 “(B) referred to in the Battlefield Reports.”;
 8 and

9 (2) by striking subsection (b) and inserting the
 10 following:

11 “(b) *ELIGIBLE SITES.*—The Secretary may make
 12 grants under this section for Revolutionary War, War of
 13 1812, and Civil War battlefield sites—

14 “(1) eligible for assistance under the battlefield
 15 acquisition grant program established under section
 16 308103(b); or

17 “(2) on battlefield land that is—

18 “(A) owned by a State, Tribe, local govern-
 19 ment, or nonprofit organization; and

20 “(B) referred to in battlefield reports.”.

21 (e) *UPDATES AND IMPROVEMENTS.*—Chapter 3081 of
 22 title 54, United States Code, is amended by adding at the
 23 end the following:

1 **“§308106. Updates and improvements to Battlefield**
 2 **Reports**

3 “Not later than 2 years after the date of the enactment
 4 of this section, and every 10 years thereafter, the Secretary
 5 shall submit to Congress a report that updates the Battle-
 6 field Reports to reflect—

7 “(1) preservation activities carried out at the
 8 battlefields in the period since the publication of the
 9 most recent Battlefield Reports update;

10 “(2) changes in the condition, including core and
 11 study areas, of the battlefields during that period; and

12 “(3) any other relevant developments relating to
 13 the battlefields during that period.”.

14 (f) CLERICAL AMENDMENT.—The table of sections for
 15 chapter 3081 of title 54, United States Code, is amended
 16 as follows:

17 (1) By amending the item relating to section
 18 308101 to read as follows: “308101. Definitions.”.

19 (2) By adding at the end the following: “308106.
 20 Updates and improvements to Battlefield Reports.”.

21 **TITLE II—ACCESS AMERICA**

22 **SEC. 201. DEFINITIONS.**

23 *In this title:*

24 (1) ACCESSIBLE TRAIL.—The term “accessible
 25 trail” means a trail that meets the requirements for

1 *a trail under the Architectural Barriers Act accessi-*
2 *bility guidelines.*

3 (2) *ARCHITECTURAL BARRIERS ACT ACCESSI-*
4 *BILITY GUIDELINES.*—*The term “Architectural Bar-*
5 *riers Act accessibility guidelines” means the accessi-*
6 *bility guidelines set forth in appendices C and D to*
7 *part 1191 of title 36, Code of Federal Regulations (or*
8 *successor regulations).*

9 (3) *ASSISTIVE TECHNOLOGY.*—*The term “assist-*
10 *ive technology” means any item, piece of equipment,*
11 *or product system, whether acquired commercially,*
12 *modified, or customized, that is used to increase,*
13 *maintain, or improve functional capabilities of indi-*
14 *viduals with disabilities, particularly with partici-*
15 *pating in outdoor recreation activities.*

16 (4) *GOLD STAR FAMILY MEMBER.*—*The term*
17 *“Gold Star Family member” means an individual de-*
18 *scribed in section 3.3 of Department of Defense In-*
19 *struction 1348.36.*

20 (5) *OUTDOOR CONSTRUCTED FEATURE.*—*The*
21 *term “outdoor constructed feature” has the meaning*
22 *given such term in appendix C to part 1191 of title*
23 *36, Code of Federal Regulations (or successor regula-*
24 *tions).*

1 (6) *VETERANS ORGANIZATION.*—*The term “vet-*
 2 *erans organization” means a service provider with*
 3 *outdoor recreation experience that serves members of*
 4 *the Armed Forces, veterans, or Gold Star Family*
 5 *members.*

6 ***Subtitle A—Access for People With***
 7 ***Disabilities***

8 ***SEC. 211. ACCESSIBLE RECREATION INVENTORY.***

9 (a) *ASSESSMENT.*—*Not later than 5 years after the*
 10 *date of the enactment of this title, the Secretary concerned*
 11 *shall—*

12 (1) *carry out a comprehensive assessment of out-*
 13 *door recreation facilities on Federal recreational*
 14 *lands and waters under the jurisdiction of the respec-*
 15 *tive Secretary concerned to determine the accessibility*
 16 *of such outdoor recreation facilities, consistent with*
 17 *the Architectural Barriers Act of 1968 (42 U.S.C.*
 18 *4151 et seq.) and section 504 of the Rehabilitation*
 19 *Act (29 U.S.C. 794), including—*

20 (A) *camp shelters, camping facilities, and*
 21 *camping units;*

22 (B) *boat launch ramps;*

23 (C) *hunting, fishing, shooting, or archery*
 24 *ranges or locations;*

25 (D) *outdoor constructed features;*

1 (E) picnic facilities and picnic units; and

2 (F) any other outdoor recreation facilities,

3 as determined by the Secretary concerned; and

4 (2) make information about such opportunities

5 available (including through the use of prominently

6 displayed links) on public websites of—

7 (A) each of the Federal land management

8 agencies; and

9 (B) each relevant unit and subunit of the

10 Federal land management agencies.

11 (b) *INCLUSION OF CURRENT ASSESSMENTS.*—As part

12 of the comprehensive assessment required under subsection

13 (a)(1), to the extent practicable, the Secretary concerned

14 may rely on assessments completed or data gathered prior

15 to the date of the enactment of this title.

16 (c) *PUBLIC INFORMATION.*—Not later than 7 years

17 after the date of the enactment of this title, the Secretary

18 concerned shall identify opportunities to create, update, or

19 replace signage and other publicly available information,

20 including web page information, related to accessibility and

21 consistent with the Architectural Barriers Act of 1968 (42

22 U.S.C. 4151 et seq.) and section 504 of the Rehabilitation

23 Act (29 U.S.C. 794) at outdoor recreation facilities covered

24 by the assessment required under subsection (a)(1).

1 **SEC. 212. TRAIL INVENTORY.**

2 (a) *ASSESSMENT.*—Not later than 7 years after the
3 date of the enactment of this title, the Secretary concerned
4 shall—

5 (1) *conduct a comprehensive assessment of high-*
6 *priority trails, in accordance with subsection (b), on*
7 *Federal recreational lands and waters under the ju-*
8 *risdiction of the respective Secretary concerned, in-*
9 *cluding measuring each trail’s—*

10 (A) *average and minimum tread width;*

11 (B) *average and maximum running slope;*

12 (C) *average and maximum cross slope;*

13 (D) *tread type; and*

14 (E) *length; and*

15 (2) *make information about such high-priority*
16 *trails available (including through the use of promi-*
17 *nently displayed links) on public websites of—*

18 (A) *each of the Federal land management*
19 *agencies; and*

20 (B) *each relevant unit and subunit of the*
21 *Federal land management agencies.*

22 (b) *SELECTION.*—The Secretary concerned shall select
23 *high-priority trails to be assessed under subsection (a)(1)—*

24 (1) *in consultation with stakeholders, including*
25 *veterans organizations and organizations with exper-*

1 *tise or experience providing outdoor recreation oppor-*
2 *tunities to individuals with disabilities;*

3 *(2) in a geographically equitable manner; and*

4 *(3) in no fewer than 15 units or subunits man-*
5 *aged by the Secretary concerned.*

6 *(c) INCLUSION OF CURRENT ASSESSMENTS.—As part*
7 *of the assessment required under subsection (a)(1), the Sec-*
8 *retary concerned may, to the extent practicable, rely on as-*
9 *sessments completed or data gathered prior to the date of*
10 *the enactment of this title.*

11 *(d) PUBLIC INFORMATION.—*

12 *(1) IN GENERAL.—Not later than 7 years after*
13 *the date of the enactment of this title, the Secretary*
14 *concerned shall identify opportunities to replace sign-*
15 *age and other publicly available information, includ-*
16 *ing web page information, related to such high-pri-*
17 *ority trails and consistent with the Architectural Bar-*
18 *riers Act of 1968 (42 U.S.C. 4151 et seq.) and section*
19 *504 of the Rehabilitation Act (29 U.S.C. 794) at*
20 *high-priority trails covered by the assessment required*
21 *under subsection (a)(1).*

22 *(2) TREAD OBSTACLES.—As part of the assess-*
23 *ment required under subsection (a)(1), the Secretary*
24 *may, to the extent practicable, include photographs or*
25 *descriptions of tread obstacles and barriers.*

1 (e) *ASSISTIVE TECHNOLOGY SPECIFICATION.*—In pub-
 2 lishing information about each trail under this subsection,
 3 the Secretary concerned shall make public information
 4 about trails that do not meet the Architectural Barriers Act
 5 accessibility guidelines but could otherwise provide outdoor
 6 recreation opportunities to individuals with disabilities
 7 through the use of certain assistive technology.

8 **SEC. 213. TRAIL PILOT PROGRAM.**

9 (a) *IN GENERAL.*—Not later than 2 years after the
 10 date of the enactment of this title, the Secretary concerned
 11 shall carry out a pilot program to enter into partnerships
 12 with eligible entities to—

13 (1) *measure high-priority trails as part of the*
 14 *assessment required under section 212;*

15 (2) *develop accessible trails under section 214;*
 16 *and*

17 (3) *make minor modifications to existing trails*
 18 *to enhance recreational experiences for individuals*
 19 *with disabilities using assistive technology—*

20 (A) *in compliance with all applicable land*
 21 *use and management plans of the Federal rec-*
 22 *reational lands and waters on which the acces-*
 23 *sible trail is located; and*

24 (B) *in consultation with stakeholders, in-*
 25 *cluding veterans organizations and organizations*

1 *with expertise or experience providing outdoor*
 2 *recreation opportunities to individuals with dis-*
 3 *abilities.*

4 **(b) LOCATIONS.—**

5 **(1) IN GENERAL.—***The Secretary concerned shall*
 6 *select no fewer than 5 units or subunits under the ju-*
 7 *risdiction of the respective Secretary concerned to*
 8 *carry out the pilot program established under sub-*
 9 *section (a).*

10 **(2) SPECIAL RULE OF CONSTRUCTION FOR THE**
 11 **DEPARTMENT OF THE INTERIOR.—***In selecting the lo-*
 12 *cations of the pilot program, the Secretary shall en-*
 13 *sure that the pilot program is carried out in at least*
 14 *one unit managed by the—*

15 **(A) National Park Service;**

16 **(B) Bureau of Land Management; and**

17 **(C) United States Fish and Wildlife Serv-**
 18 *ice.*

19 **(c) SUNSET.—***The pilot program established under this*
 20 *subsection shall terminate on the date that is 7 years after*
 21 *the date of the enactment of this title.*

22 **SEC. 214. ACCESSIBLE TRAILS.**

23 **(a) IN GENERAL.—***Not later than 1 year after the date*
 24 *of the enactment of this title, the Secretary concerned shall*

1 *select a location or locations to develop at least 3 new acces-*
2 *sible trails—*

3 *(1) on National Forest System lands in each re-*
4 *gion of the Forest Service;*

5 *(2) on land managed by the National Park Serv-*
6 *ice in each region of the National Park Service;*

7 *(3) on land managed by the Bureau of Land*
8 *Management in each region of the Bureau of Land*
9 *Management; and*

10 *(4) on land managed by the United States Fish*
11 *and Wildlife Service in each region of the United*
12 *States Fish and Wildlife Service.*

13 *(b) DEVELOPMENT.—In developing an accessible trail*
14 *under subsection (a), the Secretary concerned—*

15 *(1) may—*

16 *(A) create a new accessible trail;*

17 *(B) modify an existing trail into an acces-*
18 *sible trail; or*

19 *(C) create an accessible trail from a com-*
20 *bination of new and existing trails; and*

21 *(2) shall—*

22 *(A) consult with stakeholders with respect to*
23 *the feasibility and resources necessary for com-*
24 *pleting the accessible trail;*

1 (B) ensure the accessible trail complies with
2 the Architectural Barriers Act of 1968 (42
3 U.S.C. 4151 et seq.) and section 504 of the Reha-
4 bilitation Act (29 U.S.C. 794); and

5 (C) to the extent practicable, ensure that
6 outdoor constructed features supporting the ac-
7 cessible trail, including trail bridges, parking
8 spaces, and restroom facilities, meet the require-
9 ments of the Architectural Barriers Act of 1968
10 (42 U.S.C. 4151 et seq.) and section 504 of the
11 Rehabilitation Act (29 U.S.C. 794).

12 (c) COMPLETION.—Not later than 7 years after the
13 date of the enactment of this title, the Secretary concerned,
14 in coordination with stakeholders described under sub-
15 section (b)(2), shall complete each accessible trail developed
16 under subsection (a).

17 (d) MAPS, SIGNAGE, AND PROMOTIONAL MATE-
18 RIALS.—For each accessible trail developed under sub-
19 section (a), the Secretary concerned shall—

20 (1) publish and distribute maps and install sign-
21 age, consistent with Architectural Barriers Act of
22 1968 accessibility guidelines and section 508 of the
23 Rehabilitation Act (29 U.S.C. 794d); and

24 (2) coordinate with stakeholders to leverage any
25 non-Federal resources necessary for the development,

1 *stewardship, completion, or promotion of the acces-*
 2 *sible trail.*

3 *(e) CONFLICT AVOIDANCE WITH OTHER USES.—In de-*
 4 *veloping each accessible trail under subsection (a), the Sec-*
 5 *retary concerned shall ensure that the accessible trail—*

6 *(1) minimizes conflict with—*

7 *(A) the uses in effect before the date of the*
 8 *enactment of this title with respect to any trail*
 9 *that is part of that accessible trail;*

10 *(B) multiple-use areas where biking, hiking,*
 11 *horseback riding, off-highway vehicle recreation,*
 12 *or use by pack and saddle stock are existing uses*
 13 *on the date of the enactment of this title; or*

14 *(C) the purposes for which any trail is es-*
 15 *tablished under the National Trails System Act*
 16 *(16 U.S.C. 1241 et seq.); and*

17 *(2) complies with all applicable land use and*
 18 *management plans of the Federal recreational lands*
 19 *and waters on which the accessible trail is located.*

20 *(f) REPORTS.—*

21 *(1) INTERIM REPORT.—Not later than 3 years*
 22 *after the date of the enactment of this title, the Sec-*
 23 *retary concerned, in coordination with stakeholders*
 24 *and other interested organizations, shall prepare and*
 25 *publish an interim report that lists the accessible*

1 trails developed under this section during the previous
2 3 years.

3 (2) *FINAL REPORT.*—Not later than 7 years after
4 the date of the enactment of this title, the Secretary
5 concerned, in coordination with stakeholders and
6 other interested organizations, shall prepare and pub-
7 lish a final report that lists the accessible trails devel-
8 oped under this section.

9 **SEC. 215. ACCESSIBLE RECREATION OPPORTUNITIES.**

10 (a) *IN GENERAL.*—Not later than 1 year after the date
11 of the enactment of this title, the Secretary concerned shall
12 select a location to develop at least 2 new accessible recre-
13 ation opportunities—

14 (1) on National Forest System lands in each re-
15 gion of the Forest Service;

16 (2) on land managed by the National Park Serv-
17 ice in each region of the National Park Service;

18 (3) on land managed by the Bureau of Land
19 Management in each region of the Bureau of Land
20 Management; and

21 (4) on land managed by the United States Fish
22 and Wildlife Service in each region of the United
23 States Fish and Wildlife Service.

1 (b) *DEVELOPMENT.*—*In developing an accessible recre-*
2 *ation opportunity under subsection (a), the Secretary con-*
3 *cerned—*

4 (1) *may—*

5 (A) *create a new accessible recreation op-*
6 *portunity; or*

7 (B) *modify an existing recreation oppor-*
8 *tunity into an accessible recreation opportunity;*
9 *and*

10 (2) *shall—*

11 (A) *consult with stakeholders with respect to*
12 *the feasibility and resources necessary for com-*
13 *pleting the accessible recreation opportunity;*

14 (B) *ensure the accessible recreation oppor-*
15 *tunity complies with the Architectural Barriers*
16 *Act of 1968 (42 U.S.C. 4151 et seq.) and section*
17 *504 of the Rehabilitation Act (29 U.S.C. 794);*
18 *and*

19 (C) *to the extent practicable, ensure that*
20 *outdoor constructed features supporting the ac-*
21 *cessible recreation opportunity, including trail*
22 *bridges, parking spaces and restroom facilities,*
23 *meet the requirements of the Architectural Bar-*
24 *riers Act of 1968 and section 504 of the Rehabili-*
25 *tation Act (29 U.S.C. 794).*

1 (c) *ACCESSIBLE RECREATION OPPORTUNITIES.*—The
 2 accessible recreation opportunities developed under sub-
 3 section (a) may include improving accessibility or access
 4 to—

5 (1) *camp shelters, camping facilities, and camp-*
 6 *ing units;*

7 (2) *hunting, fishing, shooting, or archery ranges*
 8 *or locations;*

9 (3) *snow activities, including skiing and*
 10 *snowboarding;*

11 (4) *water activities, including kayaking, pad-*
 12 *dling, canoeing, and boat launch ramps;*

13 (5) *rock climbing;*

14 (6) *biking;*

15 (7) *off-highway vehicle recreation;*

16 (8) *picnic facilities and picnic units;*

17 (9) *outdoor constructed features; and*

18 (10) *any other new or existing recreation oppor-*
 19 *tunities identified in consultation with stakeholders*
 20 *under subsection (b)(2) and consistent with the appli-*
 21 *cable land management plan.*

22 (d) *COMPLETION.*—Not later than 7 years after the
 23 date of the enactment of this title, the Secretary concerned,
 24 in coordination with stakeholders consulted with under sub-

1 *section (b)(2), shall complete each accessible recreation op-*
 2 *portunity developed under subsection (a).*

3 *(e) MAPS, SIGNAGE, AND PROMOTIONAL MATE-*
 4 *RIALS.—For each accessible recreation opportunity devel-*
 5 *oped under subsection (a), the Secretary concerned shall—*

6 *(1) publish and distribute maps and install sign-*
 7 *age, consistent with Architectural Barriers Act acces-*
 8 *sibility guidelines and section 508 of the Rehabilita-*
 9 *tion Act (29 U.S.C. 794d); and*

10 *(2) coordinate with stakeholders to leverage any*
 11 *non-Federal resources necessary for the development,*
 12 *stewardship, completion, or promotion of the acces-*
 13 *sible trail.*

14 *(f) CONFLICT AVOIDANCE WITH OTHER USES.—In de-*
 15 *veloping each accessible recreation opportunity under sub-*
 16 *section (a), the Secretary concerned shall ensure that the*
 17 *accessible recreation opportunity—*

18 *(1) minimizes conflict with—*

19 *(A) the uses in effect before the date of the*
 20 *enactment of this title with respect to any Fed-*
 21 *eral recreational lands and waters on which the*
 22 *accessible recreation opportunity is located; or*

23 *(B) multiple-use areas in existence on the*
 24 *date of the enactment of this title; and*

1 (2) *complies with all applicable land use and*
 2 *management plans of the Federal recreational lands*
 3 *and waters on which the accessible recreational op-*
 4 *portunity is located.*

5 (g) *REPORTS.—*

6 (1) *INTERIM REPORT.—Not later than 3 years*
 7 *after the date of the enactment of this title, the Sec-*
 8 *retary concerned, in coordination with stakeholders*
 9 *and other interested organizations, shall prepare and*
 10 *publish an interim report that lists the accessible*
 11 *recreation opportunities developed under this section*
 12 *during the previous 3 years.*

13 (2) *FINAL REPORT.—Not later than 7 years after*
 14 *the date of the enactment of this title, the Secretary*
 15 *concerned, in coordination with stakeholders and*
 16 *other interested organizations, shall prepare and pub-*
 17 *lish a final report that lists the accessible recreation*
 18 *opportunities developed under this section.*

19 **SEC. 216. ASSISTIVE TECHNOLOGY.**

20 *In carrying out this subtitle, the Secretary concerned*
 21 *may enter into partnerships, contracts, or agreements with*
 22 *other Federal, State, Tribal, local, or private entities, in-*
 23 *cluding existing outfitting and guiding services, to make*
 24 *assistive technology available on Federal recreational lands*
 25 *and waters.*

1 **SEC. 217. SAVINGS CLAUSE.**

2 *Nothing in the subtitle shall be construed to create any*
3 *conflicting standards with the Architectural Barriers Act*
4 *of 1968 (42 U.S.C. 4151 et seq.) and section 504 of the Re-*
5 *habilitation Act (29 U.S.C. 794).*

6 ***Subtitle B—Military and Veterans***
7 ***in Parks***

8 **SEC. 221. PROMOTION OF OUTDOOR RECREATION FOR**
9 **MILITARY SERVICEMEMBERS AND VETERANS.**

10 *Not later than 2 years after the date of the enactment*
11 *of this title, the Secretary concerned, in coordination with*
12 *the Secretary of Veterans Affairs and the Secretary of De-*
13 *fense, shall develop educational and public awareness mate-*
14 *rials to disseminate to members of the Armed Forces and*
15 *veterans, including through preseparation counseling of the*
16 *Transition Assistance Program under chapter 1142 of title*
17 *10, United States Code, on—*

18 *(1) opportunities for members of the Armed*
19 *Forces and veterans to access Federal recreational*
20 *lands and waters free of charge under section 805 of*
21 *the Federal Lands Recreation Enhancement Act (16*
22 *U.S.C. 6804);*

23 *(2) the availability and location of accessible*
24 *trails, including new accessible trails developed and*
25 *completed under section 214;*

1 (3) *the availability and location of accessible*
 2 *recreation opportunities, including new accessible*
 3 *recreation opportunities developed and completed*
 4 *under section 215;*

5 (4) *access to, and assistance with, assistive tech-*
 6 *nology;*

7 (5) *outdoor-related volunteer and wellness pro-*
 8 *grams;*

9 (6) *the benefits of outdoor recreation for physical*
 10 *and mental health;*

11 (7) *resources to access guided outdoor trips and*
 12 *other outdoor programs connected to the Department*
 13 *of Defense, the Department of Veterans Affairs, the*
 14 *Department of the Interior, or the Department of Ag-*
 15 *riculture; and*

16 (8) *programs and jobs focused on continuing na-*
 17 *tional service such as Public Land Corps,*
 18 *AmeriCorps, and conservation corps programs.*

19 **SEC. 222. MILITARY VETERANS OUTDOOR RECREATION LI-**
 20 **AISONS.**

21 (a) *IN GENERAL.*—*Not later than 1 year after the date*
 22 *of the enactment of this title, the Secretaries and the Sec-*
 23 *retary of Veterans Affairs shall each establish within their*
 24 *Departments the position of Military Veterans Outdoor*
 25 *Recreation Liaison.*

1 (b) *DUTIES.—The Military Veterans Outdoor Recre-*
2 *ation Liaison shall—*

3 (1) *coordinate the implementation of this sub-*
4 *title;*

5 (2) *implement recommendations identified by the*
6 *Task Force on Outdoor Recreation for Veterans estab-*
7 *lished under section 203 of the Veterans Comprehen-*
8 *sive Prevention, Access to Care, and Treatment Act of*
9 *2020 (Public Law 116–214), including recommenda-*
10 *tions related to—*

11 (A) *identifying new opportunities to for-*
12 *malize coordination between the Department of*
13 *Veterans Affairs, Department of Agriculture, De-*
14 *partment of the Interior, and partner organiza-*
15 *tions regarding the use of Federal recreational*
16 *lands and waters for facilitating health and*
17 *wellness for veterans;*

18 (B) *addressing identified barriers that exist*
19 *to providing veterans with opportunities to aug-*
20 *ment the delivery of services for health and*
21 *wellness through the use of outdoor recreation on*
22 *Federal recreational lands and waters; and*

23 (C) *facilitating the use of Federal rec-*
24 *reational lands and waters for promoting*

1 *wellness and facilitating the delivery of health*
 2 *care and therapeutic interventions for veterans;*
 3 *(3) coordinate with Military Veterans Outdoor*
 4 *Recreation Liaisons at other Federal agencies and*
 5 *veterans organizations; and*
 6 *(4) promote outdoor recreation experiences for*
 7 *veterans on Federal recreational lands and waters*
 8 *through new and innovative approaches.*

9 **SEC. 223. PARTNERSHIPS TO PROMOTE MILITARY AND VET-**
 10 **ERAN RECREATION.**

11 *(a) IN GENERAL.—The Secretary concerned shall seek*
 12 *to enter into partnerships or agreements with State, Tribal,*
 13 *local, or private entities with expertise in outdoor recre-*
 14 *ation, volunteer, accessibility, and health and wellness pro-*
 15 *grams for members of the Armed Forces or veterans.*

16 *(b) PARTNERSHIPS.—As part of a partnership or*
 17 *agreement entered into under subsection (a), the Secretary*
 18 *concerned may host events on Federal recreational lands*
 19 *and waters designed to promote outdoor recreation among*
 20 *members of the Armed Forces and veterans.*

21 *(c) FINANCIAL AND TECHNICAL ASSISTANCE.—Under*
 22 *a partnership or agreement entered into pursuant to sub-*
 23 *section (a), the Secretary concerned may provide financial*
 24 *or technical assistance to the entity with which the respec-*

1 *tive Secretary concerned has entered into the partnership*
 2 *or agreement to assist with—*

3 *(1) the planning, development, and execution of*
 4 *events, activities, or programs designed to promote*
 5 *outdoor recreation for members of the Armed Forces*
 6 *or veterans; or*

7 *(2) the acquisition of assistive technology to fa-*
 8 *cilitate improved outdoor recreation opportunities for*
 9 *members of the Armed Forces or veterans.*

10 **SEC. 224. NATIONAL STRATEGY FOR MILITARY AND VET-**
 11 **ERAN RECREATION.**

12 *(a) STRATEGY.—Not later than 1 year after the date*
 13 *of the enactment of this title, the Federal Interagency Coun-*
 14 *cil on Outdoor Recreation established under section 113*
 15 *shall develop and make public a strategy to increase visits*
 16 *to Federal recreational lands and waters by members of the*
 17 *Armed Forces, veterans, and Gold Star Family members.*

18 *(b) REQUIREMENTS.—A strategy developed under sub-*
 19 *section (a)—*

20 *(1) shall—*

21 *(A) establish objectives and quantifiable tar-*
 22 *gets for increasing visits to Federal recreational*
 23 *lands and waters by members of the Armed*
 24 *Forces, veterans, and Gold Star Family mem-*
 25 *bers;*

1 (B) include an opportunity for public no-
2 tice and comment;

3 (C) emphasize increased recreation opportu-
4 nities on Federal recreational lands and waters
5 for members of the Armed Forces, veterans, and
6 Gold Star Family members; and

7 (D) provide the anticipated costs to achieve
8 the objectives and meet the targets established
9 under subparagraph (A); and

10 (2) shall not establish any preference between
11 similar recreation facilitated by noncommercial or
12 commercial entities.

13 (c) *UPDATE TO STRATEGY*.—Not later than 5 years
14 after the date of the publication of the strategy required
15 under subsection (a), and every 5 years thereafter, the Fed-
16 eral Interagency Council on Outdoor Recreation shall up-
17 date the strategy and make public the update.

18 **SEC. 225. RECREATION RESOURCE ADVISORY COMMITTEES.**

19 Section 804(d) of the Federal Lands Recreation En-
20 hancement Act (16 U.S.C. 6803(d)), is amended—

21 (1) in paragraph (5)(A), by striking “11” and
22 inserting “12”; and

23 (2) in paragraph (5)(D)(ii)—

24 (A) by striking “Three” and inserting
25 “Four”; and

1 (B) after subclause (III), by inserting the
2 *following:*

3 “(IV) Veterans organizations, as
4 *such term is defined in section 201 of*
5 *the EXPLORE Act.”; and*

6 (3) in paragraph (8) by striking “Eight” and
7 *inserting “Six”.*

8 **SEC. 226. CAREER AND VOLUNTEER OPPORTUNITIES FOR**
9 **VETERANS.**

10 (a) *VETERAN HIRING.*—*The Secretaries are strongly*
11 *encouraged to hire veterans in all positions related to the*
12 *management of Federal recreational lands and waters.*

13 (b) *PILOT PROGRAM.*—

14 (1) *ESTABLISHMENT.*—*The Secretary, in con-*
15 *sultation with the Assistant Secretary of Labor for*
16 *Veterans’ Employment and Training and the Sec-*
17 *retary of Veterans Affairs, shall establish a pilot pro-*
18 *gram under which veterans are employed by the Fed-*
19 *eral Government in positions that relate to the con-*
20 *servation and resource management activities of the*
21 *Department of the Interior.*

22 (2) *POSITIONS.*—*The Secretary shall—*

23 (A) *identify vacant positions in the Depart-*
24 *ment of the Interior that are appropriate to fill*
25 *using the pilot program; and*

1 (B) *to the extent practicable, fill such posi-*
2 *tions using the pilot program.*

3 (3) *APPLICATION OF CIVIL SERVICE LAWS.—A*
4 *veteran employed under the pilot program shall be*
5 *treated as an employee as defined by section 2105 of*
6 *title 5, United States Code.*

7 (4) *BRIEFINGS AND REPORT.—*

8 (A) *INITIAL BRIEFING.—Not later than 60*
9 *days after the date of the enactment of this title,*
10 *the Secretary and the Assistant Secretary of*
11 *Labor for Veterans' Employment and Training*
12 *shall jointly provide to the appropriate congres-*
13 *sional committees a briefing on the pilot pro-*
14 *gram under this subsection, which shall in-*
15 *clude—*

16 (i) *a description of how the pilot pro-*
17 *gram will be carried out in a manner to re-*
18 *duce the unemployment of veterans; and*

19 (ii) *any recommendations for legisla-*
20 *tive actions to improve the pilot program.*

21 (B) *IMPLEMENTATION BRIEFING.—Not later*
22 *than 1 year after the date on which the pilot*
23 *program under subsection (a) commences, the*
24 *Secretary and the Assistant Secretary of Labor*
25 *for Veterans' Employment and Training shall*

1 *jointly provide to the appropriate congressional*
2 *committees a briefing on the implementation of*
3 *the pilot program.*

4 (C) *FINAL REPORT.*—*Not later than 30*
5 *days after the date on which the pilot program*
6 *under subsection (a) terminates under paragraph*
7 *(5), the Secretary and the Assistant Secretary of*
8 *Labor for Veterans' Employment and Training*
9 *shall jointly submit to the appropriate congressional*
10 *committees a report on the pilot program*
11 *that includes the following:*

12 (i) *The number of veterans who ap-*
13 *plied to participate in the pilot program.*

14 (ii) *The number of such veterans em-*
15 *ployed under the pilot program.*

16 (iii) *The number of veterans identified*
17 *in clause (ii) who transitioned to full-time*
18 *positions with the Federal Government after*
19 *participating in the pilot program.*

20 (iv) *Any other information the Sec-*
21 *retary and the Assistant Secretary of Labor*
22 *for Veterans' Employment and Training de-*
23 *termine appropriate with respect to meas-*
24 *uring the effectiveness of the pilot program.*

1 (5) *DURATION.*—*The authority to carry out the*
 2 *pilot program under this subsection shall terminate*
 3 *on the date that is 2 years after the date on which*
 4 *the pilot program commences.*

5 (c) *APPROPRIATE CONGRESSIONAL COMMITTEES DE-*
 6 *FINED.*—*In this section, the term “appropriate congres-*
 7 *sional committees” means—*

8 (1) *the Committee on Veterans’ Affairs and the*
 9 *Committee on Natural Resources of the House of Rep-*
 10 *resentatives; and*

11 (2) *the Committee on Veterans’ Affairs and the*
 12 *Committee on Energy and Natural Resources of the*
 13 *Senate.*

14 (d) *OUTDOOR RECREATION PROGRAM ATTENDANCE.*—
 15 *Each Secretary of a military department is encouraged to*
 16 *allow members of the Armed Forces on active duty status*
 17 *to participate in programs related to environmental stew-*
 18 *ardship or guided outdoor recreation.*

19 ***Subtitle C—Youth Access***

20 ***SEC. 231. INCREASING YOUTH RECREATION VISITS TO FED-*** 21 ***ERAL LAND.***

22 (a) *STRATEGY.*—*Not later than 2 years after the date*
 23 *of the enactment of this title, the Secretaries, acting jointly,*
 24 *shall develop and make public a strategy to increase the*

1 *number of youth recreation visits to Federal recreational*
2 *lands and waters.*

3 (b) *REQUIREMENTS.—A strategy developed under sub-*
4 *section (a)—*

5 (1) *shall—*

6 (A) *emphasize increased recreation opportu-*
7 *nities on Federal recreational lands and waters*
8 *for underserved youth;*

9 (B) *establish objectives and quantifiable tar-*
10 *gets for increasing youth recreation visits; and*

11 (C) *provide the anticipated costs to achieve*
12 *the objectives and meet the targets established*
13 *under subparagraph (B); and*

14 (2) *shall not establish any preference between*
15 *similar recreation facilitated by noncommercial or*
16 *commercial entities.*

17 (c) *UPDATE TO STRATEGY.—Not later than 5 years*
18 *after the date of the publication of the strategy required*
19 *under subsection (a), and every 5 years thereafter, the Sec-*
20 *retaries shall update the strategy and make public the up-*
21 *date.*

22 (d) *AGREEMENTS.—The Secretaries may enter into*
23 *contracts or cost-share agreements (including contracts or*
24 *agreements for the acquisition of vehicles) to carry out this*
25 *section.*

1 **SEC. 232. EVERY KID OUTDOORS ACT EXTENSION.**

2 *Section 9001(b) of the John D. Dingell, Jr. Conserva-*
 3 *tion, Management, and Recreation Act (Public Law 116-*
 4 *9) is amended—*

5 *(1) in paragraph (2)(B), by striking “during the*
 6 *period beginning on September 1 and ending on Au-*
 7 *gust 31 of the following year” and inserting “for a*
 8 *12-month period that begins on a date determined by*
 9 *the Secretaries”; and*

10 *(2) in paragraph (5), by striking “the date that*
 11 *is 7 years after the date of enactment of this Act” and*
 12 *inserting “September 30, 2031”.*

13 **TITLE III—SIMPLIFYING OUT-**
 14 **DOOR ACCESS FOR RECRE-**
 15 **ATION**

16 **SEC. 301. DEFINITIONS.**

17 *In this title:*

18 *(1) COMMERCIAL USE AUTHORIZATION.—The*
 19 *term “commercial use authorization” means a com-*
 20 *mercial use authorization to provide services to visi-*
 21 *tors to units of the National Park System under sub-*
 22 *chapter II of chapter 1019 of title 54, United States*
 23 *Code.*

24 *(2) MULTIJURISDICTIONAL TRIP.—The term*
 25 *“multijurisdictional trip” means a trip that—*

1 (A) uses 2 or more units of Federal rec-
2 reational lands and waters; and

3 (B) is under the jurisdiction of 2 or more
4 Federal land management agencies.

5 (3) *RECREATION SERVICE PROVIDER*.—The term
6 “recreation service provider” has the meaning given
7 the term in section 802 of the Federal Lands Recre-
8 ation Enhancement Act (16 U.S.C. 6801) (as amend-
9 ed by section 311).

10 (4) *SPECIAL RECREATION PERMIT*.—The term
11 “special recreation permit” has the meaning given the
12 term in section 802 of the Federal Lands Recreation
13 Enhancement Act (16 U.S.C. 6801) (as amended by
14 section 311).

15 (5) *VISITOR-USE DAY*.—The term “visitor-use
16 day” means a visitor-use day, user day, launch, or
17 other metric used by the Secretary concerned for pur-
18 poses of authorizing use under a special recreation
19 permit.

20 ***Subtitle A—Modernizing Recreation*** 21 ***Permitting***

22 ***SEC. 311. SPECIAL RECREATION PERMIT AND FEE.***

23 (a) *DEFINITIONS*.—Section 802 of the Federal Lands
24 Recreation Enhancement Act (16 U.S.C. 6801) is amend-
25 ed—

1 (1) in the matter preceding paragraph (1), by
2 striking “this Act” and inserting “this title”;

3 (2) in paragraph (1), by striking “section 3(f)”
4 and inserting “section 803(f)”;

5 (3) in paragraph (2), by striking “section 3(g)”
6 and inserting “section 803(g)”;

7 (4) in paragraph (6), by striking “section 5”
8 and inserting “section 805”;

9 (5) in paragraph (9), by striking “section 5”
10 and inserting “section 805”;

11 (6) in paragraph (12), by striking “section 7”
12 and inserting “section 807”;

13 (7) in paragraph (13), by striking “section 3(h)”
14 and inserting “section 803(h)(2)”;

15 (8) by redesignating paragraphs (1), (3), (4),
16 (5), (6), (7), (8), (9), (10), (11), and (13) as para-
17 graphs (15), (1), (3), (4), (5), (6), (7), (8), (11), (10),
18 and (14), respectively, and arranging the paragraphs
19 (as so redesignated) to appear in numerical order;

20 (9) by inserting after paragraph (8) (as so redes-
21 ignated) the following:

22 “(9) *RECREATION SERVICE PROVIDER.*—The
23 term ‘recreation service provider’ means a person that
24 provides recreational services to the public under a

1 *special recreation permit under clause (iii) or (iv) of*
2 *paragraph (13)(A).”;*

3 *(10) by inserting after paragraph (12) the fol-*
4 *lowing:*

5 *“(13) SPECIAL RECREATION PERMIT.—*

6 *“(A) IN GENERAL.—The term ‘special recre-*
7 *ation permit’ means a permit issued by a Fed-*
8 *eral land management agency for the use of Fed-*
9 *eral recreational lands and waters—*

10 *“(i) for a specialized recreational use*
11 *not described in clause (ii), (iii), or (iv),*
12 *such as—*

13 *“(I) an organizational camp;*

14 *“(II) a single event that does not*
15 *require an entry or participation fee*
16 *that is not strictly a sharing of ex-*
17 *penses for the purposes of the event;*
18 *and*

19 *“(III) participation by the public*
20 *in a recreation activity or recreation*
21 *use of a specific area of Federal rec-*
22 *reational lands and waters in which*
23 *use by the public is allocated;*

24 *“(ii) for a large-group activity or event*
25 *of 75 participants or more;*

1 “(iii) for—

2 “(I) at the discretion of the Sec-
3 retary, a single organized group recre-
4 ation activity or event (including an
5 activity or event in which motorized
6 recreational vehicles are used or in
7 which outfitting and guiding services
8 are used) that—

9 “(aa) is a structured or
10 scheduled event or activity;

11 “(bb) is not competitive and
12 is for fewer than 75 participants;

13 “(cc) may charge an entry or
14 participation fee;

15 “(dd) involves fewer than 200
16 visitor-use days; and

17 “(ee) is undertaken or pro-
18 vided by the recreation service
19 provider at the same site not more
20 frequently than 3 times a year;

21 “(II) a single competitive event;

22 or

23 “(III) at the discretion of the Sec-
24 retary, a recurring organized group

1 *recreation activity (including an out-*
2 *fitting and guiding activity) that—*

3 *“(aa) is a structured or*
4 *scheduled activity;*

5 *“(bb) is not competitive;*

6 *“(cc) may charge a partici-*
7 *pation fee;*

8 *“(dd) occurs in a group size*
9 *of fewer than 7 participants;*

10 *“(ee) involves fewer than 40*
11 *visitor-use days; and*

12 *“(ff) is undertaken or pro-*
13 *vided by the recreation service*
14 *provider for a term of not more*
15 *than 180 days; or*

16 *“(iv) for—*

17 *“(I) a recurring outfitting, guid-*
18 *ing, or, at the discretion of the Sec-*
19 *retary, other recreation service, the au-*
20 *thorization for which is for a term of*
21 *not more than 10 years; or*

22 *“(II) a recurring outfitting, guid-*
23 *ing, or, at the discretion of the Sec-*
24 *retary, other recreation service, that oc-*
25 *curs under a temporary special recre-*

1 *ation permit authorized under section*
 2 *316 of the EXPLORE Act.*

3 *“(B) EXCLUSIONS.—The term ‘special recre-*
 4 *ation permit’ does not include—*

5 *“(i) a concession contract for the provi-*
 6 *sion of accommodations, facilities, or serv-*
 7 *ices;*

8 *“(ii) a commercial use authorization*
 9 *issued under section 101925 of title 54,*
 10 *United States Code; or*

11 *“(iii) any other type of permit, includ-*
 12 *ing a special use permit administered by*
 13 *the National Park Service.”; and*

14 *(11) by inserting at the end the following:*

15 *“(16) STATE.—The term ‘State’ means each of*
 16 *the several States, the District of Columbia, and each*
 17 *territory of the United States.”.*

18 *(b) SPECIAL RECREATION PERMITS AND FEES.—Sec-*
 19 *tion 803 of the Federal Lands Recreation Enhancement Act*
 20 *(16 U.S.C. 6802) is amended—*

21 *(1) by striking “this Act” each place it appears*
 22 *and inserting “this title”;*

23 *(2) in subsection (b)(5), by striking “section*
 24 *4(d)” and inserting “section 804(d)”;* and

1 (3) *by striking subsection (h) and inserting the*
2 *following:*

3 “(h) *SPECIAL RECREATION PERMITS AND FEES.—*

4 “(1) *SPECIAL RECREATION PERMITS.—*

5 “(A) *APPLICATIONS.—The Secretary—*

6 “(i) *may develop and make available*
7 *to the public an application to obtain a spe-*
8 *cial recreation permit described in clause*
9 *(i) of section 802(13)(A); and*

10 “(ii) *shall develop and make available*
11 *to the public an application to obtain a spe-*
12 *cial recreation permit described in each of*
13 *clauses (ii) through (iv) of section*
14 *802(13)(A).*

15 “(B) *ISSUANCE OF PERMITS.—On review of*
16 *a completed application developed under sub-*
17 *paragraph (A), as applicable, and a determina-*
18 *tion by the Secretary that the applicant is eligi-*
19 *ble for the special recreation permit, the Sec-*
20 *retary may issue to the applicant a special*
21 *recreation permit, subject to any terms and con-*
22 *ditions that are determined to be necessary by*
23 *the Secretary.*

24 “(C) *INCIDENTAL SALES.—A special recre-*
25 *ation permit issued under this paragraph may*

1 include an authorization for sales that are inci-
2 dental in nature to the permitted use of the Fed-
3 eral recreational lands and waters, except where
4 otherwise prohibited by law.

5 “(2) *SPECIAL RECREATION PERMIT FEES.*—

6 “(A) *IN GENERAL.*—The Secretary may
7 charge a special recreation permit fee for the
8 issuance of a special recreation permit in ac-
9 cordance with this paragraph.

10 “(B) *PREDETERMINED SPECIAL RECRE-*
11 *ATION PERMIT FEES.*—

12 “(i) *IN GENERAL.*—For purposes of
13 subparagraphs (D) and (E) of this para-
14 graph, the Secretary shall establish and
15 may charge a predetermined fee, described
16 in clause (ii) of this subparagraph, for a
17 special recreation permit described in clause
18 (iii) or (iv) of section 802(13)(A) for a spe-
19 cific type of use on a unit of Federal rec-
20 reational lands and waters, consistent with
21 the criteria set forth in clause (iii) of this
22 subparagraph.

23 “(ii) *TYPE OF FEE.*—A predetermined
24 fee described in clause (i) shall be—

1 “(I) a fixed fee that is assessed
2 per special recreation permit, includ-
3 ing a fee with an associated size limi-
4 tation or other criteria as determined
5 to be appropriate by the Secretary; or

6 “(II) an amount assessed per vis-
7 itor-use day.

8 “(iii) CRITERIA.—A predetermined fee
9 under clause (i) shall—

10 “(I) have been established before
11 the date of the enactment of the EX-
12 PLORE Act;

13 “(II) be established after the date
14 of the enactment of the EXPLORE Act,
15 in accordance with subsection (b);

16 “(III)(aa) be established after the
17 date of the enactment of the EX-
18 PLORE Act; and

19 “(bb) be comparable to an amount
20 described in subparagraph (D)(ii) or
21 (E)(ii), as applicable; or

22 “(IV) beginning on the date that
23 is 2 years after the date of the enact-
24 ment of the EXPLORE Act, be \$6 per
25 visitor-use day in instances in which

1 *the Secretary has not established a pre-*
2 *determined fee under subclause (I),*
3 *(II), or (III).*

4 “(C) *CALCULATION OF FEES FOR SPECIAL-*
5 *IZED RECREATIONAL USES AND LARGE-GROUP*
6 *ACTIVITIES OR EVENTS.—The Secretary may, at*
7 *the discretion of the Secretary, establish and*
8 *charge a fee for a special recreation permit de-*
9 *scribed in clause (i) or (ii) of section 802(13)(A).*

10 “(D) *CALCULATION OF FEES FOR SINGLE*
11 *ORGANIZED GROUP RECREATION ACTIVITIES OR*
12 *EVENTS, COMPETITIVE EVENTS, AND CERTAIN RE-*
13 *CURRING ORGANIZED GROUP RECREATION AC-*
14 *TIVITIES.—If the Secretary elects to charge a fee*
15 *for a special recreation permit described in sec-*
16 *tion 802(13)(A)(iii), the Secretary shall charge*
17 *the recreation service provider, based on the elec-*
18 *tion of the recreation service provider—*

19 “(i) *the applicable predetermined fee*
20 *established under subparagraph (B); or*

21 “(ii) *an amount equal to a percentage*
22 *of, to be determined by the Secretary, but to*
23 *not to exceed 5 percent of, adjusted gross re-*
24 *ceipts calculated under subparagraph (F).*

1 “(E) *CALCULATION OF FEES FOR TEM-*
 2 *PORARY PERMITS AND LONG-TERM PERMITS.—*
 3 *Subject to subparagraph (G), if the Secretary*
 4 *elects to charge a fee for a special recreation per-*
 5 *mit described in section 802(13)(A)(iv), the Sec-*
 6 *retary shall charge the recreation service pro-*
 7 *vider, based on the election of the recreation serv-*
 8 *ice provider—*

9 “(i) *the applicable predetermined fee*
 10 *established under subparagraph (B); or*

11 “(ii) *an amount equal to a percentage*
 12 *of, to be determined by the Secretary, but*
 13 *not to exceed 3 percent of, adjusted gross re-*
 14 *ceipts calculated under subparagraph (F).*

15 “(F) *ADJUSTED GROSS RECEIPTS.—For the*
 16 *purposes of subparagraphs (D)(ii) and (E)(ii),*
 17 *the Secretary shall calculate the adjusted gross*
 18 *receipts collected for each trip or event author-*
 19 *ized under a special recreation permit, using ei-*
 20 *ther of the following calculations, based on the*
 21 *election of the recreation service provider:*

22 “(i) *The sum of—*

23 “(I) *the product obtained by mul-*
 24 *tiplying—*

1 “(aa) the general amount
2 paid by participants of the trip or
3 event to the recreation service pro-
4 vider for the applicable trip or
5 event (excluding amounts related
6 to goods, souvenirs, merchandise,
7 gear, and additional food pro-
8 vided or sold by the recreation
9 service provider); and

10 “(bb) the quotient obtained
11 by dividing—

12 “(AA) the number of
13 days of the trip or event that
14 occurred on Federal rec-
15 reational lands and waters
16 covered by the special recre-
17 ation permit, rounded to the
18 nearest whole day; by

19 “(BB) the total number
20 of days of the trip or event;
21 and

22 “(II) the amount of any addi-
23 tional revenue received by the recre-
24 ation service provider for an add-on
25 activity or an optional excursion that

1 *occurred on the Federal recreational*
2 *lands and waters covered by the special*
3 *recreation permit.*

4 “(ii) *The difference between—*

5 “(I) *the total cost paid by the*
6 *participants of the trip or event for the*
7 *trip or event to the recreation service*
8 *provider, including any additional rev-*
9 *enue received by the recreation service*
10 *provider for an add-on activity or an*
11 *optional excursion that occurred on the*
12 *Federal recreational lands and waters*
13 *covered by the special recreation per-*
14 *mit; and*

15 “(II) *the sum of—*

16 “(aa) *the amount of any rev-*
17 *enues from goods, souvenirs, mer-*
18 *chandise, gear, and additional*
19 *food provided or sold by the recre-*
20 *ation service provider to the par-*
21 *ticipants of the applicable trip or*
22 *event;*

23 “(bb) *the amount of any costs*
24 *or revenues from services and ac-*
25 *tivities provided or sold by the*

1 *recreation service provider to the*
2 *participants of the trip or event*
3 *that occurred in a location other*
4 *than the Federal recreational*
5 *lands and waters covered by the*
6 *special recreation permit (includ-*
7 *ing costs for travel and lodging*
8 *outside the Federal recreational*
9 *lands and waters covered by the*
10 *special recreation permit); and*

11 *“(cc) the amount of any reve-*
12 *nues from any service provided by*
13 *a recreation service provider for*
14 *an activity on Federal rec-*
15 *reational lands and waters that is*
16 *not covered by the special recre-*
17 *ation permit.*

18 “(G) *EXCEPTION.*—*Notwithstanding sub-*
19 *paragraph (E), the Secretary may charge a*
20 *recreation service provider a minimum annual*
21 *fee for a special recreation permit described in*
22 *section 802(13)(A)(iv).*

23 “(H) *SAVINGS CLAUSES.*—

24 “(i) *EFFECT.*—*Nothing in this para-*
25 *graph affects any fee for—*

1 “(I) a concession contract admin-
2 istered by the National Park Service or
3 the United States Fish and Wildlife
4 Service for the provision of accom-
5 modations, facilities, or services; or

6 “(II) a commercial use authoriza-
7 tion or special use permit for use of
8 Federal recreational lands and waters
9 managed by the National Park Service.

10 “(ii) *COST RECOVERY*.—Nothing in
11 this paragraph affects the ability of the Sec-
12 retary to recover any administrative costs
13 under section 320 of the *EXPLORE Act*.

14 “(iii) *SPECIAL RECREATION PERMIT*
15 *FEES AND OTHER RECREATION FEES*.—The
16 collection of a special recreation permit fee
17 under this paragraph shall not affect the
18 authority of the Secretary to collect an en-
19 trance fee, a standard amenity recreation
20 fee, or an expanded amenity recreation fee
21 authorized under subsections (e), (f), and
22 (g).

23 “(i) *DISCLOSURE OF RECREATION FEES AND USE OF*
24 *RECREATION FEES*.—

1 “(1) NOTICE OF ENTRANCE FEES, STANDARD
2 AMENITY RECREATION FEES, EXPANDED AMENITY
3 RECREATION FEES, AND AVAILABLE RECREATION
4 PASSES.—

5 “(A) IN GENERAL.—*The Secretary shall*
6 *post clear notice of any entrance fee, standard*
7 *amenity recreation fee, expanded amenity recre-*
8 *ation fee, and available recreation passes—*

9 “(i) *at appropriate locations in each*
10 *unit or area of Federal recreational land*
11 *and waters at which an entrance fee, stand-*
12 *ard amenity recreation fee, or expanded*
13 *amenity recreation fee is charged; and*

14 “(ii) *on the appropriate website for*
15 *such unit or area.*

16 “(B) PUBLICATIONS.—*The Secretary shall*
17 *include in publications distributed at a unit or*
18 *area or described in subparagraph (A) the notice*
19 *described in that subparagraph.*

20 “(2) NOTICE OF USES OF RECREATION FEES.—
21 *Beginning on January 1, 2026, the Secretary shall*
22 *annually post, at the location at which a recreation*
23 *fee described in paragraph (1)(A) is collected, clear*
24 *notice of—*

1 “(A) *the total recreation fees collected dur-*
2 *ing each of the 2 preceding fiscal years at the re-*
3 *spective unit or area of the Federal land man-*
4 *agement agency; and*

5 “(B) *each use during the preceding fiscal*
6 *year of the applicable recreation fee or recreation*
7 *pass revenues collected under this section.*

8 “(3) *NOTICE OF RECREATION FEE PROJECTS.—*
9 *To the extent practicable, the Secretary shall post*
10 *clear notice at the location at which work is per-*
11 *formed using recreation fee and recreation pass reve-*
12 *nues collected under this section.*

13 “(4) *CENTRALIZED REPORTING ON AGENCY*
14 *WEBSITES.—*

15 “(A) *IN GENERAL.—Not later than January*
16 *1, 2025, and not later than 60 days after the be-*
17 *ginning of each fiscal year thereafter, the Sec-*
18 *retary shall post on the website of the applicable*
19 *Federal land management agency a searchable*
20 *list of each use during the preceding fiscal year*
21 *of the recreation fee or recreation pass revenues*
22 *collected under this section.*

23 “(B) *LIST COMPONENTS.—The list required*
24 *under subparagraph (A) shall include, with re-*

1 *spect to each use described in that subpara-*
 2 *graph—*

3 *“(i) a title and description of the over-*
 4 *all project;*

5 *“(ii) a title and description for each*
 6 *component of the project;*

7 *“(iii) the location of the project; and*

8 *“(iv) the amount obligated for the*
 9 *project.*

10 *“(5) NOTICE TO CUSTOMERS.—A recreation serv-*
 11 *ice provider may inform a customer of the recreation*
 12 *service provider of any fee charged by the Secretary*
 13 *under this section.”.*

14 *(c) CONFORMING AMENDMENT.—Section 804 of the*
 15 *Federal Lands Recreation Enhancement Act (16 U.S.C.*
 16 *6803) is amended by striking subsection (e).*

17 *(d) USE OF SPECIAL RECREATION PERMIT REV-*
 18 *ENUE.—Section 808 of the Federal Lands Recreation En-*
 19 *hancement Act (16 U.S.C. 6807) is amended—*

20 *(1) by striking “this Act” each place it appears*
 21 *and inserting “this title”;*

22 *(2) in subsection (a)(3)—*

23 *(A) in subparagraph (E), by striking “and”*
 24 *at the end;*

1 (B) in subparagraph (F), by striking “6(a)
2 or a visitor reservation service.” and inserting
3 “806(a) or a visitor reservation service;”; and

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

5 “(G) the processing of special recreation
6 permit applications and administration of spe-
7 cial recreation permits; and

8 “(H) the improvement of the operation of
9 the special recreation permit program under sec-
10 tion 803(h).”; and

11 (3) in subsection (d)—

12 (A) in paragraph (1), by striking “section
13 5(a)(7)” and inserting “section 805(a)(7)”; and

14 (B) in paragraph (2), by striking “section
15 5(d)” and inserting “section 805(d)”.

16 (e) *REAUTHORIZATION*.—Section 810 of the Federal
17 Lands Recreation Enhancement Act (16 U.S.C. 6809) is
18 amended by striking “2019” and inserting “2031”.

19 **SEC. 312. PERMITTING PROCESS IMPROVEMENTS.**

20 (a) *IN GENERAL*.—To simplify the process of the
21 issuance and or reissuance of special recreation permits and
22 reduce the cost of administering special recreation permits
23 under section 803(h) of the Federal Lands Recreation En-
24 hancement Act (16 U.S.C. 6802) (as amended by this title),
25 the Secretaries shall each—

1 (1) *during the period beginning on January 1,*
2 *2021, and ending on January 1, 2025—*

3 (A) *evaluate the process for issuing special*
4 *recreation permits; and*

5 (B) *based on the evaluation under subpara-*
6 *graph (A), identify opportunities to—*

7 (i) *eliminate duplicative processes with*
8 *respect to issuing special recreation permits;*

9 (ii) *reduce costs for the issuance of spe-*
10 *cial recreation permits;*

11 (iii) *decrease processing times for spe-*
12 *cial recreation permits; and*

13 (iv) *issue simplified special recreation*
14 *permits, including special recreation per-*
15 *mits for an organized group recreation ac-*
16 *tivity or event under subsection (e); and*

17 (2) *not later than 1 year after the date on which*
18 *the Secretaries complete their respective evaluation*
19 *and identification processes under paragraph (1), re-*
20 *vis, as necessary, relevant agency regulations and*
21 *guidance documents, including regulations and guid-*
22 *ance documents relating to the environmental review*
23 *process, for special recreation permits to implement*
24 *the improvements identified under paragraph (1)(B).*

25 (b) *ENVIRONMENTAL REVIEWS.—*

1 (1) *IN GENERAL.*—*The Secretary concerned shall,*
2 *to the maximum extent practicable, utilize available*
3 *tools, including tiering to existing programmatic re-*
4 *views, as appropriate, to facilitate an effective and ef-*
5 *ficient environmental review process for activities un-*
6 *dertaken by the Secretary concerned relating to the*
7 *issuance of special recreation permits.*

8 (2) *CATEGORICAL EXCLUSIONS.*—*Not later than*
9 *2 years after the date of the enactment of this title,*
10 *the Secretary concerned shall—*

11 (A) *evaluate whether existing categorical ex-*
12 *clusions available to the Secretary concerned on*
13 *the date of the enactment of this title are con-*
14 *sistent with the provisions of this title;*

15 (B) *evaluate whether a modification of an*
16 *existing categorical exclusion or the establish-*
17 *ment of 1 or more new categorical exclusions de-*
18 *veloped in compliance with the National Envi-*
19 *ronmental Policy Act of 1969 (42 U.S.C. 4321 et*
20 *seq.) is necessary to undertake an activity de-*
21 *scribed in paragraph (1) in a manner consistent*
22 *with the authorities and requirements in this*
23 *title; and*

24 (C) *revise relevant agency regulations and*
25 *policy statements and guidance documents, as*

1 *necessary, to modify existing categorical exclu-*
2 *sions or incorporate new categorical exclusions*
3 *based on evaluations conducted under this para-*
4 *graph.*

5 (c) *NEEDS ASSESSMENTS.—Except as required under*
6 *subsection (c) or (d) of section 4 of the Wilderness Act (16*
7 *U.S.C. 1133), the Secretary concerned shall not conduct a*
8 *needs assessment as a condition of issuing a special recre-*
9 *ation permit under section 803(h) of the Federal Lands*
10 *Recreation Enhancement Act (16 U.S.C. 6802) (as amended*
11 *by this title).*

12 (d) *ONLINE APPLICATIONS.—Not later than 3 years*
13 *after the date of the enactment of this title, the Secretaries*
14 *shall make the application for a special recreation permit*
15 *under section 803(h) of the Federal Lands Recreation En-*
16 *hancement Act (16 U.S.C. 6802) (as amended by this title),*
17 *including a reissuance of a special recreation permit under*
18 *that section, available for completion and submission—*

19 (1) *online;*

20 (2) *by mail or electronic mail; and*

21 (3) *in person at the field office for the applicable*
22 *Federal recreational lands and waters.*

23 (e) *SPECIAL RECREATION PERMITS FOR AN ORGA-*
24 *NIZED GROUP RECREATION ACTIVITY OR EVENT.—*

25 (1) *DEFINITIONS.—In this subsection:*

1 (A) *SPECIAL RECREATION PERMIT FOR AN*
2 *ORGANIZED GROUP RECREATION ACTIVITY OR*
3 *EVENT.—The term “special recreation permit for*
4 *an organized group recreation activity or event”*
5 *means a special recreation permit described in*
6 *subclause (I) or (III) of paragraph (13)(A)(iii)*
7 *of section 802 of the Federal Lands Recreation*
8 *Enhancement Act (16 U.S.C. 6801) (as amended*
9 *by this title).*

10 (B) *YOUTH GROUP.—The term “youth*
11 *group” means a recreation service provider that*
12 *predominantly serves individuals not older than*
13 *25 years of age.*

14 (2) *EXEMPTION FROM CERTAIN ALLOCATIONS OF*
15 *USE.—If the Secretary concerned allocates visitor-use*
16 *days available for an area or activity on Federal rec-*
17 *reational lands and waters among recreation service*
18 *providers that hold a permit described in paragraph*
19 *(13)(A)(iv) of section 802 of the Federal Lands Recre-*
20 *ation Enhancement Act (16 U.S.C. 6801) (as amend-*
21 *ed by this title), a special recreation permit for an or-*
22 *ganized group recreation activity or event shall not be*
23 *subject to that allocation of visitor-use days.*

24 (3) *ISSUANCE.—In accordance with paragraphs*
25 *(5) and (6), if use by the general public is not subject*

1 to a limited entry permit system and if capacity is
2 available for the times or days in which the proposed
3 activity or event would be undertaken, on request of
4 a recreation service provider (including a youth
5 group) to conduct an organized group recreation ac-
6 tivity or event described in subclause (I) or (III) of
7 paragraph (13)(A)(iii) of section 802 of the Federal
8 Lands Recreation Enhancement Act (16 U.S.C. 6801)
9 (as amended by this title), the Secretary concerned—

10 (A) shall make a nominal effects determina-
11 tion to determine whether the proposed activity
12 or event would have more than nominal effects
13 on Federal recreational lands and waters, re-
14 sources, and programs; and

15 (B)(i) shall not require a recreation service
16 provider (including a youth group) to obtain a
17 special recreation permit for an organized group
18 recreation activity or event if the Secretary con-
19 cerned determines—

20 (I) the proposed activity or event to be
21 undertaken would have only nominal effects
22 on Federal recreational lands and waters,
23 resources, and programs; and

24 (II) establishing additional terms and
25 conditions for the proposed activity or event

1 *is not necessary to protect or avoid conflict*
2 *on or with Federal recreational lands and*
3 *waters, resources, and programs;*

4 *(ii) in the case of an organized group recre-*
5 *ation activity or event described in section*
6 *802(13)(A)(iii)(I) of that Act, may issue to a*
7 *recreation service provider (including a youth*
8 *group) a special recreation permit for an orga-*
9 *nized group recreation activity or event, subject*
10 *to any terms and conditions as are determined*
11 *to be appropriate by the Secretary concerned, if*
12 *the Secretary concerned determines—*

13 *(I) the proposed activity or event to be*
14 *undertaken would have only nominal effects*
15 *on Federal recreational lands and waters,*
16 *resources, and programs; and*

17 *(II) establishing additional terms and*
18 *conditions for the proposed activity or event*
19 *is necessary to protect or avoid conflict on*
20 *or with Federal recreational lands and*
21 *waters, resources, and programs;*

22 *(iii) in the case of an organized group*
23 *recreation activity or event described in section*
24 *802(13)(A)(iii)(III) of that Act, shall issue to a*
25 *recreation service provider (including a youth*

1 group) a special recreation permit for an orga-
2 nized group recreation activity or event, subject
3 to such terms and conditions determined to be
4 appropriate by the Secretary concerned, if the
5 Secretary concerned determines—

6 (I) the proposed activity or event to be
7 undertaken would have only nominal effects
8 on Federal recreational lands and waters,
9 resources, and programs; and

10 (II) establishing additional terms and
11 conditions for the proposed activity or event
12 is necessary to protect or avoid conflict on
13 or with Federal recreational lands and
14 waters, resources, and programs; and

15 (iv) may issue to a recreation service pro-
16 vider (including a youth group) a special recre-
17 ation permit for an organized group recreation
18 activity or event, subject to any terms and condi-
19 tions determined to be appropriate by the Sec-
20 retary concerned, if the Secretary concerned de-
21 termines—

22 (I) the proposed activity or event to be
23 undertaken may have more than nominal
24 effects on Federal recreational lands and
25 waters, resources, and programs; and

1 (II) *establishing additional terms and*
2 *conditions for the proposed activity or event*
3 *would be necessary to protect or avoid con-*
4 *flict on or with Federal recreational lands*
5 *and waters, resources, and programs.*

6 (4) *FEEES.—The Secretary concerned may elect*
7 *not to charge a fee to a recreation service provider*
8 *(including a youth group) for a special recreation*
9 *permit for an organized group recreation activity or*
10 *event.*

11 (5) *SAVINGS CLAUSE.—Nothing in this sub-*
12 *section prevents the Secretary concerned from lim-*
13 *iting or abating the allowance of a proposed activity*
14 *or event under paragraph (3)(B)(i) or the issuance of*
15 *a special recreation permit for an organized group*
16 *recreation activity or event, based on resource condi-*
17 *tions, administrative burdens, or safety issues.*

18 (6) *QUALIFICATIONS.—A special recreation per-*
19 *mit for an organized group recreation activity or*
20 *event issued under paragraph (3) shall be subject to*
21 *the health and safety standards required by the Sec-*
22 *retary concerned for a permit issued under paragraph*
23 *(13)(A)(iv) of section 802 of the Federal Lands Recre-*
24 *ation Enhancement Act (16 U.S.C. 6801) (as amend-*
25 *ed by this title).*

1 **SEC. 313. PERMIT FLEXIBILITY.**

2 (a) *IN GENERAL.*—*The Secretary concerned shall es-*
3 *tablish guidelines to allow a holder of a special recreation*
4 *permit under subsection (h) of section 803 of the Federal*
5 *Lands Recreation Enhancement Act (16 U.S.C. 6802) (as*
6 *amended by this title), to engage in another recreational*
7 *activity under the special recreation permit that is substan-*
8 *tially similar to the specific activity authorized under the*
9 *special recreation permit.*

10 (b) *CRITERIA.*—*For the purposes of this section, a rec-*
11 *reational activity shall be considered to be a substantially*
12 *similar recreational activity if the recreational activity—*

13 (1) *is comparable in type, nature, scope, and ec-*
14 *ological setting to the specific activity authorized*
15 *under the special recreation permit;*

16 (2) *does not result in a greater impact on nat-*
17 *ural and cultural resources than the impact of the au-*
18 *thorized activity;*

19 (3) *does not adversely affect—*

20 (A) *any other holder of a special recreation*
21 *permit or other permit; or*

22 (B) *any other authorized use of the Federal*
23 *recreational lands and waters; and*

24 (4) *is consistent with—*

25 (A) *any applicable laws (including regula-*
26 *tions); and*

1 (B) the land management plan, resource
2 management plan, or equivalent plan applicable
3 to the Federal recreational lands and waters.

4 (c) *SURRENDER OF UNUSED VISITOR-USE DAYS.*—

5 (1) *IN GENERAL.*—A recreation service provider
6 holding a special recreation permit described in para-
7 graph (13)(A)(iv) of section 802 of the Federal Lands
8 Recreation Enhancement Act (16 U.S.C. 6801) (as
9 amended by this title) may—

10 (A) notify the Secretary concerned of an in-
11 ability to use visitor-use days annually allocated
12 to the recreation service provider under the spe-
13 cial recreation permit; and

14 (B) surrender to the Secretary concerned the
15 unused visitor-use days for the applicable year
16 for temporary reassignment under section
17 318(b).

18 (2) *DETERMINATION.*—To ensure a recreation
19 service provider described in paragraph (1) is able to
20 make an informed decision before surrendering any
21 unused visitor-use day under paragraph (1)(B), the
22 Secretary concerned shall, on the request of the appli-
23 cable recreation service provider, determine and no-
24 tify the recreation service provider whether the unused
25 visitor-use day meets the requirement described in sec-

1 *tion 317(b)(3)(B) before the recreation service pro-*
 2 *vider surrenders the unused visitor-use day.*

3 *(d) EFFECT.—Nothing in this section affects any au-*
 4 *thority of, regulation issued by, or decision of the Secretary*
 5 *concerned relating to the use of electric bicycles on Federal*
 6 *recreational lands and waters under any other Federal law.*

7 **SEC. 314. PERMIT ADMINISTRATION.**

8 *(a) PERMIT AVAILABILITY.—*

9 *(1) NOTIFICATIONS OF PERMIT AVAILABILITY.—*

10 *(A) IN GENERAL.—Except as provided in*
 11 *subparagraph (B), in an area of Federal rec-*
 12 *reational lands and waters in which use by*
 13 *recreation service providers is allocated, if the*
 14 *Secretary concerned determines that visitor-use*
 15 *days are available for allocation to recreation*
 16 *service providers or holders of a commercial use*
 17 *authorization for outfitting and guiding, the Sec-*
 18 *retary concerned shall publish that information*
 19 *on the website of the agency that administers the*
 20 *applicable area of Federal recreational lands and*
 21 *waters.*

22 *(B) EFFECT.—Nothing in this paragraph—*

23 *(i) applies to—*

24 *(I) the reissuance of an existing*
 25 *special recreation permit or commer-*

1 cial use authorization for outfitting
2 and guiding; or

3 (II) the issuance of a new special
4 recreation permit or new commercial
5 use authorization for outfitting and
6 guiding issued to the purchaser of—

7 (aa) a recreation service pro-
8 vider that is the holder of an ex-
9 isting special recreation permit;
10 or

11 (bb) a holder of an existing
12 commercial use authorization for
13 outfitting and guiding; or

14 (ii) creates a prerequisite to the
15 issuance of a special recreation permit or
16 commercial use authorization for outfitting
17 and guiding or otherwise limits the author-
18 ity of the Secretary concerned—

19 (I) to issue a new special recre-
20 ation permit or new commercial use
21 authorization for outfitting and guid-
22 ing; or

23 (II) to add a new or additional
24 use to an existing special recreation
25 permit or an existing commercial use

1 *authorization for outfitting and guid-*
2 *ing.*

3 (2) *UPDATES.*—*The Secretary concerned shall*
4 *ensure that information published on the website*
5 *under this subsection is consistently updated to pro-*
6 *vide current and correct information to the public.*

7 (3) *ELECTRONIC MAIL NOTIFICATIONS.*—*The Sec-*
8 *retary concerned shall establish a system by which po-*
9 *tential applicants for special recreation permits or*
10 *commercial use authorizations for outfitting and*
11 *guiding may subscribe to receive notification by elec-*
12 *tronic mail of the availability of special recreation*
13 *permits under section 803(h)(1) of the Federal Lands*
14 *Recreation Enhancement Act (16 U.S.C. 6802) (as*
15 *amended by this title) or commercial use authoriza-*
16 *tions for outfitting and guiding.*

17 (b) *PERMIT APPLICATION OR PROPOSAL ACKNOWL-*
18 *EDGMENT.*—*Not later than 60 days after the date on which*
19 *the Secretary concerned receives a completed application or*
20 *a complete proposal for a special recreation permit under*
21 *section 803(h)(1) of the Federal Lands Recreation Enhance-*
22 *ment Act (16 U.S.C. 6802) (as amended by this title), the*
23 *Secretary concerned shall—*

24 (1) *provide to the applicant notice acknowl-*
25 *edging receipt of the application or proposal; and*

1 (2)(A) *issue a final decision with respect to the*
 2 *application or proposal; or*

3 (B) *provide to the applicant notice of a projected*
 4 *date for a final decision on the application or pro-*
 5 *posal.*

6 (c) *EFFECT.*—*Nothing in this section applies to a con-*
 7 *cession contract issued by the National Park Service for the*
 8 *provision of accommodations, facilities, or services.*

9 **SEC. 315. SERVICE FIRST INITIATIVE; PERMITS FOR MULTI-**
 10 **JURISDICTIONAL TRIPS.**

11 (a) *REPEAL.*—*Section 330 of the Department of the*
 12 *Interior and Related Agencies Appropriations Act, 2001*
 13 *(43 U.S.C. 1703), is repealed.*

14 (b) *COOPERATIVE ACTION AND SHARING OF RE-*
 15 *SOURCES BY THE SECRETARIES OF THE INTERIOR AND AG-*
 16 *RICULTURE.*—

17 (1) *IN GENERAL.*—*For fiscal year 2024, and*
 18 *each fiscal year thereafter, the Secretaries may carry*
 19 *out an initiative, to be known as the “Service First*
 20 *Initiative”, under which the Secretaries, or Federal*
 21 *land management agencies within their departments,*
 22 *may—*

23 (A) *establish programs to conduct projects,*
 24 *planning, permitting, leasing, contracting, and*

1 *other activities, either jointly or on behalf of one*
2 *another;*

3 *(B) co-locate in Federal offices and facilities*
4 *leased by an agency of the Department of the In-*
5 *terior or the Department of Agriculture; and*

6 *(C) issue rules to test the feasibility of*
7 *issuing unified permits, applications, and leases,*
8 *subject to the limitations in this section.*

9 *(2) DELEGATIONS OF AUTHORITY.—The Secre-*
10 *taries may make reciprocal delegations of the respec-*
11 *tive authorities, duties, and responsibilities of the Sec-*
12 *retaries in support of the Service First Initiative*
13 *agency-wide to promote customer service and effi-*
14 *ciency.*

15 *(3) EFFECT.—Nothing in this section alters, ex-*
16 *pands, or limits the applicability of any law (includ-*
17 *ing regulations) to land administered by the Bureau*
18 *of Land Management, National Park Service, United*
19 *States Fish and Wildlife Service, or the Forest Service*
20 *or matters under the jurisdiction of any other bureaus*
21 *or offices of the Department of the Interior or the De-*
22 *partment of Agriculture, as applicable.*

23 *(4) TRANSFERS OF FUNDING.—Subject to the*
24 *availability of appropriations and to facilitate the*
25 *sharing of resources under the Service First Initia-*

1 *tive, the Secretaries are authorized to mutually trans-*
 2 *fer funds between, or reimburse amounts expended*
 3 *from, appropriate accounts of either Department on*
 4 *an annual basis, including transfers and reimburse-*
 5 *ments for multiyear projects, except that this author-*
 6 *ity may not be used in a manner that circumvents*
 7 *requirements or limitations imposed on the use of any*
 8 *of the funds so transferred or reimbursed.*

9 (5) *REPORT.—The Secretaries shall submit an*
 10 *annual report to the Committee on Natural Resources*
 11 *of the House of Representatives and the Committee on*
 12 *Energy and Natural Resources of the Senate describ-*
 13 *ing the activities undertaken as part of the Service*
 14 *First Initiative in the prior year.*

15 (c) *PILOT PROGRAM FOR SPECIAL RECREATION PER-*
 16 *MITS FOR MULTIJURISDICTIONAL TRIPS.—*

17 (1) *IN GENERAL.—Not later than 2 years after*
 18 *the date of the enactment of this title, the Secretaries*
 19 *shall establish a pilot program to offer to a person*
 20 *seeking an authorization for a multijurisdictional*
 21 *trip a set of separate special recreation permits or*
 22 *commercial use authorizations that authorizes the use*
 23 *of each unit of Federal recreational lands and waters*
 24 *on which the multijurisdictional trip occurs, subject*

1 to the authorities that apply to the applicable unit of
2 Federal recreational lands and waters.

3 (2) *MINIMUM NUMBER OF PERMITS.*—Not later
4 than 4 years after the date of the enactment of this
5 title, the Secretaries shall issue not fewer than 10 sets
6 of separate special recreation permits described in
7 paragraph (13)(A)(iv) of section 802 of the Federal
8 Lands Recreation Enhancement Act (16 U.S.C. 6801)
9 (as amended by this title) or commercial use author-
10 izations under the pilot program established under
11 paragraph (1).

12 (3) *LEAD AGENCIES.*—In carrying out the pilot
13 program established under paragraph (1), the Secre-
14 taries shall—

15 (A) designate a lead agency for issuing and
16 administering a set of separate special recreation
17 permits or commercial use authorizations; and

18 (B) select not fewer than 4 offices at which
19 a person shall be able to apply for a set of sepa-
20 rate special recreation permits or commercial use
21 authorizations, of which—

22 (i) not fewer than 2 offices are man-
23 aged by the Secretary; and

1 (ii) not fewer than 2 offices are man-
2 aged by the Secretary of Agriculture, acting
3 through the Chief of the Forest Service.

4 (4) *RETENTION OF AUTHORITY BY THE APPLICA-*
5 *BLE SECRETARY.*—Each of the Secretaries shall retain
6 the authority to enforce the terms, stipulations, condi-
7 tions, and agreements in a set of separate special
8 recreation permits or commercial use authorizations
9 issued under the pilot program established under
10 paragraph (1) that apply specifically to the use oc-
11 curring on the Federal recreational lands and waters
12 managed by the applicable Secretary, under the au-
13 thorities that apply to the applicable Federal rec-
14 reational lands and waters.

15 (5) *OPTION TO APPLY FOR SEPARATE SPECIAL*
16 *RECREATION PERMITS OR COMMERCIAL USE AUTHOR-*
17 *IZATIONS.*—A person seeking the appropriate permits
18 or authorizations for a multijurisdictional trip may
19 apply for—

20 (A) a separate special recreation permit or
21 commercial use authorization for the use of each
22 unit of Federal recreational lands and waters on
23 which the multijurisdictional trip occurs; or

24 (B) a set of separate special recreational
25 permits or commercial use authorizations made

1 *available under the pilot program established*
 2 *under paragraph (1).*

3 (6) *EFFECT.*—*Nothing in this subsection applies*
 4 *to a concession contract issued by the National Park*
 5 *Service for the provision of accommodations, facili-*
 6 *ties, or services.*

7 **SEC. 316. FOREST SERVICE AND BUREAU OF LAND MANAGE-**
 8 **MENT TEMPORARY SPECIAL RECREATION**
 9 **PERMITS FOR OUTFITTING AND GUIDING.**

10 (a) *IN GENERAL.*—*Not later than 180 days after the*
 11 *date of enactment of this title, the Secretary concerned shall*
 12 *establish and implement a program to authorize the*
 13 *issuance of temporary special recreation permits for new*
 14 *or additional recreational uses of Federal recreational land*
 15 *and water managed by the Forest Service and the Bureau*
 16 *of Land Management.*

17 (b) *TERM OF TEMPORARY PERMITS.*—*A temporary*
 18 *special recreation permit issued under paragraph (1) shall*
 19 *be issued for a period of not more than 2 years.*

20 (c) *CONVERSION TO LONG-TERM PERMIT.*—*If the Sec-*
 21 *retary concerned determines that a permittee under para-*
 22 *graph (1) has completed 2 years of satisfactory operation*
 23 *under the permit proposed to be converted, the Secretary*
 24 *may provide for the conversion of a temporary special recre-*

1 *ation permit issued under paragraph (1) to a long-term*
 2 *special recreation permit.*

3 *(d) EFFECT.—Nothing in this subsection alters or af-*
 4 *fects the authority of the Secretary to issue a special recre-*
 5 *ation permit under subsection (h)(1) of section 803 of the*
 6 *Federal Lands Recreation Enhancement Act (16 U.S.C.*
 7 *6802) (as amended by this title).*

8 **SEC. 317. REVIEWS FOR LONG-TERM PERMITS.**

9 *(a) MONITORING.—The Secretary concerned shall*
 10 *monitor each recreation service provider issued a special*
 11 *recreation permit for compliance with the terms of the per-*
 12 *mit—*

13 *(1) not less than annually or as frequently as*
 14 *needed (as determined by the Secretary concerned), in*
 15 *the case of a temporary special recreation permit for*
 16 *outfitting and guiding issued under section 316; and*

17 *(2) not less than once every 2 years or as fre-*
 18 *quently as needed (as determined by the Secretary*
 19 *concerned), in the case of a special recreation permit*
 20 *described in paragraph (13)(A)(iv)(I) of section 802*
 21 *of the Federal Lands Recreation Enhancement Act*
 22 *(16 U.S.C. 6801) (as amended by this title) that is*
 23 *issued for a term of not more than 10 years.*

24 *(b) USE-OF-ALLOCATION REVIEWS.—*

1 (1) *IN GENERAL.*—*If the Secretary of Agri-*
 2 *culture, acting through the Chief of the Forest Service,*
 3 *or the Secretary, as applicable, allocates visitor-use*
 4 *days among special recreation permits for outfitting*
 5 *and guiding, the Secretary of Agriculture, acting*
 6 *through the Chief of the Forest Service, shall, and the*
 7 *Secretary may, review the use by the recreation serv-*
 8 *ice provider of the visitor-use days allocated under a*
 9 *long-term special recreation permit described in para-*
 10 *graph (13)(A)(iv)(I) of section 802 of the Federal*
 11 *Lands Recreation Enhancement Act (16 U.S.C. 6801)*
 12 *(as amended by this title), once every 5 years.*

13 (2) *REQUIREMENTS OF THE REVIEW.*—*In con-*
 14 *ducting a review under paragraph (1), the Secretary*
 15 *concerned shall determine—*

16 (A) *the number of visitor-use days that the*
 17 *recreation service provider used each year under*
 18 *the special recreation permit, in accordance with*
 19 *paragraph (3); and*

20 (B) *the year in which the recreation service*
 21 *provider used the most visitor-use days under the*
 22 *special recreation permit.*

23 (3) *CONSIDERATION OF SURRENDERED, UNUSED*
 24 *VISITOR-USE DAYS.*—*For the purposes of determining*
 25 *the number of visitor-use days a recreation service*

1 *provider used in a specified year under paragraph*
 2 *(2)(A), the Secretary of Agriculture, acting through*
 3 *the Chief of the Forest Service, and the Secretary, as*
 4 *applicable, shall consider an unused visitor-use day*
 5 *that has been surrendered under section 313(c)(1)(B)*
 6 *as—*

7 *(A) 1/2 of a visitor-use day used; or*

8 *(B) 1 visitor-use day used, if the Secretary*
 9 *concerned determines the use of the allocated vis-*
 10 *itor-use day had been or will be prevented by a*
 11 *circumstance beyond the control of the recreation*
 12 *service provider.*

13 **SEC. 318. ADJUSTMENT OF ALLOCATED VISITOR-USE DAYS.**

14 *(a) ADJUSTMENTS FOLLOWING USE OF ALLOCATION*
 15 *REVIEWS.—On the completion of a use-of-allocation review*
 16 *conducted under section 317(b) for a special recreation per-*
 17 *mit described in paragraph (13)(A)(iv)(I) of section 802 of*
 18 *the Federal Lands Recreation Enhancement Act (16 U.S.C.*
 19 *6801) (as amended by this title), the Secretary of Agri-*
 20 *culture, acting through the Chief of the Forest Service, or*
 21 *the Secretary, as applicable, shall adjust the number of vis-*
 22 *itor-use days allocated to a recreation service provider*
 23 *under the special recreation permit as follows:*

24 *(1) If the Secretary concerned determines that*
 25 *the performance of the recreation service provider was*

1 satisfactory during the most recent review conducted
2 under subsection (a) of section 317, the annual num-
3 ber of visitor-use days allocated for each remaining
4 year of the permit shall be equal to 125 percent of the
5 number of visitor-use days used, as determined under
6 subsection (b)(2)(A) of that section, during the year
7 identified under subsection (b)(2)(B) of that section,
8 not to exceed the level allocated to the recreation serv-
9 ice provider on the date on which the special recre-
10 ation permit was issued.

11 (2) If the Secretary concerned determines the
12 performance of the recreation service provider is less
13 than satisfactory during the most recent performance
14 review conducted under subsection (a) of section 317,
15 the annual number of visitor-use days allocated for
16 each remaining year of the special recreation permit
17 shall be equal to not more than 100 percent of the
18 number of visitor-use days used, as determined under
19 subsection (b)(2)(A) of that section during the year
20 identified under subsection (b)(2)(B) of that section.

21 (b) *TEMPORARY REASSIGNMENT OF UNUSED VISITOR-*
22 *USE DAYS.*—The Secretary concerned may temporarily as-
23 sign unused visitor-use days, made available under section
24 313(c)(1)(B), to—

1 (1) *any other existing or potential recreation*
 2 *service provider, notwithstanding the number of vis-*
 3 *itor-use days allocated to the special recreation per-*
 4 *mit holder under the special recreation permit held or*
 5 *to be held by the recreation service provider; or*

6 (2) *any existing or potential holder of a special*
 7 *recreation permit described in clause (i) or (iii) of*
 8 *paragraph (13)(A) of section 802 of the Federal*
 9 *Lands Recreation Enhancement Act (16 U.S.C. 6801)*
 10 *(as amended by this title), including the public.*

11 (c) *ADDITIONAL CAPACITY.—If unallocated visitor-use*
 12 *days are available, the Secretary concerned may, at any*
 13 *time, amend a special recreation permit to allocate addi-*
 14 *tional visitor-use days to a qualified recreation service pro-*
 15 *vider.*

16 **SEC. 319. LIABILITY.**

17 (a) *INSURANCE REQUIREMENTS.—*

18 (1) *IN GENERAL.—Except as provided in para-*
 19 *graph (2), as a condition of issuing a special recre-*
 20 *ation permit under subsection (h)(1)(B) of section*
 21 *803 of the Federal Lands Recreation Enhancement*
 22 *Act (16 U.S.C. 6802) (as amended by this title) or a*
 23 *commercial use authorization, the Secretary con-*
 24 *cerned may require the holder of the special recreation*

1 *permit or commercial use authorization to have a*
 2 *commercial general liability insurance policy that—*

3 *(A) is commensurate with the level of risk*
 4 *of the activities to be conducted under the special*
 5 *recreation permit or commercial use authoriza-*
 6 *tion; and*

7 *(B) includes the United States as an addi-*
 8 *tional insured in an endorsement to the applica-*
 9 *ble policy.*

10 *(2) EXCEPTION.—The Secretary concerned shall*
 11 *not require a holder of a special recreation permit or*
 12 *commercial use authorization for low-risk activities,*
 13 *as determined by the Secretary concerned, including*
 14 *commemorative ceremonies and participation by the*
 15 *public in a recreation activity or recreation use of a*
 16 *specific area of Federal recreational lands and waters*
 17 *in which use by the public is allocated, to comply*
 18 *with the requirements of paragraph (1).*

19 *(b) INDEMNIFICATION BY GOVERNMENTAL ENTI-*
 20 *TIES.—The Secretary concerned shall not require a State,*
 21 *State agency, State institution, or political subdivision of*
 22 *a State to indemnify the United States for tort liability*
 23 *as a condition for issuing a special recreation permit or*
 24 *commercial use authorization to the extent the State, State*
 25 *agency, State institution, or political subdivision of a State*

1 *is precluded by State law from providing indemnification*
 2 *to the United States for tort liability, if the State, State*
 3 *agency, State institution, or political subdivision of the*
 4 *State maintains the minimum amount of liability insur-*
 5 *ance coverage required by the Federal land management*
 6 *agency for the activities conducted under the special recre-*
 7 *ation permit or commercial use authorization in the form*
 8 *of—*

9 (1) *a commercial general liability insurance pol-*
 10 *icy, which includes the United States as an addi-*
 11 *tional insured in an endorsement to the policy, if the*
 12 *State is authorized to obtain commercial general li-*
 13 *ability insurance by State law;*

14 (2) *self-insurance, which covers the United States*
 15 *as an additional insured, if authorized by State law;*
 16 *or*

17 (3) *a combination of the coverage described in*
 18 *paragraphs (1) and (2).*

19 *(c) EXCULPATORY AGREEMENTS.—*

20 (1) *IN GENERAL.—Except as provided in para-*
 21 *graph (2), a Federal land management agency shall*
 22 *not implement, administer, or enforce any regulation,*
 23 *guidance, or policy prohibiting the use of an excul-*
 24 *patory agreement between a recreation service pro-*
 25 *vider or a holder of a commercial use authorization*

1 *and a customer relating to services provided under a*
2 *special recreation permit or a commercial use author-*
3 *ization.*

4 (2) *REQUIREMENTS.—Any exculpatory agree-*
5 *ment used by a recreation service provider or holder*
6 *of a commercial use authorization for an activity au-*
7 *thorized under a special recreation permit or commer-*
8 *cial use authorization—*

9 (A) *shall shield the United States from any*
10 *liability, if otherwise allowable under Federal*
11 *law; and*

12 (B) *shall not waive any liability of the*
13 *recreation service provider or holder of the com-*
14 *mercial use authorization that may not be*
15 *waived under the laws (including common law)*
16 *of the applicable State or for gross negligence,*
17 *recklessness, or willful misconduct.*

18 (3) *CONSISTENCY.—Not later than 2 years after*
19 *the date of the enactment of this title, the Secretaries*
20 *shall—*

21 (A) *review the policies of the Secretaries*
22 *pertaining to the use of exculpatory agreements*
23 *by recreation service providers and holders of*
24 *commercial use authorizations; and*

1 (B) revise any policy described in subpara-
2 graph (A) as necessary to make the policies of
3 the Secretaries pertaining to the use of excul-
4 patory agreements by recreation service pro-
5 viders and holders of commercial use authoriza-
6 tions consistent with this subsection and across
7 all Federal recreational lands and waters.

8 (d) *EFFECT.*—Nothing in this section applies to a con-
9 cession contract issued by the National Park Service for the
10 provision of accommodations, facilities, or services.

11 **SEC. 320. COST RECOVERY REFORM.**

12 (a) *COST RECOVERY FOR SPECIAL RECREATION PER-*
13 *MITTS.*—In addition to a fee collected under section 803 of
14 the Federal Lands Recreation Enhancement Act (16 U.S.C.
15 6802) or any other authorized fee collected by the Secretary
16 concerned, the Secretary concerned may assess and collect
17 a reasonable fee from an applicant for, or holder of, a spe-
18 cial recreation permit to recover administrative costs in-
19 curred by the Secretary concerned for—

20 (1) processing a proposal or application for the
21 special recreation permit;

22 (2) issuing the special recreation permit; and

23 (3) monitoring the special recreation permit to
24 ensure compliance with the terms and conditions of
25 the special recreation permit.

1 (b) *DE MINIMIS EXEMPTION FROM COST RECOV-*
 2 *ERY.*—*If the administrative costs described in subsection*
 3 *(a) are assessed on an hourly basis, the Secretary concerned*
 4 *shall—*

5 (1) *establish an hourly de minimis threshold that*
 6 *exempts a specified number of hours from the assess-*
 7 *ment and collection of administrative costs described*
 8 *in subsection (a); and*

9 (2) *charge an applicant only for any hours that*
 10 *exceed the de minimis threshold.*

11 (c) *MULTIPLE APPLICATIONS.*—*If the Secretary con-*
 12 *cerned collectively processes multiple applications for spe-*
 13 *cial recreation permits for the same or similar services in*
 14 *the same unit of Federal recreational lands and waters, the*
 15 *Secretary concerned shall, to the extent practicable—*

16 (1) *assess from the applicants the fee described in*
 17 *subsection (a) on a prorated basis; and*

18 (2) *apply the exemption described in subsection*
 19 *(b) to each applicant on an individual basis.*

20 (d) *LIMITATION.*—*The Secretary concerned shall not*
 21 *assess or collect administrative costs under this section for*
 22 *a programmatic environmental review.*

23 (e) *COST REDUCTION.*—*To the maximum extent prac-*
 24 *ticable, the agency processing an application for a special*
 25 *recreation permit shall use existing studies and analysis to*

1 *reduce the quantity of work and costs necessary to process*
 2 *the application.*

3 **SEC. 321. AVAILABILITY OF FEDERAL, STATE, AND LOCAL**
 4 **RECREATION PASSES.**

5 *(a) IN GENERAL.—The Federal Lands Recreation En-*
 6 *hancement Act is amended by inserting after section 805*
 7 *(16 U.S.C. 6804) the following:*

8 **“SEC. 805A. AVAILABILITY OF FEDERAL, STATE, AND LOCAL**
 9 **RECREATION PASSES.**

10 *“(a) ESTABLISHMENT OF PROGRAM.—*

11 *“(1) IN GENERAL.—To improve the availability*
 12 *of Federal, State, and local outdoor recreation passes,*
 13 *the Secretaries are encouraged to coordinate with*
 14 *States and counties regarding the availability of Fed-*
 15 *eral, State, and local recreation passes to allow a*
 16 *purchaser to buy a Federal recreation pass, State*
 17 *recreation pass, and local recreation pass in a single*
 18 *transaction.*

19 *“(2) INCLUDED PASSES.—Passes covered by the*
 20 *program established under paragraph (1) include—*

21 *“(A) an America the Beautiful—the Na-*
 22 *tional Parks and Federal Recreational Lands*
 23 *Pass under section 805; and*

24 *“(B) any pass covering any fees charged by*
 25 *participating States and counties for entrance*

1 *and recreational use of parks and public land in*
 2 *the participating States.*

3 “(b) *AGREEMENTS WITH STATES AND COUNTIES.*—

4 “(1) *IN GENERAL.*—*The Secretaries, after con-*
 5 *sultation with the States and counties, may enter into*
 6 *agreements with States and counties to coordinate the*
 7 *availability of passes as described in subsection (a).*

8 “(2) *REVENUE FROM PASS SALES.*—*Agreements*
 9 *between the Secretaries, States, and counties entered*
 10 *into pursuant to this section shall ensure that—*

11 “(A) *funds from the sale of State or local*
 12 *passes are transferred to the appropriate State*
 13 *agency or county government;*

14 “(B) *funds from the sale of Federal passes*
 15 *are transferred to the appropriate Federal agen-*
 16 *cy; and*

17 “(C) *fund transfers are completed by the*
 18 *end of a fiscal year for all pass sales occurring*
 19 *during the fiscal year.”.*

20 “(b) *CLERICAL AMENDMENT.*—*The table of contents for*
 21 *the Federal Lands Recreation Enhancement Act is amended*
 22 *by inserting after the item relating to section 805 the fol-*
 23 *lowing:*

 “Sec. 805A. *Availability of Federal, State, and local recreation passes.”.*

1 **SEC. 322. ONLINE PURCHASES AND ESTABLISHMENT OF A**
 2 **DIGITAL VERSION OF AMERICA THE BEAU-**
 3 **TIFUL—THE NATIONAL PARKS AND FEDERAL**
 4 **RECREATIONAL LANDS PASSES.**

5 (a) *ONLINE PURCHASES OF AMERICA THE BEAU-*
 6 *TIFUL—THE NATIONAL PARKS AND FEDERAL REC-*
 7 *REATIONAL LANDS PASS.*—Section 805(a)(6) of the Federal
 8 *Lands Recreation Enhancement Act (16 U.S.C. 6804(a)(6))*
 9 *is amended by striking subparagraph (A) and inserting the*
 10 *following:*

11 “(A) *IN GENERAL.*—The Secretaries shall
 12 *sell or otherwise make available the National*
 13 *Parks and Federal Recreational Lands Pass—*

14 “(i) *at all Federal recreational lands*
 15 *and waters at which—*

16 “(I) *an entrance fee or a standard*
 17 *amenity recreation fee is charged; and*

18 “(II) *such sales or distribution of*
 19 *the Pass is feasible;*

20 “(ii) *at such other locations as the Sec-*
 21 *retaries consider appropriate and feasible;*
 22 *and*

23 “(iii) *through a prominent link to a*
 24 *centralized pass sale system on the website*
 25 *of each of the Federal land management*
 26 *agencies and the websites of the relevant*

1 *units and subunits of those agencies, which*
 2 *shall include information about where and*
 3 *when a National Parks and Federal Rec-*
 4 *reational Lands Pass may be used.”.*

5 *(b) DIGITAL VERSION OF THE AMERICA THE BEAU-*
 6 *TIFUL—THE NATIONAL PARKS AND FEDERAL RECREATION*
 7 *LANDS PASS.—Section 805(a) of the Federal Lands Recre-*
 8 *ation Enhancement Act (16 U.S.C. 6804(a)) is amended by*
 9 *adding at the end the following:*

10 *“(10) DIGITAL RECREATION PASSES.—Not later*
 11 *than January 1, 2026, the Secretaries shall—*

12 *“(A) establish a digital version of the Na-*
 13 *tional Parks and Federal Recreational Lands*
 14 *Pass that is able to be stored on a mobile device,*
 15 *including with respect to free and discounted*
 16 *passes; and*

17 *“(B) upon completion of a transaction for*
 18 *a National Parks and Federal Recreational*
 19 *Lands Pass, make immediately available to the*
 20 *passholder a digital version of the National*
 21 *Parks and Federal Recreational Lands Pass es-*
 22 *tablished under subparagraph (A).”.*

23 *(c) ENTRANCE PASS AND AMENITY FEES.—Section*
 24 *803 of the Federal Lands Recreation Enhancement Act (16*

1 *U.S.C. 6802) (as amended by this title) is amended by add-*
 2 *ing at the end the following:*

3 “(j) *ONLINE PAYMENTS.*—

4 “(1) *IN GENERAL.*—*In addition to providing on-*
 5 *site payment methods, the Secretaries may collect*
 6 *payment online for—*

7 “(A) *entrance fees under subsection (e);*

8 “(B) *standard amenity recreation fees*
 9 *under subsection (f);*

10 “(C) *expanded amenity recreation fees*
 11 *under subsection (g); and*

12 “(D) *special recreation permit fees.*

13 “(2) *DISTRIBUTION OF ONLINE PAYMENTS.*—*An*
 14 *online payment collected under paragraph (1) that is*
 15 *associated with a specific unit or area of a Federal*
 16 *land management agency shall be distributed in ac-*
 17 *cordance with section 805(c).”.*

18 **SEC. 323. SAVINGS PROVISION.**

19 *Nothing in this subtitle, or in any amendment made*
 20 *by this subtitle, shall be construed as affecting the authority*
 21 *or responsibility of the Secretary of the Interior to award*
 22 *concessions contracts for the provision of accommodations,*
 23 *facilities, and services, or commercial use authorizations to*
 24 *provide services, to visitors to U.S. Fish and Wildlife Serv-*
 25 *ice refuges or units of the National Park System pursuant*

1 *to subchapter II of chapter 1019 of title 54, United States*
 2 *Code (formerly known as the “National Park Service Con-*
 3 *cessions Management Improvement Act of 1998”), except*
 4 *that sections 314(a), 315, 319(a), 319(b), and 319(c) of this*
 5 *subtitle shall also apply to commercial use authorizations*
 6 *under that Act.*

7 ***Subtitle B—Making Recreation a***
 8 ***Priority***

9 ***SEC. 331. EXTENSION OF SEASONAL RECREATION OPPOR-***
 10 ***TUNITIES.***

11 *(a) DEFINITION OF SEASONAL CLOSURE.—In this sec-*
 12 *tion, the term “seasonal closure” means any period during*
 13 *which—*

14 *(1) a unit, or portion of a unit, of Federal rec-*
 15 *reational lands and waters is closed to the public for*
 16 *a continuous period of 30 days or more, excluding*
 17 *temporary closures relating to wildlife conservation or*
 18 *public safety; and*

19 *(2) permitted or allowable recreational activities,*
 20 *which provide an economic benefit, including off-sea-*
 21 *son or winter-season tourism, do not take place at the*
 22 *unit, or portion of a unit, of Federal recreational*
 23 *lands and waters.*

24 *(b) COORDINATION.—*

1 (1) *IN GENERAL.*—*The Secretaries shall consult*
2 *and coordinate with outdoor recreation-related busi-*
3 *nesses operating on, or adjacent to, a unit of Federal*
4 *recreational lands and waters, State offices of outdoor*
5 *recreation, local destination marketing organizations,*
6 *applicable trade organizations, nonprofit organiza-*
7 *tions, Indian Tribes, local governments, and institu-*
8 *tions of higher education—*

9 *(A) to better understand—*

10 *(i) trends with respect to visitors to the*
11 *unit of Federal recreational lands and*
12 *waters;*

13 *(ii) the effect of seasonal closures on*
14 *areas of, or infrastructure on, units of Fed-*
15 *eral recreational lands and waters on out-*
16 *door recreation opportunities, adjacent busi-*
17 *nesses, and local tax revenue; and*

18 *(iii) opportunities to extend the period*
19 *of time during which areas of, or infra-*
20 *structure on, units of Federal recreational*
21 *lands and waters are open to the public to*
22 *increase outdoor recreation opportunities*
23 *and associated revenues for businesses and*
24 *local governments; and*

1 (B) to solicit input from, and provide infor-
2 mation for, outdoor recreation marketing cam-
3 paigns.

4 (2) *LOCAL COORDINATION.*—As part of the con-
5 sultation and coordination required under subpara-
6 graph (1), the Secretaries shall encourage relevant
7 unit managers of Federal recreational lands and
8 waters managed by the Forest Service, the Bureau of
9 Land Management, and the National Park Service to
10 consult and coordinate with local governments, In-
11 dian Tribes, outdoor recreation-related businesses,
12 and other local stakeholders operating on or adjacent
13 to the relevant unit of Federal recreational lands and
14 waters.

15 (d) *EXTENSIONS BEYOND SEASONAL CLOSURES.*—

16 (1) *EXTENSION OF RECREATIONAL SEASON.*—In
17 the case of a unit of Federal recreational lands and
18 waters managed by the Forest Service, the Bureau of
19 Land Management, or the National Park Service in
20 which recreational use is highly seasonal, the Sec-
21 retary concerned, acting through the relevant unit
22 manager, may—

23 (A) as appropriate, extend the recreation
24 season or increase recreation use in a sustainable
25 manner during the offseason; and

1 (B) make information about extended sea-
2 son schedules and related recreational opportuni-
3 ties available to the public and local commu-
4 nities.

5 (2) *DETERMINATION.*—In determining whether
6 to extend the recreation season under this subsection,
7 the Secretary concerned, acting through the relevant
8 unit manager, shall consider the benefits of extending
9 the recreation season—

10 (A) for the duration of income to gateway
11 communities; and

12 (B) to provide more opportunities to visit
13 resources on units of Federal recreational lands
14 and waters to reduce crowding during peak visi-
15 tation.

16 (3) *CLARIFICATION.*—Nothing in this subsection
17 precludes the Secretary concerned, acting through the
18 relevant unit manager, from providing for additional
19 recreational opportunities and uses at times other
20 than those described in this subsection.

21 (4) *INCLUSIONS.*—An extension of a recreation
22 season or an increase in recreation use during the
23 offseason under paragraph (1) may include—

24 (A) the addition of facilities that would in-
25 crease recreation use during the offseason; and

1 (B) *improvement of access to the relevant*
2 *unit to extend the recreation season.*

3 (5) *REQUIREMENT.—An extension of a recre-*
4 *ation season or increase in recreation use during the*
5 *offseason under paragraph (1) shall be done in com-*
6 *pliance with all applicable Federal laws, regulations,*
7 *and policies, including land use plans.*

8 (6) *AGREEMENTS.—*

9 (A) *IN GENERAL.—The Secretary concerned*
10 *may enter into agreements with businesses, local*
11 *governments, or other entities to share the cost of*
12 *additional expenses necessary to extend the pe-*
13 *riod of time during which an area of, or infra-*
14 *structure on, a unit of Federal recreational lands*
15 *and waters is made open to the public.*

16 (B) *IN-KIND CONTRIBUTIONS.—The Sec-*
17 *retary concerned may accept in-kind contribu-*
18 *tions of goods and services provided by busi-*
19 *nesses, local governments, or other entities for*
20 *purposes of paragraph (1).*

1 ***Subtitle C—Maintenance of Public***
2 ***Land***

3 ***SEC. 341. VOLUNTEERS IN THE NATIONAL FORESTS AND***
4 ***PUBLIC LANDS ACT.***

5 *The Volunteers in the National Forests Act of 1972 (16*
6 *U.S.C. 558a et seq.) is amended to read as follows:*

7 ***“SECTION 1. SHORT TITLE.***

8 *“This Act may be cited as the ‘Volunteers in the Na-*
9 *tional Forests and Public Lands Act’.*

10 ***“SEC. 2. PURPOSE.***

11 *“The purpose of this Act is to leverage volunteer en-*
12 *gagement to supplement projects that are carried out by the*
13 *Secretaries to fulfill the missions of the Forest Service and*
14 *the Bureau of Land Management and are accomplished*
15 *with appropriated funds.*

16 ***“SEC. 3. DEFINITION OF SECRETARIES.***

17 *“In this Act, the term ‘Secretaries’ means each of—*

18 *“(1) the Secretary of Agriculture, acting through*
19 *the Chief of the Forest Service; and*

20 *“(2) the Secretary of the Interior, acting through*
21 *the Director of the Bureau of Land Management.*

22 ***“SEC. 4. AUTHORIZATION.***

23 *“The Secretaries are authorized to recruit, train, and*
24 *accept without regard to the civil service and classification*
25 *laws, rules, or regulations the services of individuals with-*

1 *out compensation as volunteers for or in aid of recreation*
2 *access, trail construction or maintenance, facility construc-*
3 *tion or maintenance, educational uses (including outdoor*
4 *classroom construction or maintenance), interpretive func-*
5 *tions, visitor services, conservation measures and develop-*
6 *ment, or other activities in and related to areas adminis-*
7 *tered by the Secretaries. In carrying out this section, the*
8 *Secretaries shall consider referrals of prospective volunteers*
9 *made by the Corporation for National and Community*
10 *Service.*

11 **“SEC. 5. INCIDENTAL EXPENSES.**

12 *“The Secretaries are authorized to provide for inci-*
13 *dental expenses, such as transportation, uniforms, lodging,*
14 *training, equipment, and subsistence.*

15 **“SEC. 6. CONSIDERATION AS FEDERAL EMPLOYEE.**

16 *“(a) Except as otherwise provided in this section, a*
17 *volunteer shall not be deemed a Federal employee and shall*
18 *not be subject to the provisions of law relating to Federal*
19 *employment, including those relating to hours of work, rates*
20 *of compensation, leave, unemployment compensation, and*
21 *Federal employee benefits.*

22 *“(b) For the purpose of the tort claim provisions of*
23 *title 28, United States Code, a volunteer under this Act*
24 *shall be considered a Federal employee.*

1 “(c) For the purposes of subchapter I of chapter 81
2 of title 5, United States Code, relating to compensation to
3 Federal employees for work injuries, volunteers under this
4 Act shall be deemed civil employees of the United States
5 within the meaning of the term ‘employee’ as defined in
6 section 8101 of title 5, United States Code, and the provi-
7 sions of that subchapter shall apply.

8 “(d) For the purposes of claims relating to damage to,
9 or loss of, personal property of a volunteer incident to vol-
10 unteer service, a volunteer under this Act shall be considered
11 a Federal employee, and the provisions of section 3721 of
12 title 31, United States Code, shall apply.

13 “(e) For the purposes of subsections (b), (c), and (d),
14 the term ‘volunteer’ includes a person providing volunteer
15 services to either of the Secretaries who—

16 “(1) is recruited, trained, and supported by a co-
17 operator under a mutual benefit agreement or cooper-
18 ative agreement with either of the Secretaries; and

19 “(2) performs such volunteer services under the
20 supervision of the cooperator as directed by either of
21 the Secretaries in the mutual benefit agreement or co-
22 operative agreement in the mutual benefit agreement,
23 including direction that specifies—

24 “(A) the volunteer services, including the ge-
25 ographic boundaries of the work to be performed

1 *by the volunteers, and the supervision to be pro-*
2 *vided by the cooperator;*

3 *“(B) the applicable project safety standards*
4 *and protocols to be adhered to by the volunteers*
5 *and enforced by the cooperator;*

6 *“(C) the on-site visits to be made by either*
7 *of the Secretaries, if feasible and only if nec-*
8 *essary to verify that volunteers are performing*
9 *the volunteer services and the cooperator is pro-*
10 *viding the supervision agreed upon;*

11 *“(D) the equipment the volunteers are au-*
12 *thorized to use;*

13 *“(E) the training the volunteers are re-*
14 *quired to complete;*

15 *“(F) the actions the volunteers are author-*
16 *ized to take; and*

17 *“(G) any other terms and conditions that*
18 *are determined to be necessary by the applicable*
19 *Secretary.*

20 **“SEC. 7. PROMOTION OF VOLUNTEER OPPORTUNITIES.**

21 *“The Secretaries shall promote volunteer opportunities*
22 *in areas administered by the Secretaries.*

23 **“SEC. 8. LIABILITY INSURANCE.**

24 *“The Secretaries shall not require a cooperator or vol-*
25 *unteer (as those terms are used in section 6) to have liabil-*

1 *ity insurance to provide the volunteer services authorized*
 2 *under this Act.”.*

3 **SEC. 342. REFERENCE.**

4 *Any reference to the Volunteers in the National Forests*
 5 *Act of 1972 in any law, regulation, map, document, record,*
 6 *or other paper of the United States shall be deemed to be*
 7 *a reference to the Volunteers in the National Forests and*
 8 *Public Land Act.*

9 ***Subtitle D—Recreation Not Red***
 10 ***Tape***

11 **SEC. 351. GOOD NEIGHBOR AUTHORITY FOR RECREATION.**

12 *(a) DEFINITIONS.—In this section:*

13 *(1) AUTHORIZED RECREATION SERVICES.—The*
 14 *term “authorized recreation services” means similar*
 15 *and complementary recreation enhancement or im-*
 16 *provement services carried out—*

17 *(A) on Federal land, non-Federal land, or*
 18 *land owned by an Indian Tribe; and*

19 *(B) by either the Secretary or a Governor,*
 20 *Indian Tribe, or county, as applicable, pursuant*
 21 *to a good neighbor agreement.*

22 *(2) COUNTY.—The term “county” means—*

23 *(A) the appropriate executive official of an*
 24 *affected county; or*

1 *(B) in any case in which multiple counties*
2 *are affected, the appropriate executive official of*
3 *a compact of the affected counties.*

4 *(3) FEDERAL LAND.—The term “Federal land”*
5 *means land that is—*

6 *(A) owned and administered by the United*
7 *States as a part of—*

8 *(i) the National Forest System; or*

9 *(ii) the National Park System; or*

10 *(B) public lands (as defined in section 103*
11 *of the Federal Land Policy and Management Act*
12 *of 1976 (43 U.S.C. 1702)).*

13 *(4) RECREATION ENHANCEMENT OR IMPROVE-*
14 *MENT SERVICES.—The term “recreation enhancement*
15 *or improvement services” means—*

16 *(A) establishing, repairing, restoring, im-*
17 *proving, relocating, constructing, or recon-*
18 *structing new or existing—*

19 *(i) trails or trailheads;*

20 *(ii) campgrounds and camping areas;*

21 *(iii) cabins;*

22 *(iv) picnic areas or other day use*
23 *areas;*

24 *(v) shooting ranges;*

25 *(vi) restroom or shower facilities;*

1 (vii) paved or permanent roads or
2 parking areas that serve existing recreation
3 facilities or areas;

4 (viii) fishing piers, wildlife viewing
5 platforms, docks, or other constructed fea-
6 tures at a recreation site;

7 (ix) boat landings;

8 (x) hunting or fishing sites;

9 (xi) infrastructure within ski areas; or

10 (xii) visitor centers or other interpreta-
11 tive sites; and

12 (B) activities that create, improve, or re-
13 store access to existing recreation facilities or
14 areas.

15 (5) *GOOD NEIGHBOR AGREEMENT.*—The term
16 “good neighbor agreement” means a cooperative
17 agreement or contract (including a sole source con-
18 tract) entered into between the Secretary and a Gov-
19 ernor, Indian Tribe, or county, as applicable, to
20 carry out authorized recreation services under this
21 title.

22 (6) *GOVERNOR.*—The term “Governor” means
23 the Governor or any other appropriate executive offi-
24 cial of an affected State or the Commonwealth of
25 Puerto Rico.

1 (7) *SECRETARY CONCERNED.*—*The term “Sec-*
2 *retary concerned” means—*

3 *(A) the Secretary of Agriculture, with re-*
4 *spect to National Forest System land; and*

5 *(B) the Secretary of the Interior, with re-*
6 *spect to National Park System land and public*
7 *lands.*

8 (b) *GOOD NEIGHBOR AGREEMENTS FOR RECRE-*
9 *ATION.*—

10 *(1) IN GENERAL.*—*The Secretary concerned may*
11 *enter into a good neighbor agreement with a Gov-*
12 *ernor, Indian Tribe, or county to carry out author-*
13 *ized recreation services in accordance with this title.*

14 *(2) PUBLIC AVAILABILITY.*—*The Secretary con-*
15 *cerned shall make each good neighbor agreement*
16 *available to the public.*

17 *(3) FINANCIAL AND TECHNICAL ASSISTANCE.*—

18 *(A) IN GENERAL.*—*The Secretary concerned*
19 *may provide financial or technical assistance to*
20 *a Governor, Indian Tribe, or county carrying*
21 *out authorized recreation services.*

22 *(B) ADDITIONAL TREATMENTS OF REV-*
23 *ENUE.*—*Section 8206(b)(2)(C) of the Agricul-*
24 *tural Act of 2014 (16 U.S.C. 2113a(b)(2)(C)) is*
25 *amended to read as follows:*

1 “(C) *TREATMENT OF REVENUE.*—

2 “(i) *IN GENERAL.*—*Funds received*
 3 *from the sale of timber by a Governor, In-*
 4 *Indian Tribe, or county under a good neigh-*
 5 *bor agreement shall be retained and used by*
 6 *the Governor, Indian Tribe, or county, as*
 7 *applicable—*

8 “(I) *to carry out authorized res-*
 9 *toration services on under the good*
 10 *neighbor agreement; and*

11 “(II) *if there are funds remaining*
 12 *after carrying out clause (i), to carry*
 13 *out—*

14 “(aa) *authorized restoration*
 15 *services under other good neighbor*
 16 *agreements; or*

17 “(bb) *authorized recreation*
 18 *services under the Good Neighbor*
 19 *Authority for Recreation Act.*

20 “(ii) *TERMINATION OF EFFECTIVE-*
 21 *NESS.*—*The authority provided under this*
 22 *subparagraph terminates effective October 1,*
 23 *2028.”.*

24 (4) *RETENTION OF NEPA RESPONSIBILITIES.*—
 25 *Any decision required to be made under the National*

1 *Environmental Policy Act of 1969 (42 U.S.C. 4321 et*
2 *seq.) with respect to any authorized recreation serv-*
3 *ices to be provided under this section on Federal land*
4 *shall not be delegated to a Governor, Indian Tribe, or*
5 *county.*

6 **SEC. 352. PERMIT RELIEF FOR PICNIC AREAS.**

7 *(a) IN GENERAL.—If the Secretary concerned does not*
8 *require the public to obtain a permit or reservation to access*
9 *a picnic area on Federal recreational lands and waters ad-*
10 *ministered by the Forest Service or the Bureau of Land*
11 *Management, the Secretary concerned shall not require a*
12 *covered person to obtain a permit solely to access the picnic*
13 *area.*

14 *(b) COVERED PERSON DEFINED.—In this section, the*
15 *term “covered person” means a person (including an edu-*
16 *cational group) that provides outfitting and guiding serv-*
17 *ices to fewer than 40 customers per year at a picnic area*
18 *described in subsection (a).*

19 **SEC. 353. INTERAGENCY REPORT ON SPECIAL RECREATION**
20 **PERMITS FOR UNDERSERVED COMMUNITIES.**

21 *(a) COVERED COMMUNITY DEFINED.—In this section,*
22 *the term “covered community” means a rural or urban*
23 *community, including an Indian Tribe, that is—*

24 *(1) low-income or underserved; and*

1 (2) *has been underrepresented in outdoor recre-*
2 *ation opportunities on Federal recreational lands and*
3 *waters.*

4 (b) *REPORT.—Not later than 3 years after the date*
5 *of the enactment of this title, the Secretaries, acting jointly,*
6 *shall submit to the Committee on Energy and Natural Re-*
7 *sources of the Senate and the Committee on Natural Re-*
8 *sources of the House of Representatives a report that de-*
9 *scribes—*

10 (1) *the estimated use of special recreation per-*
11 *mits serving covered communities;*

12 (2) *examples of special recreation permits, part-*
13 *nerships, cooperative agreements, or other arrange-*
14 *ments providing access to Federal recreational lands*
15 *and waters for covered communities;*

16 (3) *other ways covered communities are engaging*
17 *on Federal recreational lands and waters, including*
18 *through stewardship and conservation projects or ac-*
19 *tivities;*

20 (4) *any barriers for existing or prospective recre-*
21 *ation service providers and holders of commercial use*
22 *authorizations operating within or serving a covered*
23 *community; and*

1 (5) *any recommendations to facilitate and in-*
2 *crease permitted access to Federal recreational lands*
3 *and waters for covered communities.*

4 **SEC. 354. MODERNIZING ACCESS TO OUR PUBLIC LAND ACT**
5 **AMENDMENTS.**

6 *The Modernizing Access to Our Public Land Act (16*
7 *U.S.C. 6851 et seq.) is amended—*

8 (1) *in section 3(1) (16 U.S.C. 6852(1)), by strik-*
9 *ing “public outdoor recreational use” and inserting*
10 *“recreation sites”;*

11 (2) *in section 5(a)(4) (16 U.S.C. 6854(a)(4)), by*
12 *striking “permanently restricted or prohibited” and*
13 *inserting “regulated or closed”; and*

14 (3) *in section 6(b) (16 U.S.C. 6855(b))—*

15 (A) *by striking “may” and inserting*
16 *“shall”; and*

17 (B) *by striking “the Secretary of the Inte-*
18 *rior” and inserting “the Secretaries”.*

19 **SEC. 355. SAVINGS PROVISION.**

20 *No additional Federal funds are authorized to carry*
21 *out the requirements of this Act and the activities author-*
22 *ized by this Act are subject to the availability of appropria-*
23 *tions made in advance for such purposes.*

Union Calendar No. 365

118TH CONGRESS
2D Session

H. R. 6492

[Report No. 118-441, Part I]

A BILL

To improve recreation opportunities on, and facilitate greater access to, Federal public land, and for other purposes.

APRIL 5, 2024

Reported from the Committee on Natural Resources with an amendment

APRIL 5, 2024

Committees on Veterans' Affairs and Agriculture discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed