

116TH CONGRESS
2D SESSION

S. _____

To modernize the Fallon Range Training Complex in Churchill County, Nevada, through the withdrawal and reservation of additional public land for military use, to promote conservation, improve public land, and provide for sensible development in Churchill, Pershing, Lander, and Douglas Counties in the State of Nevada, and for other purposes.

IN THE SENATE OF THE UNITED STATES

Ms. CORTEZ MASTO introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To modernize the Fallon Range Training Complex in Churchill County, Nevada, through the withdrawal and reservation of additional public land for military use, to promote conservation, improve public land, and provide for sensible development in Churchill, Pershing, Lander, and Douglas Counties in the State of Nevada, and for other purposes.

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

1 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

2 (a) SHORT TITLE.—This Act may be cited as the
 3 “Northern Nevada Rural Land Management, Conserva-
 4 tion, and Military Readiness Act of 2020”.

5 (b) TABLE OF CONTENTS.—The table of contents of
 6 this Act is as follows:

Sec. 1. Short title; table of contents.

Sec. 2. Definitions.

TITLE I—CHURCHILL COUNTY ECONOMIC DEVELOPMENT AND
 CONSERVATION

Sec. 101. Definitions.

Subtitle A—Fallon Range Training Complex, Nevada

Sec. 111. Definitions.

Sec. 112. Withdrawal and reservation for Fallon Range Training Complex.

Sec. 113. Designation of a Special Land Management Overlay.

Sec. 114. Maps, estimates, and descriptions.

Sec. 115. Water rights.

Sec. 116. Management of Shoal Site.

Sec. 117. Identification of, access to, and protection of cultural resources.

Sec. 118. Integrated natural resources management plan.

Sec. 119. Road reconstruction and treatment of existing roads and rights-of-
 way.

Sec. 120. Intergovernmental executive committee on joint use by Department of
 the Navy and Department of the Interior of Naval Air Station
 Fallon Ranges.

Sec. 121. Environmental requirements.

Sec. 122. Reduction of impact of Fallon Range Training Complex moderniza-
 tion by Department of the Navy.

Sec. 123. Memorandum of understanding on modernization of Fallon Range
 Training Complex.

Sec. 124. Resolution of Walker River Paiute Tribe claims.

Sec. 125. Tribal Cultural Protection Areas.

Sec. 126. Land to be held in trust for the Fallon Paiute Shoshone Tribe.

Sec. 127. Transfer of land under the administrative jurisdiction of the Depart-
 ment of the Navy.

Sec. 128. Termination of withdrawal.

Sec. 129. No diminishment of Indian rights.

Subtitle B—Fox Peak and Grimes Point National Conservation Areas

Sec. 131. Purpose.

Sec. 132. Definitions.

Sec. 133. Establishment.

Sec. 134. Management.

Subtitle C—Pistone-Black Mountain National Conservation Area

- Sec. 141. Definitions.
- Sec. 142. Establishment.
- Sec. 143. Management.
- Sec. 144. Management plan.
- Sec. 145. Withdrawal.
- Sec. 146. Effect on water rights.

Subtitle D—Wilderness Areas

- Sec. 151. Findings.
- Sec. 152. Definition of wilderness area.
- Sec. 153. Additions to National Wilderness Preservation System.
- Sec. 154. Administration.
- Sec. 155. Wildlife management.
- Sec. 156. Release of wilderness study areas.
- Sec. 157. Native American cultural and religious uses.

Subtitle E—Critical Transportation and Utility Corridors

- Sec. 161. Purpose.
- Sec. 162. Management of critical transportation and utility corridors.

Subtitle F—Municipal Conveyances

- Sec. 171. Purposes.
- Sec. 172. Definition of public purpose.
- Sec. 173. Land conveyances to County.
- Sec. 174. Land conveyance to City.

Subtitle G—Checkerboard Resolution

- Sec. 181. Consolidation of checkerboard land ownership.
- Sec. 182. Land identified for disposal.
- Sec. 183. Management Priority Areas.
- Sec. 184. Withdrawal.
- Sec. 185. Disposition of proceeds.

Subtitle H—Elko National Cemetery

- Sec. 191. Transfer and withdrawal of Bureau of Land Management land for use as a national cemetery.

TITLE II—PERSHING COUNTY ECONOMIC DEVELOPMENT AND CONSERVATION

- Sec. 201. Definitions.

Subtitle A—Checkerboard Land Resolution

- Sec. 211. Findings.
- Sec. 212. Definitions.
- Sec. 213. Sale or exchange of eligible land.
- Sec. 214. Sale of encumbered land.
- Sec. 215. Disposition of proceeds.
- Sec. 216. Conveyance of land for use as a public cemetery.

Subtitle B—Wilderness Areas

- Sec. 221. Additions to the National Wilderness Preservation System.

- Sec. 222. Administration.
- Sec. 223. Wildlife management.
- Sec. 224. Release of wilderness study areas.
- Sec. 225. Native American cultural and religious uses.

TITLE III—LANDER COUNTY LAND MANAGEMENT AND
CONSERVATION

- Sec. 301. Findings.
- Sec. 302. Definitions.
- Sec. 303. Conveyances to Lander County, Nevada.

TITLE IV—DOUGLAS COUNTY ECONOMIC DEVELOPMENT AND
CONSERVATION

- Sec. 401. Definitions.

Subtitle A—Land Conveyances and Sales

- Sec. 411. Conveyance to State.
- Sec. 412. Tahoe Rim Trail.
- Sec. 413. Conveyance to County.
- Sec. 414. Sale of certain Federal land.
- Sec. 415. Open space recreation area.

Subtitle B—Tribal Cultural Resources

- Sec. 421. Transfer of land to be held in trust for Tribe.

Subtitle C—Resolution of Burbank Canyons Wilderness Study Area

- Sec. 431. Addition to National Wilderness Preservation System.
- Sec. 432. Administration.
- Sec. 433. Fish and wildlife management.
- Sec. 434. Release of wilderness study area.
- Sec. 435. Native American cultural and religious uses.

Subtitle D—Transfer of Administrative Jurisdiction Over Forest Service Land

- Sec. 441. Authority to transfer.
- Sec. 442. Special use permits for recreation and public purposes.

TITLE V—NATIONAL FOREST SYSTEM LAND WITHDRAWAL

- Sec. 501. Withdrawal of certain National Forest System land.

1 SEC. 2. DEFINITIONS.

2 In this Act:

- 3 (1) INDIAN TRIBE.**—The term “Indian Tribe”
4 has the meaning given the term “Indian tribe” in
5 section 4 of the Indian Self-Determination and Edu-
6 cation Assistance Act (25 U.S.C. 5304).

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

3 (3) STATE.—The term “State” means the State
4 of Nevada.

5 **TITLE I—CHURCHILL COUNTY**
6 **ECONOMIC DEVELOPMENT**
7 **AND CONSERVATION**

8 **SEC. 101. DEFINITIONS.**

9 In this title:

10 (1) CITY.—The term “City” means the city of
11 Fallon, Nevada.

12 (2) COUNTY.—The term “County” means
13 Churchill County, Nevada.

14 (3) MAP.—The term “Map” means the map en-
15 titled “Churchill County Proposed Fallon Range
16 Training Complex Modernization and Lands Bill”
17 and dated July 30, 2020.

18 **Subtitle A—Fallon Range Training**
19 **Complex, Nevada**

20 **SEC. 111. DEFINITIONS.**

21 In this subtitle:

22 (1) AFFECTED TRIBE.—The term “affected
23 Tribe” means an Indian Tribe with jurisdiction over
24 land located in the vicinity of the Fallon Range
25 Training Complex.

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

3 **SEC. 112. WITHDRAWAL AND RESERVATION FOR FALLON**
4 **RANGE TRAINING COMPLEX.**

5 (a) WITHDRAWAL.—

6 (1) B–16, B–17, B–19, AND B–20 RANGES.—
7 Subject to valid rights in existence on the date of en-
8 actment of this Act, the land established as the B–
9 16, B–17, B–19, and B–20 ranges at the Fallon
10 Range Training Complex, as depicted on the Map,
11 is withdrawn from all forms of—

12 (A) entry, appropriation, or disposal under
13 the public land laws;

14 (B) location, entry, and patent under the
15 mining laws; and

16 (C) disposition under all laws pertaining to
17 mineral and geothermal leasing or mineral ma-
18 terials.

19 (2) DIXIE VALLEY SPECIAL MANAGEMENT
20 AREA.—The land established as the Dixie Valley
21 Special Management Area at the Fallon Range
22 Training Complex, as depicted on the Map—

23 (A) subject to valid rights in existence on
24 the date of enactment of this Act, is withdrawn

1 from all forms of location, entry, and patent
2 under the mining laws; but

3 (B) is not withdrawn from forms of—

4 (i) entry, appropriation, or disposal
5 under the public land laws;

6 (ii) disposition under laws pertaining
7 to mineral and geothermal leasing or min-
8 eral materials; or

9 (iii) appropriation under the Act of
10 June 28, 1934 (commonly known as the
11 “Taylor Grazing Act”) (48 Stat. 1269,
12 chapter 865; 43 U.S.C. 315 et seq.).

13 (b) RESERVATION.—

14 (1) B-16, B-17, B-19, AND B-20 RANGES.—The
15 land withdrawn by subsection (a)(1) is reserved for
16 use by the Secretary for testing and training for aer-
17 ial bombing, missile firing, and tactical maneuvering
18 and air support.

19 (2) DIXIE VALLEY SPECIAL MANAGEMENT
20 AREA.—

21 (A) IN GENERAL.—The land withdrawn by
22 subsection (a)(2) is available for use by the Sec-
23 retary in a manner consistent with the needs of
24 the Department of the Navy, as described in
25 the record of decision entitled “Record of Deci-

1 sion for the Fallon Range Training Complex
2 Modernization Final Environmental Impact
3 Statement” and dated March 12, 2020.

4 (B) ADMINISTRATIVE APPROVAL NOT RE-
5 QUIRED.—The use described in subparagraph
6 (A) shall not require further administrative ap-
7 proval under the Federal Land Policy and Man-
8 agement Act of 1976 (43 U.S.C. 1701 et seq.).

9 (c) SPECIAL RULES FOR B-16, B-17, B-19, AND B-
10 20 RANGES.—

11 (1) ACCESS.—The Secretary shall allow and
12 manage access to the land withdrawn by subsection
13 (a)(1) for—

14 (A) administrative, cultural, educational,
15 wildlife management, recreational, and emer-
16 gency management purposes; and

17 (B) special events, including not fewer
18 than 15 days each year for big game hunting
19 on the B-17 range.

20 (2) ROAD ACCESS.—The Secretary shall ensure
21 that all roads mapped as “RS 2477 roads” on the
22 Map are available for managed access.

23 (3) RELINQUISHMENT.—Any land otherwise
24 withdrawn by subsection (a)(1) but located outside
25 of the Weapons Danger Zones, as determined by the

1 Secretary, shall be relinquished to the Secretary of
2 the Interior and managed under all applicable public
3 land laws.

4 (4) TREATMENT OF BIOLOGICALLY SENSITIVE
5 AREAS.—The Secretary shall ensure avoidance of
6 target placement and training within biologically
7 sensitive areas, as mapped in Appendix D of the
8 Fallon Range Training Complex Modernization
9 Final Environmental Impact Statement dated Janu-
10 ary 2020 and prepared by the Department of the
11 Navy.

12 (d) SPECIAL RULES FOR DIXIE VALLEY SPECIAL
13 MANAGEMENT AREA.—

14 (1) IN GENERAL.—To the maximum extent
15 practicable, in managing the land withdrawn by sub-
16 section (a)(2), the Secretary shall provide for—

17 (A) installation of permanent aircraft
18 threat emitters and 2 electronic warfare train-
19 ing sites;

20 (B) temporary aircraft threat emitters;

21 (C) ground training and convoy training
22 that uses existing roads;

23 (D) aircraft training that would include a
24 flight floor of 50 feet above ground level, except

1 above any area designated as a flight sanctuary
2 area;

3 (E) no restriction or curtailment of public
4 access to, and recreation on, the land for the
5 duration of the withdrawal;

6 (F) livestock grazing;

7 (G) the Dixie Valley Water Project of the
8 County, in coordination with the Navy and sub-
9 ject to the public land laws and environmental
10 review;

11 (H) geothermal exploration and develop-
12 ment west of State Route 121, as managed by
13 the Director of the Bureau of Land Manage-
14 ment in coordination with the Secretary;

15 (I) exploration and development of salable
16 minerals or other fluid or leasable minerals, as
17 managed by the Director of the Bureau of
18 Land Management in coordination with the
19 Secretary;

20 (J) a 2,640-foot-wide right-of-way imme-
21 diately west of the existing north-south
22 powerline along State Route 121 to the inter-
23 section with U.S. Highway 50, as depicted on
24 the Map, for the placement, on a nonexclusive
25 basis, of utility infrastructure; and

1 (K) a 2,640-foot-wide right-of-way imme-
2 diately north of U.S. Highway 50, as depicted
3 on the Map, for the placement, on a nonexclu-
4 sive basis, of utility infrastructure.

5 (2) COUNTY COMPENSATION.—The Secretary
6 shall compensate the County for any cost increases
7 for the Dixie Valley Water Project of the County
8 that result from any design features required by the
9 Secretary to be included in the Dixie Valley Water
10 Project.

11 (e) SECRETARY OF THE INTERIOR DUTIES FOR
12 DIXIE VALLEY SPECIAL MANAGEMENT AREA.—As soon
13 as practicable after the date of enactment of this Act, with
14 respect to the land withdrawn by subsection (a)(2), the
15 Secretary of the Interior shall—

16 (1) ensure that there is no restriction or curtail-
17 ment of public access to, and recreation on, the land
18 for the duration of the withdrawal;

19 (2) ensure that geothermal exploration and de-
20 velopment is authorized on the land located west of
21 State Route 121, consistent with the required design
22 features described by the Secretary in the Fallon
23 Range Training Complex Modernization Final Envi-
24 ronmental Impact Statement dated January 2020;
25 and

1 (3) on application from the County, authorize
2 the Dixie Valley Water Project of the County and,
3 in collaboration with the Secretary, complete any
4 permitting for the Dixie Valley Water Project, sub-
5 ject to the public land laws and environmental re-
6 view.

7 (f) **TERMINATION OF EXISTING FALLON RANGE**
8 **TRAINING COMPLEX WITHDRAWAL AND RESERVATION.**—
9 Except as otherwise provided in this subtitle, the land
10 withdrawal and reservation made by section 3011(a) of
11 the Military Lands Withdrawal Act of 1999 (Public Law
12 106–65; 113 Stat. 885) shall terminate on the date of en-
13 actment of this Act.

14 (g) **WRITTEN NOTICE REQUIRED.**—The Secretary
15 and the Secretary of the Interior shall not carry out any
16 activities necessary to carry out the land withdrawal and
17 reservation made by this section until the date on which
18 the Secretary and the Secretary of the Interior jointly cer-
19 tify in writing to the Committee on Energy and Natural
20 Resources of the Senate, the Committee on Armed Serv-
21 ices of the Senate, the Committee on Natural Resources
22 of the House of Representatives, and the Committee on
23 Armed Services of the House of Representatives that the
24 Secretary and the Secretary of the Interior have completed

1 all financial commitments (including the completion of all
2 final compensation payments to affected individuals)—

3 (1) contained in the record of decision entitled
4 “Record of Decision for the Fallon Range Training
5 Complex Modernization Final Environmental Impact
6 Statement” and dated March 12, 2020; and

7 (2) required under section 123.

8 **SEC. 113. DESIGNATION OF A SPECIAL LAND MANAGEMENT**
9 **OVERLAY.**

10 Subject to valid existing rights and except as other-
11 wise provided in this subtitle, the land depicted on the
12 Map as the “Special Land Management Overlay”—

13 (1) is designated as a Special Land Manage-
14 ment Overlay, as described in the Fallon Range
15 Training Complex Record of Decision dated March
16 12, 2020; and

17 (2) shall remain subject to entry, appropriation,
18 and disposal under the public land laws.

19 **SEC. 114. MAPS, ESTIMATES, AND DESCRIPTIONS.**

20 (a) **MINOR ERRORS AND ADJUSTMENTS.**—The Sec-
21 retary of the Interior and the County may, by mutual
22 agreement—

23 (1) make minor boundary adjustments to the
24 land withdrawn by section 112(a); and

25 (2) correct any minor errors in—

1 (A) the Map; and

2 (B) any acreage estimate or description of
3 the land withdrawn by section 112(a).

4 (b) CONFLICT.—If there is a conflict between the
5 Map or an acreage estimate or description of land with-
6 drawn by section 112(a), the Map shall control unless the
7 Secretary of the Interior and the County mutually agree
8 otherwise.

9 (c) AVAILABILITY.—Copies of the Map shall be avail-
10 able for public inspection in—

11 (1) the Nevada State Office of the Bureau of
12 Land Management;

13 (2) the Carson City District Office of the Bu-
14 reau of Land Management; and

15 (3) the Office of the Commander, Naval Air
16 Station Fallon, Nevada.

17 (d) COSTS.—The Secretary shall reimburse the Sec-
18 retary of the Interior for the costs incurred by the Sec-
19 retary of the Interior in carrying out this section.

20 **SEC. 115. WATER RIGHTS.**

21 The Secretary shall ensure that the Department of
22 the Navy complies with the portion of the memorandum
23 of understanding between the Department of the Navy
24 and the United States Fish and Wildlife Service dated
25 July 26, 1995, which requires the Department of the

1 Navy, to the maximum extent practicable and consistent
2 with safety of operations, to limit water rights for Naval
3 Air Station Fallon, Nevada, which water rights are, as of
4 the date of enactment of this Act, limited to not more than
5 4,402 acre-feet of water per year.

6 **SEC. 116. MANAGEMENT OF SHOAL SITE.**

7 (a) DEFINITION OF SHOAL SITE.—In this section,
8 the term “Shoal Site” means the land withdrawn and re-
9 served by Public Land Order 2771 (27 Fed. Reg. 9062
10 (September 6, 1962)), as amended by Public Land Order
11 2834 (27 Fed Reg. 12219 (December 4, 1962)).

12 (b) SUBSURFACE ESTATE.—The Secretary of Energy
13 shall remain responsible and liable for the management
14 and use of the subsurface estate of the Shoal Site, includ-
15 ing all activities conducted with respect to the subsurface
16 estate.

17 (c) SURFACE ESTATE.—Pursuant to the withdrawal
18 and reservation made by section 3011(a)(1) of the Mili-
19 tary Lands Withdrawal Act of 1999 (Public Law 106–65;
20 113 Stat. 885), the Secretary shall be responsible for the
21 management and use of the surface estate of the Shoal
22 Site.

23 **SEC. 117. IDENTIFICATION OF, ACCESS TO, AND PROTEC-**
24 **TION OF CULTURAL RESOURCES.**

25 (a) IDENTIFICATION.—

1 (1) IN GENERAL.—Not later than 120 days
2 after the date of enactment of this Act, the Sec-
3 retary and the Secretary of the Interior shall provide
4 to each affected Tribe such access to the land with-
5 drawn by section 112(a) as the Secretaries, in con-
6 sultation with the affected Tribes, determine to be
7 reasonable and sufficient for the purpose of identi-
8 fying within the land—

9 (A) cultural resources (as defined in sec-
10 tion 2684(d) of title 10, United States Code);
11 and

12 (B) burial sites (as defined in section 2 of
13 the Native American Graves Protection and Re-
14 patriation Act (25 U.S.C. 3001)).

15 (2) AFFECTED TRIBES.—Not later than 240
16 days after the date of enactment of this Act, each
17 affected Tribe shall submit to the Secretary a notice
18 describing each cultural resource and burial site
19 identified under paragraph (1) within the land with-
20 drawn by section 112(a).

21 (b) COOPERATIVE AGREEMENTS.—Not later than 1
22 year after the date of enactment of this Act, the Secretary
23 and the Secretary of the Interior shall offer to enter into
24 a cooperative agreement with each affected Tribe that sub-
25 mitted to the Secretary a notice under subsection (a)(2)—

1 (1) to provide to the affected Tribe—

2 (A) reasonable and recurrent access to,
3 and use of, the identified cultural resources;
4 and

5 (B) proper disposition or protection of, and
6 any requested access to, the identified burial
7 sites, in accordance with the Native American
8 Graves Protection and Repatriation Act (25
9 U.S.C. 3001 et seq.);

10 (2)(A) to protect relevant cultural resources
11 from disturbance; and

12 (B) if requested by the affected Tribe, to pro-
13 tect burial sites from disturbance; and

14 (3) to support any other activities that are nec-
15 essary and reasonable to achieve the purposes de-
16 scribed in paragraphs (1) and (2).

17 (c) PROCEDURES FOR ADDITIONAL WITH-
18 DRAWALS.—If, after the date of enactment of this Act,
19 additional land is withdrawn and reserved for the Fallon
20 Range Training Complex, the Secretary and the Secretary
21 of the Interior shall—

22 (1) provide to each affected Tribe similar ac-
23 cess, identification, and notice procedures, within
24 similar timeframes, as those access, identification,

1 and notice procedures and timeframes described in
2 subsection (a); and

3 (2) amend each cooperative agreement, or enter
4 into a new cooperative agreement, as necessary and
5 requested by an affected Tribe, to provide similar
6 protections, access, and use of cultural resources and
7 burial sites as the protections, access, and use of
8 cultural resources and burial sites described in sub-
9 section (b).

10 (d) CLASS III INVENTORIES AND ETHNOGRAPHIC
11 STUDIES.—

12 (1) IN GENERAL.—Not later than 1 year after
13 the date of enactment of this Act, the Secretary
14 shall conduct, as appropriate, 1 or more class III
15 cultural resource inventories and ethnographic stud-
16 ies regarding the land withdrawn and reserved by
17 section 112 that was not previously withdrawn for
18 military purposes.

19 (2) LOCATION AND ORDER.—The Secretary
20 shall determine the location and order of any class
21 III inventory and ethnographic study conducted
22 under paragraph (1).

23 (3) PHASES.—The Secretary may conduct any
24 class III inventory and ethnographic study under
25 paragraph (1) in phases.

1 (4) PARTICIPATION OF AFFECTED TRIBES.—In
2 conducting a class III inventory and ethnographic
3 study under paragraph (1), the Secretary shall co-
4 ordinate with, and provide for the participation of,
5 each applicable affected Tribe.

6 (5) RESULTS OF INVENTORY AND ETHNO-
7 GRAPHIC STUDIES.—The Secretary shall use the re-
8 sults of any class III inventory and ethnographic
9 study conducted under paragraph (1)—

10 (A) to achieve compliance with applicable
11 Federal law; and

12 (B) to determine the obligations of the
13 Secretary under—

14 (i) the integrated natural resources
15 management plan prepared under section
16 118; and

17 (ii) any cooperative agreement entered
18 into under subsection (b) or (c).

19 (e) FUNDING.—In addition to any other amounts au-
20 thorized to be appropriated to carry out this section, there
21 are authorized to be appropriated to the Secretary, for dis-
22 tribution among the Department of the Navy, the Depart-
23 ment of the Interior, and the applicable affected Tribes,
24 such sums as are necessary to carry out the cooperative
25 agreements under subsections (b) and (c), subject to the

1 condition that the amounts distributed to the applicable
2 affected Tribes shall be sufficient to fund—

3 (1) not fewer than 3 full-time equivalent posi-
4 tions to carry out the cooperative agreements; and

5 (2) other reasonable costs associated with Trib-
6 al participation.

7 (f) NAVY PURPOSES.—Nothing in this section inter-
8 feres with the purposes described in section 112(b)(1).

9 **SEC. 118. INTEGRATED NATURAL RESOURCES MANAGE-**
10 **MENT PLAN.**

11 (a) PREPARATION REQUIRED.—Not later than 2
12 years after the date of enactment of this Act, the Sec-
13 retary and the Secretary of the Interior, in coordination
14 with the State, impacted counties, and affected Tribes,
15 shall jointly prepare an integrated natural resources man-
16 agement plan for the land withdrawn and reserved by sec-
17 tion 112.

18 (b) RESOLUTION OF CONFLICTS.—

19 (1) IN GENERAL.—Any disagreement among
20 the parties referred to in subsection (a) concerning
21 the contents of the integrated natural resources
22 management plan prepared under that subsection or
23 an amendment to the plan shall be resolved by the
24 Secretary and the Secretary of the Interior, acting
25 through—

1 (A) the State Director of the Nevada State
2 Office of the Bureau of Land Management; and

3 (B) if appropriate, the Regional Director
4 of the United States Fish and Wildlife Service.

5 (2) DELEGATION.—The Secretary may delegate
6 the resolution authority under paragraph (1) to the
7 commander of Naval Air Station Fallon, Nevada.

8 (3) CONSULTATION.—Prior to the resolution of
9 any conflict under paragraph (1), the Secretary and
10 the Secretary of the Interior shall consult with the
11 members of the intergovernmental executive com-
12 mittee established under section 120.

13 (c) ELEMENTS OF PLAN.—Except as provided in sub-
14 section (b), the integrated natural resources management
15 plan prepared under subsection (a)—

16 (1) shall be prepared and implemented in ac-
17 cordance with the Sikes Act (16 U.S.C. 670 et seq.)
18 and this section;

19 (2) shall include provisions for—

20 (A) proper management and protection of
21 the natural and cultural resources of the land;
22 and

23 (B) sustainable use by the public of such
24 resources to the extent consistent with the mili-

1 tary purposes for which the land is withdrawn
2 and reserved;

3 (3)(A) shall be developed in consultation with
4 affected Tribes; and

5 (B) shall include provisions that address how
6 the Secretary intends—

7 (i) to fulfill the trust responsibility of the
8 United States to the affected Tribes, including
9 with respect to land and rights of the affected
10 Tribes reserved by treaty or Federal law that
11 are affected by the withdrawal and reservation;

12 (ii) to allow access to, and ceremonial use
13 of, Indian sacred sites to the extent consistent
14 with the military purposes for which the land is
15 withdrawn and reserved; and

16 (iii) to provide for timely consultation with
17 affected Tribes;

18 (4) shall provide that any hunting, fishing, and
19 trapping on the land shall be conducted in accord-
20 ance with section 2671 of title 10, United States
21 Code;

22 (5) shall provide for livestock grazing and agri-
23 cultural out-leasing on the land, if appropriate—

24 (A) in accordance with section 2667 of
25 title 10, United States Code; and

1 (B) at the discretion of the Secretary;

2 (6) shall identify current test and target impact
3 areas and related buffer or safety zones on the land;

4 (7) shall provide that the Secretary—

5 (A) shall take any and all necessary ac-
6 tions to prevent, suppress, manage, and reha-
7 bilitate brush and range fires occurring within
8 the boundaries of the Fallon Range Training
9 Complex and brush and range fires occurring
10 outside the boundaries of the Fallon Range
11 Training Complex resulting from military ac-
12 tivities; and

13 (B) notwithstanding section 2465 of title
14 10, United States Code—

15 (i) may obligate funds appropriated or
16 otherwise available to the Secretary to
17 enter into memoranda of understanding,
18 cooperative agreements, and contracts for
19 fire management; and

20 (ii) shall reimburse the Secretary of
21 the Interior for costs incurred under this
22 paragraph;

23 (8) shall provide that all gates, fences, and bar-
24 riers constructed after the date of enactment of this
25 Act shall be designed and erected, to the maximum

1 extent practicable and consistent with military secu-
2 rity, safety, and sound wildlife management use, to
3 allow wildlife access;

4 (9) if determined appropriate by the Secretary
5 and the Secretary of the Interior after review of any
6 existing management plans applicable to the land,
7 shall incorporate the existing management plans;

8 (10) shall include procedures to ensure that—

9 (A) the periodic reviews of the plan re-
10 quired by the Sikes Act (16 U.S.C. 670 et seq.)
11 are conducted jointly by the Secretary and the
12 Secretary of the Interior; and

13 (B) affected States and affected Tribes
14 and the public are provided a meaningful oppor-
15 tunity to comment on any substantial revisions
16 to the plan that may be proposed pursuant to
17 such a review;

18 (11) shall incorporate the cooperative agree-
19 ments, class III cultural resource inventories, and
20 ethnographic studies described in section 117; and

21 (12) shall provide procedures to amend the plan
22 as necessary.

1 **SEC. 119. ROAD RECONSTRUCTION AND TREATMENT OF EX-**
2 **ISTING ROADS AND RIGHTS-OF-WAY.**

3 (a) ROAD RECONSTRUCTION.—The Secretary shall
4 be responsible for the timely—

5 (1) reconstruction of—

6 (A) Lone Tree Road leading to the B-16
7 range; and

8 (B) State Highway 361 in the B-17 range;
9 and

10 (2) relocation of—

11 (A) Sand Canyon/Red Mountain Roads;
12 and

13 (B) Pole Line Road.

14 (b) EXISTING ROADS AND RIGHTS-OF-WAY.—The
15 withdrawal and reservation of land made by section 112
16 shall not affect the following roads and associated rights-
17 of-way:

18 (1) U.S. Highways 50 and 95.

19 (2) State Routes 121 and 839.

20 (3) County roads identified as Simpson Road,
21 East County Road, Earthquake Fault Road, and
22 Fairview Peak Road.

23 (c) RS 2477 CLAIMS.—The withdrawal and reserva-
24 tion of land made by section 112 shall not obstruct or
25 interfere with the ability of the County to seek adjudica-
26 tion of claims for existing County roads under section

1 2477 of the Revised Statutes (43 U.S.C. 932), repealed
2 by section 706(a) of the Federal Land Policy and Manage-
3 ment Act of 1976 (Public Law 94–579; 90 Stat. 2793).

4 **SEC. 120. INTERGOVERNMENTAL EXECUTIVE COMMITTEE**
5 **ON JOINT USE BY DEPARTMENT OF THE**
6 **NAVY AND DEPARTMENT OF THE INTERIOR**
7 **OF NAVAL AIR STATION FALLON RANGES.**

8 (a) ESTABLISHMENT.—The Secretary and the Sec-
9 retary of the Interior shall jointly establish, by memo-
10 randum of understanding, an intergovernmental executive
11 committee (referred to in this section as the “executive
12 committee”) relating to the management of the natural
13 and cultural resources of the land withdrawn by section
14 112(a).

15 (b) MEMORANDUM OF UNDERSTANDING.—The
16 memorandum of understanding entered into under sub-
17 section (a) shall include—

18 (1) a description of the officials and other indi-
19 viduals to be invited to participate as members in
20 the executive committee under subsection (d);

21 (2) a description of the duties of the Chair-
22 person and Vice Chairperson of the executive com-
23 mittee; and

24 (3) subject to subsections (e) and (f), a proce-
25 dure for—

1 (A) creating a forum to carry out the du-
2 ties described in subsection (c);

3 (B) rotating the Chairperson of the execu-
4 tive committee; and

5 (C) scheduling regular meetings of the ex-
6 ecutive committee.

7 (c) DUTIES.—The duties of the executive committee
8 shall include, with respect to the land withdrawn by sec-
9 tion 112(a), the following:

10 (1) Assisting with development of the inte-
11 grated natural resource management plan of the
12 Secretary with respect to that land as required by
13 section 101(a)(1)(B) of the Sikes Act (16 U.S.C.
14 670a(a)(1)(B)).

15 (2) Ensuring implementation of mitigation ac-
16 tivities with respect to that land.

17 (3) Consulting in any dispute resolution with
18 respect to that land.

19 (4) Providing input on any other access agree-
20 ments or management plans described in the record
21 of decision with respect to that land set forth by the
22 Secretary.

23 (5) Exchanging views, information, and advice
24 relating to the management of the natural and cul-
25 tural resources of that land.

1 (d) MEMBERSHIP.—The executive committee shall be
2 comprised of—

3 (1) 1 representative of the Nevada Department
4 of Wildlife;

5 (2) 1 representative of the Nevada Department
6 of Conservation and Natural Resources;

7 (3) 1 county commissioner or their designee
8 from each of Churchill, Lyon, Nye, Mineral, and
9 Pershing Counties, Nevada;

10 (4) 1 representative of each affected Tribe; and

11 (5) not more than 3 members that the Sec-
12 retary and the Secretary of the Interior jointly de-
13 termine would advance the goals and objectives of
14 the executive committee.

15 (e) CHAIRPERSON AND VICE CHAIRPERSON.—The
16 members of the executive committee shall elect from
17 among the members—

18 (1) 1 member to serve as Chairperson of the ex-
19 ecutive committee; and

20 (2) 1 member to serve as Vice Chairperson of
21 the executive committee.

22 (f) MEETINGS.—

23 (1) FREQUENCY.—The executive committee
24 shall meet not less frequently than 3 times each cal-
25 endar year.

1 (2) LOCATION.—The location of the meetings of
2 the executive committee shall rotate within each of
3 Churchill, Lyon, Nye, Mineral, and Pershing Coun-
4 ties, Nevada, to facilitate ease of access for all mem-
5 bers of the executive committee.

6 (3) PUBLIC ACCESSIBILITY.—The meetings of
7 the executive committee shall—

8 (A) be open to the public; and

9 (B) serve as a forum for the public to pro-
10 vide comments regarding the natural and cul-
11 tural resources of the land withdrawn by section
12 112(a).

13 (g) CONDITIONS AND TERMS.—

14 (1) IN GENERAL.—Each member of the execu-
15 tive committee shall serve voluntarily and without
16 compensation.

17 (2) TERM OF APPOINTMENT.—

18 (A) IN GENERAL.—Except as provided in
19 subparagraph (B)(ii), each member of the execu-
20 tive committee shall be appointed for a term
21 of 4 years.

22 (B) ORIGINAL MEMBERS.—Of the mem-
23 bers initially appointed to the executive com-
24 mittee, the Secretary and the Secretary of the
25 Interior shall select—

1 (i) ½ to serve for a term of 4 years;

2 and

3 (ii) ½ to serve for a term of 2 years.

4 (3) REAPPOINTMENT AND REPLACEMENT.—

5 The Secretary and the Secretary of the Interior may
6 reappoint or replace, as appropriate, a member of
7 the executive committee if—

8 (A) the term of the member has expired;

9 (B) the member has resigned; or

10 (C) the position held by the member has
11 changed to the extent that the ability of the
12 member to represent the group or entity that
13 the member represents has been significantly
14 affected.

15 (h) LIAISONS.—The Secretary and the Secretary of
16 the Interior shall each appoint appropriate operational and
17 land management personnel of the Department of the
18 Navy and the Department of the Interior, respectively, to
19 serve as liaisons to the executive committee.

20 **SEC. 121. ENVIRONMENTAL REQUIREMENTS.**

21 (a) IN GENERAL.—Notwithstanding the Military
22 Lands Withdrawal Act of 2013 (Public Law 113–66, 127
23 Stat. 1025), with respect to the land withdrawn by section
24 112(a)—

25 (1) the Secretary shall—

1 (A) carry out a decontamination program
2 that prioritizes the remediation of sites that
3 contain Tribal cultural resources or Tribal trust
4 land, including the contaminated trust land of
5 the Walker River Paiute Tribe;

6 (B) until the date on which all remediation
7 activities under subparagraph (A) are com-
8 pleted in accordance with applicable law, in-
9 clude in the applicable fiscal year budget re-
10 quest of the Secretary sufficient funds to con-
11 duct the remediation; and

12 (C) the Secretary shall consult with each
13 affected Tribe regarding any decontamination
14 plan, including with respect to—

15 (i) the treatment of any cultural re-
16 sources of the affected Tribe, including sa-
17 cred sites; and

18 (ii) any opportunities for the use or
19 conservation of the affected area for the
20 benefit of the affected Tribe; and

21 (2) the Secretary of Defense shall include in the
22 annual report required under section 2711 of title
23 10, United States Code, a description of decon-
24 tamination activities planned for and carried out
25 under paragraph (1)(A), including a description of

1 the level of appropriations allocated, authorized, ex-
2 pended, or requested under paragraph (1)(B) for
3 those activities.

4 (b) REPORT.—After the date of termination under
5 section 128, the Secretary shall submit to the Secretary
6 of the Interior and Congress a report describing the status
7 of—

8 (1) the land previously withdrawn by section
9 112(a);

10 (2) any other affected land and resources af-
11 fected by the activities of the Secretary under this
12 section; and

13 (3) all remediation activities carried out by the
14 Secretary under this section.

15 (c) PUBLIC WARNINGS.—The Secretary shall carry
16 out appropriate measures to warn the public of any con-
17 tamination, harm, or risk associated with entry into the
18 land withdrawn by section 112(a).

19 (d) OTHER FEDERAL AGENCIES.—If the Secretary
20 delegates to another Federal agency responsibility for or
21 jurisdiction over, or permits another Federal agency to op-
22 erate on, any portion of the land withdrawn by section
23 112(a), the Federal agency shall assume all responsibility
24 and liability under applicable law for the activities of the
25 Federal agency with respect to that portion of the land.

1 **SEC. 122. REDUCTION OF IMPACT OF FALLON RANGE**
2 **TRAINING COMPLEX MODERNIZATION BY DE-**
3 **PARTMENT OF THE NAVY.**

4 (a) DEFINITION OF ENVIRONMENTAL IMPACT
5 STATEMENT.—In this section, the term “environmental
6 impact statement” means the Fallon Range Training
7 Complex Modernization Final Environmental Impact
8 Statement dated January 2020 and prepared by the De-
9 partment of the Navy.

10 (b) REQUIREMENT.—The Secretary shall carry out
11 the mitigations and other measures set forth in this sec-
12 tion to reduce the impact of the modernization of the
13 Fallon Range Training Complex (in this section referred
14 to as the “modernization”) by the Secretary on the land
15 and local community.

16 (c) WITHDRAWAL OR ACQUISITION OF LAND.—

17 (1) IN GENERAL.—Withdrawal or acquisition by
18 the Secretary for military purposes of land impacted
19 by the modernization is contingent upon—

20 (A) finalization of payments under this
21 section for private property affected by the
22 modernization, including—

- 23 (i) lost land rights;
24 (ii) lost mining claims;
25 (iii) lost water rights; and

1 (iv) lost grazing rights, permits, or in-
2 frastructure;

3 (B) implementation of conservation and
4 Tribal cultural resource mitigation measures re-
5 lating to the modernization;

6 (C) completion of studies relating to the
7 modernization;

8 (D) completion of ethnographic studies and
9 class III cultural resource inventories of Tribal
10 cultural resources and burial sites;

11 (E) payments to Indian Tribes; and

12 (F) conveyance of land.

13 (2) APPLICATION.—Paragraph (1) shall not
14 apply to the land previously withdrawn by section
15 3011(a)(1) of the Military Lands Withdrawal Act of
16 1999 (Public Law 106–65; 113 Stat. 885).

17 (d) REALIGNMENT OF PAIUTE PIPELINE.—

18 (1) IN GENERAL.—The Secretary shall pur-
19 chase the portion of the Paiute pipeline impacted by
20 the modernization and pay for relocation of the ex-
21 isting Paiute pipeline south of the proposed B–17
22 range on the Fallon Range Training Complex.

23 (2) REALIGNMENT OF PIPELINE.—Using
24 amounts provided by the Department of the Navy,
25 the Paiute Pipeline Company shall be responsible for

1 planning, designing, permitting, funding, and con-
2 structing any realignment of the Paiute pipeline.

3 (3) RESOURCE IMPACTS.—Any potential re-
4 source impacts associated with the relocation of the
5 Paiute pipeline shall be subject to the same commit-
6 ments by the Secretary as any resource impacts
7 under the modernization.

8 (e) TREATMENT OF MINING AND MINERAL RE-
9 SOURCES.—

10 (1) IN GENERAL.—The Secretary shall notify,
11 by certified mail, holders of mining claims impacted
12 by the modernization and shall make payments to
13 those holders in accordance with this subsection.

14 (2) TREATMENT OF CERTAIN CLAIMS.—

15 (A) PATENTED OR VALIDITY EXAM.—The
16 Secretary shall fully compensate, in accordance
17 with the conditions and procedures outlined in
18 section 3.3 of the environmental impact state-
19 ment, any claims described in paragraph (1)
20 that are patented or have a validity exam.

21 (B) OTHER CLAIMS.—For claims described
22 in paragraph (1) that are not described in sub-
23 paragraph (A), the Secretary shall offer to the
24 claimant nominal payments (factoring in ex-
25 penses previously incurred by the claimant)

1 subject to the conditions and procedures out-
2 lined in section 3.3 of the environmental impact
3 statement.

4 (3) APPRAISAL PROCESS.—In providing pay-
5 ments to claimants under this subsection, the Sec-
6 retary shall follow section 1.10.3 of the appraisal
7 process described in the Uniform Appraisal Stand-
8 ards for Federal Land Acquisitions (Special Consid-
9 eration for Mineral Properties).

10 (f) LIVESTOCK GRAZING.—

11 (1) IN GENERAL.—The Secretary shall notify
12 holders of grazing allotments impacted by the mod-
13 ernization and, if possible, work with those holders
14 to obtain replacement forage.

15 (2) REVISIONS TO ALLOTMENT PLANS.—The
16 Secretary shall pay for required revisions to grazing
17 allotment plans, permits, and associated environ-
18 mental approvals impacted by the modernization.

19 (3) ALTERNATIVE TO REPLACEMENT FOR-
20 AGE.—If replacement forage cannot be identified
21 under paragraph (1), the Secretary shall make pay-
22 ments to Federal grazing permit holders for all
23 losses suffered by the permit holders as a result of
24 the withdrawal or other use of former Federal graz-
25 ing lands for national defense purposes pursuant to

1 the Act of June 28, 1934 (commonly known as the
2 “Taylor Grazing Act”) (48 Stat. 1269, chapter 865;
3 43 U.S.C. 315 et seq.).

4 (4) NOTIFICATION AND PAYMENT.—The Sec-
5 retary shall notify, by certified mail, holders of graz-
6 ing allotments (or portions thereof) that are termi-
7 nated and shall compensate those holders for author-
8 ized permanent improvements (such as corrals) asso-
9 ciated with those allotments (or portions thereof).

10 (5) CONSIDERATIONS.—For purposes of calcu-
11 lating and making a payment to a Federal grazing
12 permit holder under paragraphs (3) and (4) (includ-
13 ing the conduct of any appraisals required to cal-
14 culate the amount of the payment)—

15 (A) the Secretary shall consider the perma-
16 nent loss of the applicable Federal grazing per-
17 mit; and

18 (B) the amount of the payment shall not
19 be limited to the remaining term of the existing
20 Federal grazing permit.

21 (g) WATER RESOURCES.—

22 (1) IN GENERAL.—The Secretary shall notify,
23 by certified mail, water rights holders impacted by
24 the modernization and, if water rights are adversely
25 affected and cannot be otherwise mitigated, acquire

1 existing and valid State water rights (including im-
2 provements within the Bravo ranges).

3 (2) PRACTICES AND MEASURES.—In carrying
4 out the modernization, the Secretary shall imple-
5 ment management practices and mitigation meas-
6 ures specifically designed to reduce or avoid poten-
7 tial impacts on surface water and groundwater, such
8 as placing targets outside of washes.

9 (h) BIOLOGICAL RESOURCES.—

10 (1) MITIGATIONS OF IMPACTS ON SAGE
11 GROUSE.—

12 (A) STUDY.—

13 (i) IN GENERAL.—The Secretary shall
14 conduct a study to assess the reactions of
15 greater sage grouse in the area impacted
16 by the modernization to aircraft over-
17 flights.

18 (ii) COORDINATION.—The Secretary
19 shall conduct the study under clause (i) in
20 coordination with the Nevada Department
21 of Wildlife.

22 (B) MITIGATIONS AND MANAGEMENT.—If
23 the Secretary determines under the study under
24 subparagraph (A) that greater sage grouse in
25 the area impacted by the modernization are im-

1 pacted by aircraft overflights, the Secretary
2 shall implement such mitigations and adaptive
3 management, in coordination with the State
4 and the United States Fish and Wildlife Serv-
5 ice, before operational use of the air space by
6 the Armed Forces over the land of the impacted
7 habitat.

8 (2) USE OF FENCING.—In constructing fences
9 on the area impacted by the modernization, the Sec-
10 retary, in coordination with the Nevada Department
11 of Wildlife, shall—

12 (A) use wildlife friendly configured four-
13 wire fencing to minimize impacts on wildlife
14 from fencing; and

15 (B) configure the spacing of wires appro-
16 priately for the wildlife in the area.

17 (3) CONSERVATION LAW ENFORCEMENT OFFI-
18 CERS.—

19 (A) IN GENERAL.—The Secretary shall es-
20 tablish two Conservation Law Enforcement Of-
21 ficer positions at Naval Air Station Fallon.

22 (B) DUTIES.—The duties of the Conserva-
23 tion Law Enforcement Officer position estab-
24 lished under subparagraph (A) shall include, in
25 part—

1 (i) patrolling the new fence line for
2 trespass issues and reporting to the Sec-
3 retary any broken or downed fences for
4 maintenance repair;

5 (ii) facilitating public hunting and rec-
6 reational activities;

7 (iii) conducting historic tours of with-
8 drawn lands;

9 (iv) facilitating wildfire monitoring
10 and prevention (whether relating to activi-
11 ties of the Department of the Navy or oth-
12 erwise); and

13 (v) serving as liaison to the Nevada
14 Department of Wildlife, the Bureau of
15 Land Management, and other Federal
16 agencies with responsibilities relating to
17 wildlife management, habitat conservation,
18 and maintenance of wildlife water infra-
19 structure.

20 (4) ACCESS FOR WILDLIFE MANAGEMENT.—

21 The Secretary shall work with the Bureau of Land
22 Management and the Nevada Department of Wild-
23 life to provide continued access for wildlife manage-
24 ment activities and to existing wildlife water develop-
25 ments and guzzlers in the area impacted by the

1 modernization and to install additional guzzlers out-
2 side weapons danger zones.

3 (i) LOSS OF PRIVATELY OWNED PROPERTY.—The
4 Secretary shall notify, by certified mail, holders of private
5 property rights impacted by the modernization and com-
6 pensate those holders for loss of privately owned real prop-
7 erty as described in section 3.13 of the environmental im-
8 pact statement.

9 (j) MITIGATION FUND.—

10 (1) IN GENERAL.—The Secretary shall establish
11 a mitigation fund to pay for expenses in the counties
12 impacted by the modernization relating to carrying
13 out activities under the memorandum of under-
14 standing required under section 123.

15 (2) ADDITIONAL USES OF FUNDS.—Funds de-
16 posited in the fund established under paragraph (1)
17 may be used—

18 (A) to implement the memorandum of un-
19 derstanding required under section 123; and

20 (B) for land consolidation or checkerboard
21 resolution purposes.

22 (k) TREATMENT OF THE WEST-WIDE ENERGY COR-
23 RIDOR.—

24 (1) IN GENERAL.—Nothing in this section re-
25 stricts the development of power utility lines within

1 that portion of the designated West-Wide Energy
2 Corridor as is located outside of the B-16 range at
3 the Fallon Range Training Complex, as depicted on
4 the Map.

5 (2) NEW TRANSMISSION LINES WITHIN B-16
6 RANGE.—The Secretary shall allow 1 transmission
7 line within that portion of the designated West-Wide
8 Energy Corridor as is located within the B-16 range
9 at the Fallon Range Training Complex, as depicted
10 on the Map, subject to the condition that the trans-
11 mission line shall be located as closely as possible to
12 the existing transmission line located immediately
13 adjacent to the western boundary of the B-16
14 range.

15 **SEC. 123. MEMORANDUM OF UNDERSTANDING ON MOD-**
16 **ERNIZATION OF FALLON RANGE TRAINING**
17 **COMPLEX.**

18 (a) IN GENERAL.—Not later than 180 days after the
19 date of enactment of this Act, the Secretary, in collabora-
20 tion with applicable Federal agencies, shall enter into a
21 memorandum of understanding with the State, the Coun-
22 ties of Churchill, Lyon, Nye, Mineral, and Pershing in the
23 State, affected Tribes, and other interested parties, such
24 as the Inter-Tribal Council of Nevada and the Nevada In-
25 dian Commission, to address issues of concern to the local

1 and Tribal community associated with the project for the
2 modernization of the Fallon Range Training Complex.

3 (b) ELEMENTS.—The memorandum of under-
4 standing required under subsection (a) shall address, at
5 a minimum, the following:

6 (1) The agreed upon methods to be used by the
7 Secretary to mitigate and control fuels, invasive
8 weeds, and rangeland fires on the expanded Fallon
9 Range Training Complex that are caused by ord-
10 nance, aircraft, vehicles, or any other activity by the
11 Department of Defense.

12 (2) An agreement to mitigate or remove
13 unexploded ordnance that is currently present on
14 surrounding public, private, and Tribal land that is
15 the result of past activity by the Department of De-
16 fense conducted at Naval Air Station Fallon.

17 (3) An agreement to remediate environmental
18 contamination that currently exists on surrounding
19 public, private, and Tribal land that is the result of
20 past activity by the Department of Defense con-
21 ducted at Naval Air Station Fallon, as well as future
22 environmental contamination that may take place on
23 that land as a result of future activity by the De-
24 partment.

1 (4) An agreement for compensation from the
2 Secretary for private property and valid existing
3 rights impacted by the withdrawal under section
4 112(a), including—

5 (A) private lands within the withdrawal;

6 (B) water rights within the withdrawal
7 that cannot otherwise be mitigated;

8 (C) grazing permits and existing infra-
9 structure that cannot otherwise be mitigated;

10 (D) existing land use authorizations (such
11 as rights-of-way) that cannot otherwise be miti-
12 gated; and

13 (E) mineral rights and claims.

14 (5) An agreement for compensation from the
15 Secretary to Churchill County, Nevada, to mitigate
16 the loss of transportation infrastructure, water in-
17 frastructure, and public access related to the with-
18 drawal under section 112(a), including—

19 (A) reconstruction of Lone Tree Road,
20 which shall include all costs related to permit-
21 ting (including environmental and cultural), de-
22 sign, and construction;

23 (B) realignment of Sand Canyon Road,
24 which shall include all costs related to permit-

1 ting (including right-of-way, environmental, and
2 cultural), design, and construction;

3 (C) realignment of Pole Line Road, which
4 shall include all costs related to permitting (in-
5 cluding right-of-way, environmental, and cul-
6 tural), design, and construction; and

7 (D) increased costs for the Dixie Valley
8 Water Project as a result of designed features
9 required by the Secretary.

10 (6) An agreement for compensation from the
11 Secretary to the Nevada Department of Transpor-
12 tation to mitigate the loss of transportation infra-
13 structure and public access related to the withdrawal
14 under section 112(a), including—

15 (A) realignment of Nevada State Route
16 361, Gabbs Highway, which shall include all
17 costs related to permitting (including right-of-
18 way, environmental, and cultural), design, and
19 construction; and

20 (B) reconstruction of Nevada State Route
21 718, Lone Tree Road, which shall include all
22 costs related to permitting (including environ-
23 mental and cultural), design, and construction.

1 (7) An agreement for compensation from the
2 Secretary to the State for public health and safety
3 improvements, which shall include—

4 (A) wildland fire suppression;

5 (B) wildland fire restoration;

6 (C) wildlife planning, fuel reduction, and
7 pre-suppression; and

8 (D) an emergency response fund.

9 (8) An agreement for compensation from the
10 Secretary to the Counties of Churchill, Lyon, Nye,
11 Mineral, and Pershing in the State to offset reduc-
12 tions made in payments in lieu of taxes.

13 (9) An agreement for compensation from the
14 Secretary to the State to mitigate impacts of the
15 withdrawal under section 112(a) on biological re-
16 sources, including—

17 (A) bighorn sheep;

18 (B) greater sage grouse;

19 (C) wildlife species specified by the State,
20 including aquatic species;

21 (D) other wildlife species of conservation
22 priority or concern;

23 (E) botanical and invertebrate species or
24 similar species of concern specified by the
25 State; and

1 (F) management of nonnative, invasive
2 species.

3 (10) An agreement for compensation from the
4 Secretary to Churchill County, Nevada, for the sur-
5 vey, appraisal, environmental permitting, checker-
6 board land resolution, and land acquisition costs re-
7 lated to municipal land conveyances.

8 (11) An agreement for compensation from the
9 Secretary to a mutually agreed upon party to con-
10 duct a comprehensive class III cultural resource in-
11 ventory and ethnographic study on the existing and
12 expanded Fallon Range Training Complex.

13 (12) An agreement for compensation from the
14 Secretary to the Nevada State Historic Preservation
15 Office—

16 (A) to oversee and manage the comprehen-
17 sive cultural resources inventory described in
18 paragraph (11); and

19 (B) to compensate the spatial and cultural
20 resource database, the Nevada Cultural Re-
21 source Inventory System, maintained by the
22 Nevada State Historic Preservation Office pur-
23 suant to section 383.021 of the Nevada Revised
24 Statutes and section 302503(a)(3) of title 54,
25 United States Code.

1 (13) An agreement to coordinate subsequent
2 land management planning efforts that require co-
3 operation with State, local, and Tribal governments
4 that include implementation of—

5 (A) the integrated natural resource man-
6 agement plan of the Secretary as required by
7 section 101(a)(1)(B) of the Sikes Act (16
8 U.S.C. 670a(a)(1)(B));

9 (B) County zoning changes; and

10 (C) other resource management plans un-
11 dertaken by the Bureau of Land Management.

12 (14) An agreement to implement outdoor recre-
13 ation in applicable areas.

14 (15) An agreement to facilitate public access
15 for recreational, cultural, religious, wildlife manage-
16 ment, wildfire management, educational, and other
17 purposes.

18 (16) A cost assessment and evaluation by the
19 Secretary to determine—

20 (A) how much funding will be required
21 over the future-years defense plan to address
22 the elements contained in the memorandum of
23 understanding;

24 (B) which funding sources will be used to
25 address those elements; and

1 (C) how much funding should be assigned
2 to each year in that plan to address those ele-
3 ments.

4 (17) The relocation of the Paiute pipeline.

5 (c) SUBMITTAL OF MEMORANDUM OF UNDER-
6 STANDING.—Not later than 1 year after finalizing the
7 memorandum of understanding required under subsection
8 (a), the Secretary shall submit to the congressional de-
9 fense committees (as defined in section 101(a)(16) of title
10 10, United States Code), the Committee on Energy and
11 Natural Resources of the Senate, and the Committee on
12 Natural Resources of the House of Representatives a copy
13 of the memorandum of understanding.

14 **SEC. 124. RESOLUTION OF WALKER RIVER PAIUTE TRIBE**
15 **CLAIMS.**

16 (a) FINDINGS.—Congress finds that—

17 (1) the Walker River Paiute Tribe is a federally
18 recognized Indian Tribe with reservation land lo-
19 cated in the midwestern region of the State; and

20 (2) since the 1940s, the land of the Tribe lo-
21 cated south of and adjacent to the Fallon Range
22 Training Complex has been adversely impacted by
23 military testing and training exercises that resulted
24 in the impairment and loss of use of the land due
25 to the presence of munitions constituents.

1 (b) PURPOSE.—The purposes of this section are—

2 (1) to resolve the claims of the Tribe against
3 the United States for the contamination, impair-
4 ment, and loss of use of approximately 6,000 acres
5 of land located in certain townships in the State that
6 is within the boundaries of the reservation of the
7 Tribe;

8 (2) to authorize the actions and appropriations
9 necessary to carry out this section; and

10 (3) to maintain the trust responsibility of the
11 United States to the Tribe.

12 (c) DEFINITION OF TRIBE.—In this section, the term
13 “Tribe” means the Walker River Paiute Tribe.

14 (d) PAYMENT TO WALKER RIVER PAIUTE TRIBE.—
15 Not later than 1 year after the date of enactment of this
16 Act, the Secretary shall transfer to an account designated
17 by the Tribe, out of amounts appropriated to the Sec-
18 retary for operation and maintenance and available to the
19 Secretary at the time of transfer, \$20,000,000.

20 (e) WALKER RIVER PAIUTE TRIBE TRUST LAND IM-
21 PACTS.—With respect to the land established as the B-
22 19 range at the Fallon Range Training Complex, as de-
23 picted on the Map, the Secretary shall maintain the cur-
24 rent primary target run in line realignment or establish
25 any alternative alignment so as to continue to mitigate

1 the risk of ordnance landing off-range on the approxi-
2 mately 6,000 acres of contaminated land of the Tribe or
3 any other land of the Tribe.

4 (f) REPLACEMENT LAND.—

5 (1) DEFINITIONS.—In this subsection:

6 (A) DIRECTOR.—The term “Director”
7 means the Director of the Bureau of Indian Af-
8 fairs.

9 (B) MAP.—The term “map” means the
10 map entitled “Walker River Paiute Trust
11 Lands”, dated October 5, 2020, and on file and
12 available for public inspection in the appro-
13 priate offices of the Department of the Interior.

14 (2) ENVIRONMENTAL SITE ASSESSMENT.—Not
15 later than 1 year after the date of enactment of this
16 Act and prior to taking the land described in para-
17 graph (5) into trust for the benefit of the Tribe
18 under paragraph (4)(A), the Director shall complete
19 an environmental site assessment to determine with
20 respect to the land—

21 (A) the likelihood of the presence of haz-
22 ardous substance-related or other environmental
23 liability; and

1 (B) if the presence of hazardous sub-
2 stance-related or other environmental liability is
3 determined to be likely—

4 (i) the extent of that liability; and

5 (ii) whether that liability can be reme-
6 diated by the United States.

7 (3) EXERCISE OF DISCRETION BY TRIBE.—If
8 the Director determines pursuant to the environ-
9 mental site assessment completed under paragraph
10 (2) that there is a likelihood of the presence of haz-
11 ardous substance-related or other environmental li-
12 ability on the land described in paragraph (5) that
13 cannot be remediated by the United States, the
14 Tribe may exercise discretion regarding whether the
15 land should be taken into trust for the benefit of the
16 Tribe.

17 (4) LAND TO BE HELD IN TRUST FOR THE
18 TRIBE; IDENTIFICATION OF REPLACEMENT LAND.—

19 (A) IN GENERAL.—If the Tribe determines
20 pursuant to paragraph (3) that the land de-
21 scribed in paragraph (5) should be taken into
22 trust for the benefit of the Tribe, subject to
23 valid existing rights, all right, title, and interest
24 of the United States in and to the land shall
25 be—

1 (i) held in trust by the United States
2 for the benefit of the Tribe; and

3 (ii) made part of the reservation of
4 the Tribe.

5 (B) IDENTIFICATION OF SUITABLE AND
6 COMPARABLE REPLACEMENT LAND.—If the
7 Tribe determines pursuant to paragraph (3)
8 that the land described in paragraph (5) should
9 not be taken into trust for the benefit of the
10 Tribe, not later than 1 year after the date on
11 which the Tribe makes the determination, the
12 Director and the Tribe shall—

13 (i) enter into an agreement to identify
14 suitable and comparable replacement land
15 to be withdrawn from Federal use and
16 taken into trust for the benefit of the
17 Tribe to meet the purpose described in
18 subsection (b)(1); and

19 (ii) jointly submit to Congress a pro-
20 posal describing the replacement land to be
21 taken into trust for the benefit of the
22 Tribe.

23 (5) LAND DESCRIBED.—Subject to paragraph
24 (6), the land to be held in trust for the benefit of
25 the Tribe under paragraph (4)(A) is the approxi-

1 mately 8,899 acres of Bureau of Land Management
2 and Bureau of Reclamation land located in Church-
3 ill, Lyon, Mineral, and Washoe Counties, Nevada, as
4 generally depicted on the map, and more particularly
5 described as follows:

6 (A) FERNLEY EAST PARCEL.—The fol-
7 lowing land in Churchill County, Nevada:

8 (i) All land held by the Bureau of
9 Reclamation in T. 20 N., R. 26 E., sec.
10 36, Mount Diablo Meridian.

11 (ii) All land held by the Bureau of
12 Reclamation in T. 20 N., R. 26 E., sec.
13 28, Mount Diablo Meridian.

14 (B) SILVER SPRINGS PARCEL.—The fol-
15 lowing land in Lyon County, Nevada:

16 (i) All land held by the Bureau of
17 Land Management in T. 18 N., R. 24 E.,
18 sec. 22, Mount Diablo Meridian.

19 (ii) All land held by the Bureau of
20 Land Management in T. 18 N., R. 24 E.,
21 sec. 28, SE¹/₄SE¹/₄, Mount Diablo Merid-
22 ian.

23 (iii) All land held by the Bureau of
24 Land Management in T. 18 N., R. 24 E.,
25 sec. 28, N¹/₂, Mount Diablo Meridian.

1 (iv) All land held by the Bureau of
2 Reclamation in T. 18 N., R. 24 E., sec.
3 29, Mount Diablo Meridian.

4 (C) WALKER LAKE PARCEL.—The fol-
5 lowing land in Mineral County, Nevada:

6 (i) All land held by the Bureau of
7 Reclamation in T. 10 N., R. 30 E., secs.
8 4, 5, 6, 8, 9, 16, 17, 20, 21, 28, 29, 32,
9 and 33, Mount Diablo Meridian.

10 (ii) All land held by the Bureau of
11 Land Management in T. 10.5 N., R. 30
12 E., secs. 31 and 32, Mount Diablo Merid-
13 ian.

14 (iii) All land held by the Bureau of
15 Land Management in T. 11 N., R. 29 E.,
16 secs. 35 and 36, Mount Diablo Meridian.

17 (D) LOCKWOOD PARCEL.—The following
18 land in Washoe County, Nevada:

19 (i) All land held by the Bureau of
20 Reclamation in T. 19 N., R. 21 E., sec.
21 16, NE¹/₄, Mount Diablo Meridian.

22 (ii) All land held by the Bureau of
23 Land Management in T. 19 N., R. 21 E.,
24 sec. 16, NW¹/₄, Mount Diablo Meridian.

1 (iii) All land held by the Bureau of
2 Land Management in T. 19 N., R. 21 E.,
3 sec. 15, NE¹/₄NW¹/₄, Mount Diablo Merid-
4 ian.

5 (iv) All land held by the Bureau of
6 Land Management in T. 19 N., R. 21 E.,
7 sec. 10, Mount Diablo Meridian.

8 (6) ADMINISTRATION.—

9 (A) SURVEY.—Not later than 180 days
10 after the date of enactment of this Act, the Sec-
11 retary of the Interior (referred to in this para-
12 graph as the “Secretary”) shall complete 1 or
13 more surveys to fully describe, and adequately
14 define the boundaries of, the land described in
15 paragraph (5).

16 (B) LEGAL DESCRIPTION.—

17 (i) IN GENERAL.—On the completion
18 of the surveys under subparagraph (A), the
19 Secretary shall publish in the Federal Reg-
20 ister a legal description of the land de-
21 scribed in paragraph (5).

22 (ii) TECHNICAL CORRECTIONS.—Be-
23 fore the date of publication of the legal de-
24 scription under clause (i), the Secretary
25 may make minor corrections to correct

1 technical and clerical errors in the legal de-
2 scription.

3 (iii) EFFECT.—Effective beginning on
4 the date of publication of the legal descrip-
5 tion under clause (i), the legal description
6 shall be considered to be the official legal
7 description of the land to be held in trust
8 for the benefit of the Tribe under para-
9 graph (4)(A).

10 (7) USE OF TRUST LAND.—The land taken into
11 trust under paragraph (4)(A) shall not be eligible, or
12 considered to have been taken into trust, for class II
13 gaming or class III gaming (as those terms are de-
14 fined in section 4 of the Indian Gaming Regulatory
15 Act (25 U.S.C. 2703)).

16 (g) ELIGIBILITY FOR FEDERAL AND FEDERALLY
17 FUNDED PROGRAMS.—Funds paid to the Tribe pursuant
18 to this section, including any interest or investment in-
19 come earned, may not be treated as income or resources
20 or otherwise used as the basis for denying or reducing the
21 basis for Federal financial assistance or other Federal
22 benefit (including under the Social Security Act (42
23 U.S.C. 301 et seq.)) to which the Tribe, a member of the
24 Tribe, or a household would otherwise be entitled.

1 **SEC. 125. TRIBAL CULTURAL PROTECTION AREAS.**

2 (a) DEFINITIONS.—In this section:

3 (1) SECRETARY.—The term “Secretary” means
4 the Secretary of the Interior.

5 (2) TRIBAL CULTURAL PROTECTION AREA.—
6 The term “Tribal Cultural Protection Area” means
7 a Tribal Cultural Protection Area established under
8 subsection (b).

9 (3) TRIBE.—The term “Tribe” means the
10 Fallon Paiute Shoshone Tribe.

11 (b) ESTABLISHMENT.—Subject to valid existing
12 rights, the Secretary shall establish the following Tribal
13 Cultural Protection Areas comprising approximately
14 78,845 acres as generally depicted on the map entitled
15 “Fallon Paiute Shoshone Tribe–Tribal Cultural Protection
16 Areas and Trust Land” and dated October 5, 2020:

17 (1) Louderback Mountains, 18,135 acres.

18 (2) Clan Alpine Mountains, 12,360 acres.

19 (3) Chalk Mountain, 1,382 acres.

20 (4) Sand Springs Mountains, 46,968 acres.

21 (c) MANAGEMENT.—The Secretary, in consultation
22 with the Tribe, shall protect, preserve, maintain, and ad-
23 minister the land within each Tribal Cultural Protection
24 Area to ensure, to the maximum extent practicable, the
25 protection of traditional cultural and religious sites in the
26 Tribal Cultural Protection Area.

1 (d) ACCESS.—The Secretary, in accordance with
2 Public Law 95–341 (commonly known as the “American
3 Indian Religious Freedom Act”) (42 U.S.C. 1996 et
4 seq.)—

5 (1) shall provide access to each Tribal Cultural
6 Protection Area to members of the Tribe for tradi-
7 tional cultural and religious purposes; and

8 (2) on request of the Tribe, may temporarily
9 close to general public use 1 or more specific areas
10 within a Tribal Cultural Protection Area to protect
11 traditional cultural and religious uses by members of
12 the Tribe.

13 (e) WATER RIGHTS.—Nothing in this section con-
14 stitutes an express or implied reservation of any water
15 right.

16 (f) FISH AND WILDLIFE.—

17 (1) IN GENERAL.—Except as provided in para-
18 graph (2), nothing in this section affects the juris-
19 diction of the State with respect to fish and wildlife
20 located on public land in the State.

21 (2) LIMITATION.—The Secretary, after con-
22 sultation with the Nevada Department of Game and
23 Fish, may designate zones in which, and establish
24 periods during which, no hunting or fishing shall be

1 permitted for reasons of public safety, administra-
2 tion, or compliance with applicable law.

3 **SEC. 126. LAND TO BE HELD IN TRUST FOR THE FALLON**
4 **PAIUTE SHOSHONE TRIBE.**

5 (a) DEFINITIONS.—In this section:

6 (1) MAP.—The term “map” means the map en-
7 titled “Fallon Paiute Shoshone Tribe—Tribal Cul-
8 tural Protection Areas and Trust Land”, dated Oc-
9 tober 5, 2020, and on file and available for public
10 inspection in the appropriate offices of the Depart-
11 ment of the Interior.

12 (2) TRIBE.—The term “Tribe” means the
13 Fallon Paiute Shoshone Tribe.

14 (b) NAVY CONVEYANCE.—

15 (1) IN GENERAL.—The Secretary shall transfer
16 to the Secretary of the Interior, at no cost, the ap-
17 proximately 800 acres of land acquired by the De-
18 partment of the Navy in Churchill County, Nevada,
19 and referred to on the map as “Dixie Meadows”.

20 (2) TRUST LAND.—On conveyance of the land
21 under paragraph (1), subject to valid existing rights,
22 all right, title, and interest of the United States in
23 and to the land shall be—

24 (A) held in trust by the United States for
25 the benefit of the Tribe; and

1 (B) made part of the reservation of the
2 Tribe.

3 (c) DEPARTMENT OF THE INTERIOR TRUST LAND.—

4 (1) IN GENERAL.—Subject to valid existing
5 rights, all right, title, and interest of the United
6 States in and to the land described in paragraph (2)
7 shall be—

8 (A) held in trust by the United States for
9 the benefit of the Tribe; and

10 (B) made part of the reservation of the
11 Tribe.

12 (2) LAND DESCRIBED.—The land referred to in
13 paragraph (1) is the following Federal land in
14 Churchill County, Nevada, as depicted on the map:

15 (A) Cocoon Mountain, 1,088 acres.

16 (B) Fox Peak Tribal Trust Lands, 8,836
17 acres.

18 (d) USE OF TRUST LAND.—The land taken into trust
19 under this section shall not be eligible, or considered to
20 have been taken into trust, for class II gaming or class
21 III gaming (as those terms are defined in section 4 of the
22 Indian Gaming Regulatory Act (25 U.S.C. 2703)).

23 (e) COOPERATIVE AGREEMENT.—On request by the
24 Tribe, the Secretary of the Interior shall enter into a coop-
25 erative agreement with the Tribe to provide assistance in

1 the management of the land taken into trust under this
2 section for cultural protection and conservation manage-
3 ment purposes, in accordance with the management plan
4 for the Fox Peak National Conservation Area developed
5 under section 134(b).

6 **SEC. 127. TRANSFER OF LAND UNDER THE ADMINISTRA-**
7 **TIVE JURISDICTION OF THE DEPARTMENT**
8 **OF THE NAVY.**

9 (a) IN GENERAL.—The Secretary may transfer to the
10 Secretary of the Interior, at no cost, administrative juris-
11 diction of the approximately 86 acres of a noncontiguous
12 parcel of land acquired by the Department of the Navy
13 in Churchill County, Nevada, for inclusion in the Sand
14 Mountain Recreation Area.

15 (b) CONDITIONS.—Before transferring land under
16 subsection (a), the Secretary and the Secretary of the In-
17 terior shall each make a determination that such a trans-
18 fer is—

19 (1) to the benefit of the Department of the
20 Navy and the Department of the Interior, respec-
21 tively; and

22 (2) in the public interest.

23 **SEC. 128. TERMINATION OF WITHDRAWAL.**

24 (a) TERMINATION DATE.—The withdrawal and res-
25 ervation of land made by section 112 shall terminate on

1 the date that is 20 years after the date of enactment of
2 this Act.

3 (b) **EFFECT OF TERMINATION.**—After the date of
4 termination under subsection (a), the land previously with-
5 drawn by section 112(a) shall be open to any forms of
6 entry, appropriation, or disposal under the public land
7 laws, location, entry, and patent under the mining laws,
8 and disposition under laws pertaining to mineral and geo-
9 thermal leasing or mineral materials only if the Secretary
10 of the Interior publishes in the Federal Register an appro-
11 priate order that establishes the date on which the land
12 shall be so opened.

13 **SEC. 129. NO DIMINISHMENT OF INDIAN RIGHTS.**

14 Nothing in this subtitle alters—

15 (1) any right reserved by treaty or Federal law
16 for an Indian Tribe, including for Tribal use of the
17 land withdrawn by section 112(a); or

18 (2) except as provided in section 112(f), any
19 other withdrawal or reservation of land for the
20 Fallon Range Training Complex in effect on the
21 date of enactment of this Act.

1 **Subtitle B—Fox Peak and Grimes**
2 **Point National Conservation Areas**

3 **SEC. 131. PURPOSE.**

4 The purpose of this subtitle is to establish the Fox
5 Peak National Conservation Area and the Grimes Point
6 National Conservation Area in the State to conserve, pro-
7 tect, and enhance for the benefit and enjoyment of present
8 and future generations the cultural, archaeological, nat-
9 ural, wilderness, scientific, geological, historical, biological,
10 wildlife, educational, recreational, and scenic resources of
11 the Conservation Areas.

12 **SEC. 132. DEFINITIONS.**

13 In this subtitle:

14 (1) CONSERVATION AREA.—The term “Con-
15 servation Area” means each of—

16 (A) the Fox Peak National Conservation
17 Area established by section 133(a)(1); and

18 (B) the Grimes Point National Conserva-
19 tion Area established by section 133(a)(2).

20 (2) MANAGEMENT PLAN.—The term “manage-
21 ment plan” means the management plan for the
22 Conservation Areas developed under section 134(b).

23 **SEC. 133. ESTABLISHMENT.**

24 (a) IN GENERAL.—For the purpose described in sec-
25 tion 131, there is established in the State—

1 (1) the Fox Peak National Conservation Area;
2 and

3 (2) the Grimes Point National Conservation
4 Area.

5 (b) AREA INCLUDED.—The Conservation Areas shall
6 consist of approximately 63,246 acres of public land in
7 the County, as generally depicted on the Map.

8 (c) MAPS AND LEGAL DESCRIPTIONS.—

9 (1) IN GENERAL.—As soon as practicable after
10 the date of enactment of this Act, the Secretary
11 shall submit to Congress a map and legal description
12 of each Conservation Area.

13 (2) EFFECT.—The maps and legal descriptions
14 submitted under paragraph (1) shall have the same
15 force and effect as if included in this section, except
16 that the Secretary may correct minor errors in the
17 maps and legal descriptions.

18 (3) PUBLIC AVAILABILITY.—A copy of each
19 map and legal description submitted under para-
20 graph (1) shall be on file and available for public in-
21 spection in the appropriate offices of the Bureau of
22 Land Management.

1 **SEC. 134. MANAGEMENT.**

2 (a) IN GENERAL.—The Secretary, acting through the
3 Director of the Bureau of Land Management, shall man-
4 age the Conservation Areas—

5 (1) in a manner that conserves, protects, and
6 enhances the resources of the Conservation Areas,
7 including—

8 (A) the management of wildfire, invasive
9 species, and wildlife; and

10 (B) wildfire restoration;

11 (2) in accordance with—

12 (A) this subtitle;

13 (B) the Federal Land Policy and Manage-
14 ment Act of 1976 (43 U.S.C. 1701 et seq.); and

15 (C) any other applicable law; and

16 (3) as components of the National Landscape
17 Conservation System.

18 (b) MANAGEMENT PLAN.—

19 (1) IN GENERAL.—Not later than 3 years after
20 the date of enactment of this Act and in accordance
21 with paragraph (2), the Secretary shall develop a
22 comprehensive plan for the long-term management
23 of the Conservation Areas.

24 (2) CONSULTATION.—In developing the man-
25 agement plan required by paragraph (1), the Sec-
26 retary shall consult with—

1 (A) appropriate Federal, State, Tribal, and
2 local governmental entities; and

3 (B) members of the public.

4 (3) REQUIREMENTS.—The management plan
5 shall—

6 (A) describe the appropriate uses of the
7 Conservation Areas;

8 (B) authorize the appropriate use of motor
9 vehicles in the Conservation Areas, including
10 the maintenance of existing roads; and

11 (C) incorporate any provision of an appli-
12 cable land and resource management plan that
13 the Secretary considers to be appropriate.

14 (c) USES.—The Secretary shall allow only uses of the
15 Conservation Areas that the Secretary determines would
16 further the purpose described in section 131.

17 (d) MOTORIZED VEHICLES.—Except as needed for
18 administrative purposes or to respond to an emergency,
19 the use of motorized vehicles in the Conservation Areas
20 shall be permitted only on roads and trails designated for
21 the use of motorized vehicles by the management plan.

22 (e) WITHDRAWAL.—

23 (1) IN GENERAL.—Subject to valid existing
24 rights, all public land in the Conservation Areas is
25 withdrawn from—

1 (A) all forms of entry, appropriation, and
2 disposal under the public land laws;

3 (B) location, entry, and patent under the
4 mining laws; and

5 (C) disposition under all laws relating to
6 mineral and geothermal leasing or mineral ma-
7 terials.

8 (2) ADDITIONAL LAND.—Notwithstanding any
9 other provision of law, if the Secretary acquires min-
10 eral or other interests in a parcel of land within a
11 Conservation Area after the date of enactment of
12 this Act, the parcel is withdrawn from operation of
13 the laws referred to in paragraph (1) on the date of
14 acquisition of the parcel.

15 (f) HUNTING, FISHING, AND TRAPPING.—

16 (1) IN GENERAL.—Subject to paragraph (2),
17 nothing in this subtitle affects the jurisdiction of the
18 State with respect to fish and wildlife, including
19 hunting, fishing, and trapping in the Conservation
20 Areas.

21 (2) LIMITATIONS.—

22 (A) REGULATIONS.—The Secretary may
23 designate by regulation areas in which, and es-
24 tablish periods during which, no hunting, fish-
25 ing, or trapping will be permitted in the Con-

1 ervation Areas, for reasons of public safety,
2 administration, or compliance with applicable
3 laws.

4 (B) CONSULTATION REQUIRED.—Except in
5 the case of an emergency, before promulgating
6 regulations under subparagraph (A) that close
7 a portion of a Conservation Area to hunting,
8 fishing, or trapping, the Secretary shall consult
9 with the appropriate State agency.

10 (g) GRAZING.—In the case of land included in a Con-
11 servation Area on which the Secretary permitted, as of the
12 date of enactment of this Act, livestock grazing, the live-
13 stock grazing shall be allowed to continue, subject to appli-
14 cable laws (including regulations) and Executive orders.

15 (h) NO BUFFER ZONES.—

16 (1) IN GENERAL.—The establishment of the
17 Conservation Areas shall not create an express or
18 implied protective perimeter or buffer zone around
19 the Conservation Areas.

20 (2) PRIVATE LAND.—If the use of, or conduct
21 of, an activity on private land that shares a bound-
22 ary with a Conservation Area is consistent with ap-
23 plicable law, nothing in this subtitle prohibits or lim-
24 its the use or conduct of the activity.

1 (i) VISITOR SERVICE FACILITIES.—The Secretary, in
2 cooperation with other public or private entities that the
3 Secretary determines to be appropriate, may establish vis-
4 itor service facilities for the purpose of providing informa-
5 tion about the historical, cultural, archaeological, ecologi-
6 cal, recreational, geologic, scientific, and other resources
7 of the Conservation Areas.

8 **Subtitle C—Pistone-Black Moun-**
9 **tain National Conservation Area**

10 **SEC. 141. DEFINITIONS.**

11 In this subtitle:

12 (1) CONSERVATION AREA.—The term “Con-
13 servation Area” means the Pistone-Black Mountain
14 National Conservation Area established by section
15 142(a).

16 (2) TRIBE.—The term “Tribe” means the
17 Walker River Paiute Tribe.

18 **SEC. 142. ESTABLISHMENT.**

19 (a) IN GENERAL.—To protect, conserve, and enhance
20 the unique and nationally important historic, cultural, ar-
21 chaeological, natural, and educational resources of the
22 Pistone Site on Black Mountain, there is established in
23 Mineral County, Nevada, the Pistone-Black Mountain Na-
24 tional Conservation Area.

25 (b) AREA INCLUDED.—

1 (1) IN GENERAL.—The Conservation Area shall
2 consist of the approximately 3,415 acres of public
3 land in Mineral County, Nevada, administered by
4 the Bureau of Land Management, as depicted on the
5 map entitled “Black Mountain/Pistone Archae-
6 ological District” and dated May 12, 2020.

7 (2) AVAILABILITY OF MAP.—The map described
8 in paragraph (1) shall be on file and available for
9 public inspection in the appropriate offices of the
10 Bureau of Land Management.

11 (c) SUBMISSION OF MAP AND LEGAL DESCRIP-
12 TION.—

13 (1) IN GENERAL.—As soon as practicable after
14 the date of enactment of this Act, the Secretary, act-
15 ing through the Director of the Bureau of Land
16 Management, shall submit to Congress a map and
17 legal description of the Conservation Area.

18 (2) EFFECT.—The map and legal description of
19 the Conservation Area submitted under paragraph
20 (1) shall have the same force and effect as if in-
21 cluded in this subtitle, except that the Secretary may
22 correct any minor errors in the map and legal de-
23 scription.

24 (3) PUBLIC AVAILABILITY.—The map and legal
25 description of the Conservation Area submitted

1 under paragraph (1) shall be available for public in-
2 spection in the appropriate offices of the Bureau of
3 Land Management.

4 **SEC. 143. MANAGEMENT.**

5 (a) IN GENERAL.—The Secretary shall manage the
6 Conservation Area—

7 (1) in a manner that conserves, protects, and
8 enhances the resources and values of the Conserva-
9 tion Area, including the resources and values de-
10 scribed in section 142(a);

11 (2) in accordance with—

12 (A) this subtitle;

13 (B) the Federal Land Policy and Manage-
14 ment Act of 1976 (43 U.S.C. 1701 et seq.); and

15 (C) any other applicable law; and

16 (3) as a component of the National Landscape
17 Conservation System.

18 (b) USES.—The Secretary shall allow any use of the
19 Conservation Area—

20 (1) that is consistent with the protection of the
21 historic, cultural, and archeological resources of the
22 Conservation Area; or

23 (2) that is for the continued enjoyment by the
24 Tribe of a cultural use of the Conservation Area.

1 (c) REQUIREMENTS.—In administering the Conserva-
2 tion Area, the Secretary shall provide for—

3 (1) access to and use of cultural resources by
4 the Tribe at the Conservation Area;

5 (2) the protection of the cultural resources and
6 burial sites of the Tribe located in the Conservation
7 Area from disturbance; and

8 (3) cooperative management with the Tribe
9 with respect to the management of the Conservation
10 Area.

11 (d) COOPERATIVE AGREEMENTS.—The Secretary
12 may, in a manner consistent with this subtitle, enter into
13 cooperative agreements with the State, other Indian
14 Tribes, and other institutions and organizations to carry
15 out the purposes of this subtitle, subject to the require-
16 ment that the Tribe shall be a party to any cooperative
17 agreement entered into under this subsection.

18 **SEC. 144. MANAGEMENT PLAN.**

19 (a) IN GENERAL.—Not later than 2 years after the
20 date of enactment of this Act, the Secretary shall develop
21 a management plan for the Conservation Area.

22 (b) CONSULTATION.—In developing the management
23 plan required under subsection (a), the Secretary shall
24 consult with—

1 (1) appropriate State, Tribal, and local govern-
2 mental entities; and

3 (2) members of the public.

4 (c) REQUIREMENTS.—The management plan shall—

5 (1) describe the appropriate uses and manage-
6 ment of the Conservation Area;

7 (2) incorporate, as appropriate, decisions con-
8 tained in any other management or activity plan for
9 the land in or adjacent to the Conservation Area;

10 (3) take into consideration any information de-
11 veloped in studies of the land and resources in or
12 adjacent to the Conservation Area;

13 (4) take into consideration the historical and
14 continued cultural and archeological importance of
15 the Conservation Area to the Tribe; and

16 (5) provide for a cooperative agreement with
17 the Tribe, including for co-management purposes, to
18 address the historical, archeological, and cultural
19 values of the Conservation Area.

20 **SEC. 145. WITHDRAWAL.**

21 Subject to valid existing rights, any Federal surface
22 and subsurface land within the Conservation Area or any
23 land (including any interest in land) that is acquired by
24 the United States after the date of enactment of this Act

1 for inclusion in the Conservation Area is withdrawn
2 from—

3 (1) all forms of entry, appropriation, or disposal
4 under the general land laws;

5 (2) location, entry, and patent under the mining
6 laws; and

7 (3) operation under the mineral leasing and
8 geothermal leasing laws.

9 **SEC. 146. EFFECT ON WATER RIGHTS.**

10 Nothing in this subtitle constitutes an express or im-
11 plied reservation of any water rights with respect to the
12 Conservation Area.

13 **Subtitle D—Wilderness Areas**

14 **SEC. 151. FINDINGS.**

15 Congress finds that—

16 (1) public land in the County and Lander
17 County, Nevada, contains unique and spectacular
18 natural resources, including—

19 (A) priceless habitat for numerous species
20 of plants and wildlife;

21 (B) thousands of acres of land that remain
22 in a natural state; and

23 (C) habitat critical to the survival and re-
24 covery of the greater sage-grouse;

1 (2) continued preservation of the public land in
2 the County and Lander County, Nevada, would ben-
3 efit those Counties and all States in the United
4 States by—

5 (A) ensuring the conservation of eco-
6 logically diverse habitats;

7 (B) protecting prehistoric cultural re-
8 sources;

9 (C) conserving primitive recreational re-
10 sources;

11 (D) protecting air and water quality; and

12 (E) protecting, enhancing, and restoring
13 greater sage-grouse habitat and populations;
14 and

15 (3) the Secretary should collaborate with the
16 State and the commission for the County or Lander
17 County, Nevada, as applicable, on wildfire and
18 rangeland management, planning, and implementa-
19 tion, with the goal of preventing catastrophic wild-
20 fire and resource damage.

21 **SEC. 152. DEFINITIONS.**

22 In this subtitle:

23 (1) WILDERNESS AREA.—The term “wilderness
24 area” means a wilderness area designated by section
25 153(a).

1 (2) WILDERNESS MAP.—The term “Wilderness
2 Map” means the map entitled “Churchill County
3 and Lander County Wilderness Areas” and dated
4 October 5, 2020.

5 **SEC. 153. ADDITIONS TO NATIONAL WILDERNESS PRESER-**
6 **VATION SYSTEM.**

7 (a) ADDITIONS.—In accordance with the Wilderness
8 Act (16 U.S.C. 1131 et seq.), the following parcels of Fed-
9 eral land in the State are designated as wilderness and
10 as components of the National Wilderness Preservation
11 System:

12 (1) CLAN ALPINE MOUNTAINS WILDERNESS.—
13 Certain Federal land in the County managed by the
14 Bureau of Land Management, comprising approxi-
15 mately 128,362 acres, as generally depicted on the
16 Wilderness Map, which shall be known as the “Clan
17 Alpine Mountains Wilderness”.

18 (2) DESATOYA MOUNTAINS WILDERNESS.—Cer-
19 tain Federal land managed by the Bureau of Land
20 Management, comprising approximately 32,537
21 acres in the County and 7,608 acres in Lander
22 County, Nevada, as generally depicted on the Wil-
23 derness Map, which shall be known as the
24 “Desatoya Mountains Wilderness”.

1 (3) CAIN MOUNTAIN WILDERNESS.—Certain
2 Federal land managed by the Bureau of Land Man-
3 agement, comprising approximately 7,664 acres in
4 the County and 6,390 acres in Lander County, Ne-
5 vada, as generally depicted on the Wilderness Map,
6 which shall be known as the “Cain Mountain Wilder-
7 ness”.

8 (b) BOUNDARY.—The boundary of any portion of a
9 wilderness area that is bordered by a road shall be at least
10 100 feet from the edge of the road to allow public access.

11 (c) MAP AND LEGAL DESCRIPTION.—

12 (1) IN GENERAL.—As soon as practicable after
13 the date of enactment of this Act, the Secretary
14 shall file a map and legal description of each wilder-
15 ness area with the Committee on Energy and Nat-
16 ural Resources of the Senate and the Committee on
17 Natural Resources of the House of Representatives.

18 (2) EFFECT.—Each map and legal description
19 filed under paragraph (1) shall have the same force
20 and effect as if included in this subtitle, except that
21 the Secretary may correct clerical and typographical
22 errors in the map or legal description.

23 (3) AVAILABILITY.—Each map and legal de-
24 scription filed under paragraph (1) shall be on file
25 and available for public inspection in—

1 (A) the Office of the Director of the Bu-
2 reau of Land Management;

3 (B) the Office of the Nevada State Direc-
4 tor of the Bureau of Land Management;

5 (C) the Carson City Field Office of the
6 Bureau of Land Management; and

7 (D) the Fallon Field Station of the Bureau
8 of Land Management.

9 (d) WITHDRAWAL.—Subject to valid existing rights,
10 the wilderness areas are withdrawn from—

11 (1) all forms of entry, appropriation, and dis-
12 posal under the public land laws;

13 (2) location, entry, and patent under the mining
14 laws; and

15 (3) operation of the mineral leasing and geo-
16 thermal leasing laws.

17 **SEC. 154. ADMINISTRATION.**

18 (a) MANAGEMENT.—Subject to valid existing rights,
19 the wilderness area shall be administered by the Secretary,
20 in accordance with the Wilderness Act (16 U.S.C. 1131
21 et seq.), except that—

22 (1) any reference in that Act to the effective
23 date of that Act shall be considered to be a reference
24 to the date of enactment of this Act; and

1 (2) any reference in that Act to the Secretary
2 of Agriculture shall be considered to be a reference
3 to the Secretary.

4 (b) LIVESTOCK.—The grazing of livestock in a wil-
5 derness area administered by the Bureau of Land Man-
6 agement, if established as of the date of enactment of this
7 Act, shall be allowed to continue, subject to such reason-
8 able regulations, policies, and practices as the Secretary
9 considers necessary, in accordance with—

10 (1) section 4(d)(4) of the Wilderness Act (16
11 U.S.C. 1133(d)(4)); and

12 (2) the guidelines set forth in Appendix A of
13 the report of the Committee on Interior and Insular
14 Affairs of the House of Representatives accom-
15 panying H.R. 2570 of the 101st Congress (House
16 Report 101–405).

17 (c) INCORPORATION OF ACQUIRED LAND AND INTER-
18 ESTS.—Any land or interest in land within the boundaries
19 of a wilderness area that is acquired by the United States
20 after the date of enactment of this Act shall be added to
21 and administered as part of the wilderness area within
22 which the acquired land or interest is located.

23 (d) WATER RIGHTS.—

24 (1) FINDINGS.—Congress finds that—

25 (A) the wilderness areas—

1 (i) are located in the semiarid region
2 of the Great Basin region; and

3 (ii) include ephemeral and perennial
4 streams;

5 (B) the hydrology of the wilderness areas
6 is predominantly characterized by complex flow
7 patterns and alluvial fans with impermanent
8 channels;

9 (C) the subsurface hydrogeology of the re-
10 gion in which the wilderness areas are located
11 is characterized by—

12 (i) groundwater subject to local and
13 regional flow gradients; and

14 (ii) unconfined and artesian condi-
15 tions;

16 (D) the wilderness areas are generally not
17 suitable for use or development of new water re-
18 source facilities; and

19 (E) because of the unique nature and hy-
20 drology of the desert land in the wilderness
21 areas, it is possible to provide for proper man-
22 agement and protection of the wilderness areas
23 and other values of land in ways different from
24 those used in other laws.

1 (2) STATUTORY CONSTRUCTION.—Nothing in
2 this subtitle—

3 (A) constitutes an express or implied res-
4 ervation by the United States of any water or
5 water rights with respect to the wilderness
6 areas;

7 (B) affects any water rights in the State
8 (including any water rights held by the United
9 States) in existence on the date of enactment of
10 this Act;

11 (C) establishes a precedent with regard to
12 any future wilderness designations;

13 (D) affects the interpretation of, or any
14 designation made under, any other Act; or

15 (E) limits, alters, modifies, or amends any
16 interstate compact or equitable apportionment
17 decree that apportions water among and be-
18 tween the State and other States.

19 (3) NEVADA WATER LAW.—The Secretary shall
20 follow the procedural and substantive requirements
21 of State law in order to obtain and hold any water
22 rights not in existence on the date of enactment of
23 this Act with respect to the wilderness areas.

24 (4) NEW PROJECTS.—

1 (A) DEFINITION OF WATER RESOURCE FA-
2 CILITY.—

3 (i) IN GENERAL.—In this paragraph,
4 the term “water resource facility” means
5 irrigation and pumping facilities, res-
6 ervoirs, water conservation works, aque-
7 ducts, canals, ditches, pipelines, wells, hy-
8 dropower projects, transmission and other
9 ancillary facilities, and other water diver-
10 sion, storage, and carriage structures.

11 (ii) EXCLUSION.—In this paragraph,
12 the term “water resource facility” does not
13 include wildlife guzzlers.

14 (B) RESTRICTION ON NEW WATER RE-
15 SOURCE FACILITIES.—Except as otherwise pro-
16 vided in this subtitle, on and after the date of
17 enactment of this Act, neither the President nor
18 any other officer, employee, or agent of the
19 United States shall fund, assist, authorize, or
20 issue a license or permit for the development of
21 any new water resource facility within the wil-
22 derness areas.

23 (e) ADJACENT MANAGEMENT.—

24 (1) IN GENERAL.—Congress does not intend for
25 the designation of a wilderness area to create protec-

1 tive perimeters or buffer zones around the wilder-
2 ness area.

3 (2) NONWILDERNESS ACTIVITIES.—The fact
4 that nonwilderness activities or uses can be seen or
5 heard from areas within a wilderness shall not pre-
6 clude the conduct of those activities or uses outside
7 the boundary of the wilderness area.

8 (f) MILITARY OVERFLIGHTS.—Nothing in this sub-
9 title restricts or precludes—

10 (1) low-level overflights of military aircraft over
11 the wilderness areas, including military overflights
12 that can be seen or heard within the wilderness
13 areas;

14 (2) flight testing and evaluation; or

15 (3) the designation or creation of new units of
16 special use airspace, or the establishment of military
17 flight training routes, over the wilderness areas.

18 (g) WILDFIRE MANAGEMENT.—In accordance with
19 section 4 of the Wilderness Act (16 U.S.C. 1133), nothing
20 in this subtitle precludes a Federal, State, or local agency
21 from conducting wildfire management operations (includ-
22 ing operations using aircraft or mechanized equipment) to
23 manage wildfires in a wilderness area.

24 (h) CLIMATOLOGICAL DATA COLLECTION.—Subject
25 to such terms and conditions as the Secretary may pre-

1 scribe, nothing in this subtitle precludes the installation
2 and maintenance of hydrologic, meteorological, or climato-
3 logical collection devices in a wilderness area, if the Sec-
4 retary determines that the facilities and access to the fa-
5 cilities are essential to flood warning, flood control, or
6 water reservoir operation activities.

7 **SEC. 155. WILDLIFE MANAGEMENT.**

8 (a) **IN GENERAL.**—In accordance with section
9 4(d)(7) of the Wilderness Act (16 U.S.C. 1133(d)(7)),
10 nothing in this subtitle affects or diminishes the jurisdic-
11 tion of the State with respect to fish and wildlife manage-
12 ment, including the regulation of hunting, fishing, and
13 trapping, in a wilderness area.

14 (b) **MANAGEMENT ACTIVITIES.**—In furtherance of
15 the purposes and principles of the Wilderness Act (16
16 U.S.C. 1131 et seq.), management activities to maintain
17 or restore fish and wildlife populations and the habitats
18 to support fish and wildlife populations shall be carried
19 out in wilderness areas if the activities are carried out—

20 (1) consistent with relevant wilderness manage-
21 ment plans; and

22 (2) in accordance with appropriate policies,
23 such as those set forth in Appendix B of the report
24 of the Committee on Interior and Insular Affairs of
25 the House of Representatives accompanying H.R.

1 2570 of the 101st Congress (House Report 101–
2 405), including the occasional and temporary use of
3 motorized vehicles, if the use, as determined by the
4 Secretary, would promote healthy, viable, and more
5 naturally distributed wildlife populations that would
6 enhance wilderness values with the minimum impact
7 necessary to reasonably accomplish those tasks.

8 (c) EXISTING ACTIVITIES.—

9 (1) IN GENERAL.—Consistent with section
10 4(d)(1) of the Wilderness Act (16 U.S.C.
11 1133(d)(1)) and in accordance with appropriate poli-
12 cies, such as those set forth in Appendix B of the
13 report of the Committee on Interior and Insular Af-
14 fairs of the House of Representatives accompanying
15 H.R. 2570 of the 101st Congress (House Report
16 101–405), the State may continue to use aircraft,
17 including helicopters, to survey, capture, transplant,
18 monitor, and provide water for wildlife populations
19 (including bighorn sheep) and feral stock, horses,
20 and burros.

21 (2) USE OF WILDLIFE TRACKING DEVICES.—

22 Wildlife tracking devices—

23 (A) shall be allowed in the wilderness
24 areas, consistent with historic wildlife manage-
25 ment practices; and

1 (B) shall not be considered installations.

2 (d) WILDLIFE WATER DEVELOPMENT PROJECTS.—

3 Subject to subsection (f), the Secretary shall authorize
4 structures and facilities, including existing structures and
5 facilities, for wildlife water development projects, including
6 guzzlers, in the wilderness areas if—

7 (1) the structures and facilities will, as deter-
8 mined by the Secretary, enhance wilderness values
9 by promoting healthy, viable, and more naturally
10 distributed wildlife populations; and

11 (2) the visual impacts of the structures and fa-
12 cilities on the wilderness areas can reasonably be
13 minimized.

14 (e) HUNTING, FISHING, AND TRAPPING.—

15 (1) IN GENERAL.—The Secretary may, by regu-
16 lation, designate areas in which, and establish peri-
17 ods during which, for reasons of public safety, ad-
18 ministration, or compliance with applicable laws, no
19 hunting, fishing, or trapping will be permitted in the
20 wilderness areas.

21 (2) CONSULTATION.—Except in emergencies,
22 the Secretary shall consult with the appropriate
23 State agency before taking any action under para-
24 graph (1).

25 (f) COOPERATIVE AGREEMENT.—

1 (1) IN GENERAL.—The State, including a des-
2 ignee of the State, may conduct wildlife management
3 activities in the wilderness areas—

4 (A) in accordance with the terms and con-
5 ditions specified in the cooperative agreement
6 between the Secretary and the State entitled
7 “Memorandum of Understanding between the
8 Bureau of Land Management and the Nevada
9 Department of Wildlife Supplement No. 9” and
10 signed November 29, 2012, including any
11 amendments to the cooperative agreement
12 agreed to by the Secretary and the State; and

13 (B) subject to all applicable laws (including
14 regulations).

15 (2) REFERENCES; CLARK COUNTY.—For the
16 purposes of this subsection, any references to Clark
17 County in the cooperative agreement described in
18 paragraph (1)(A) shall be considered to be a ref-
19 erence to the County or Lander County, Nevada, as
20 applicable.

21 **SEC. 156. RELEASE OF WILDERNESS STUDY AREAS.**

22 (a) FINDING.—Congress finds that, for the purposes
23 of section 603(e) of the Federal Land Policy and Manage-
24 ment Act of 1976 (43 U.S.C. 1782(e)), the public land
25 in the County or Lander County, Nevada, as applicable,

1 that is administered by the Bureau of Land Management
2 in the following areas has been adequately studied for wil-
3 derness designation:

4 (1) The Stillwater Range Wilderness Study
5 Area.

6 (2) The Job Peak Wilderness Study Area.

7 (3) The Clan Alpine Mountains Wilderness
8 Study Area.

9 (4) That portion of the Augusta Mountains
10 Wilderness Study Area located within the County
11 and Lander County, Nevada.

12 (5) That portion of the Desatoya Mountains
13 Wilderness Study Area located within the County
14 and Lander County, Nevada.

15 (6) Any portion of a wilderness study area lo-
16 cated in the County or Lander County, Nevada, that
17 is—

18 (A) not designated as wilderness by section
19 153(a); and

20 (B) depicted as released on the Wilderness
21 Map.

22 (b) RELEASE.—The public land described in sub-
23 section (a)—

1 (1) is no longer subject to section 603(c) of the
2 Federal Land Policy and Management Act of 1976
3 (43 U.S.C. 1782(c));

4 (2) shall be managed in accordance with—

5 (A) land management plans adopted under
6 section 202 of that Act (43 U.S.C. 1712); and

7 (B) existing cooperative conservation
8 agreements; and

9 (3) shall be subject to the Endangered Species
10 Act of 1973 (16 U.S.C. 1531 et seq.).

11 **SEC. 157. NATIVE AMERICAN CULTURAL AND RELIGIOUS**
12 **USES.**

13 Nothing in this subtitle diminishes the rights of any
14 Indian Tribe, including the rights of an Indian Tribe with
15 respect to access to Federal land for Tribal activities, in-
16 cluding spiritual, cultural, and traditional food-gathering
17 activities of an Indian Tribe.

18 **Subtitle E—Critical Transportation**
19 **and Utility Corridors**

20 **SEC. 161. PURPOSE.**

21 The purpose of this subtitle is to maintain for future
22 development certain corridors for transportation and util-
23 ity infrastructure in the County.

1 **SEC. 162. MANAGEMENT OF CRITICAL TRANSPORTATION**
2 **AND UTILITY CORRIDORS.**

3 (a) IN GENERAL.—The Secretary shall manage the
4 land located within the corridors described in subsection
5 (b) in accordance with this section.

6 (b) CORRIDORS DESCRIBED.—The corridors referred
7 to in subsection (a) are—

8 (1) the corridors depicted as the “County Pre-
9 ferred I–11 Corridor” and “NDOT I–11 Corridor”
10 on the Map (referred to in this section as the “Inter-
11 state 11 corridors”);

12 (2) the corridor depicted as “Sand Canyon/Red
13 Mountain Road Realignment” on the Map (referred
14 to in this section as the “Sand Canyon/Red Moun-
15 tain Road Realignment corridor”); and

16 (3) the corridor depicted as “Pole Line Road
17 Realignment” on the Map (referred to in this section
18 as the “Pole Line Road Realignment corridor”).

19 (c) PUBLIC AVAILABILITY OF MAP.—A copy of the
20 Map shall be on file and available for public inspection
21 in the appropriate offices of the Bureau of Land Manage-
22 ment.

23 (d) WITHDRAWAL OF LAND.—

24 (1) IN GENERAL.—Subject to paragraph (2)
25 and any valid rights in existence on the date of en-
26 actment of this Act, the land located within the cor-

1 corridors described in subsection (b) is withdrawn
2 from—

3 (A) location and entry under the mining
4 laws; and

5 (B) disposition under all laws pertaining to
6 mineral and geothermal leasing or mineral ma-
7 terials.

8 (2) TERMINATION OF WITHDRAWAL.—A with-
9 drawal under paragraph (1) shall terminate on the
10 date on which—

11 (A) the Secretary, in coordination with the
12 County, terminates the withdrawal; or

13 (B) the applicable corridor or land is pat-
14 ented.

15 (e) TRANSPORTATION AND UTILITY CORRIDORS.—
16 Notwithstanding sections 202 and 203 of the Federal
17 Land Policy and Management Act of 1976 (43 U.S.C.
18 1712, 1713), the Secretary, in consultation with the Coun-
19 ty and the State, shall establish, in accordance with this
20 section and any other applicable law—

21 (1) a 2,640-foot-wide right-of-way within each
22 of the Interstate 11 corridors for the placement, on
23 a nonexclusive basis, of—

24 (A) utility infrastructure; and

1 (B) transportation infrastructure for Inter-
2 state 11;

3 (2) a 1,000-foot-wide right-of-way within the
4 Sand Canyon/Red Mountain Road Realignment cor-
5 ridor for the placement, on a nonexclusive basis,
6 of—

7 (A) utility infrastructure; and

8 (B) transportation infrastructure for the
9 Sand Canyon/Red Mountain Road Realignment
10 corridor;

11 (3) a 1,000-foot-wide right-of-way within the
12 Pole Line Road Realignment corridor for the place-
13 ment, on a nonexclusive basis, of transportation in-
14 frastructure for Pole Line Road;

15 (4) a 2,640-foot-wide right-of-way immediately
16 west of the existing north-south powerline along
17 State Route 121 to the intersection with U.S. High-
18 way 50, as depicted on the Map, for the placement,
19 on a nonexclusive basis, of utility infrastructure; and

20 (5) a 2,640-foot-wide right-of-way immediately
21 north of U.S. Highway 50, as depicted on the Map,
22 for the placement, on a nonexclusive basis, of utility
23 infrastructure.

1 **Subtitle F—Municipal Conveyances**

2 **SEC. 171. PURPOSES.**

3 The purposes of this subtitle are—

4 (1) to provide for the conveyance by the Sec-
5 retary to the County of Federal land that is suitable
6 for economic development to compensate for the loss
7 by the County of taxable land as a result of the mili-
8 tary land withdrawal under title I; and

9 (2) to provide for the conveyance by the Sec-
10 retary to the County and the City of Federal land
11 that is suitable for public purposes.

12 **SEC. 172. DEFINITION OF PUBLIC PURPOSE.**

13 In this subtitle, the term “public purpose” includes—

14 (1) the construction and operation of a new
15 County fire station;

16 (2) the operation or expansion of an existing
17 County wastewater treatment facility;

18 (3) the operation or expansion of existing Coun-
19 ty gravel pits and rock quarries; and

20 (4) the operation or expansion of an existing
21 City landfill.

22 **SEC. 173. LAND CONVEYANCES TO COUNTY.**

23 (a) **PUBLIC PURPOSES CONVEYANCE.**—

24 (1) **CONVEYANCE REQUIRED.**—Notwithstanding
25 section 202 of the Federal Land Policy and Manage-

1 ment Act of 1976 (43 U.S.C. 1712), the Secretary
2 shall convey to the County, subject to valid existing
3 rights and paragraph (2), for no consideration, all
4 right, title, and interest of the United States in and
5 to the approximately 7,160 acres of Federal land
6 identified as “Public Purpose Conveyances to
7 Churchill County” on the Map.

8 (2) REVERSION.—If a parcel of Federal land
9 conveyed to the County under paragraph (1) ceases
10 to be used for public recreation or other public pur-
11 poses consistent with the Act of June 14, 1926
12 (commonly known as the “Recreation and Public
13 Purposes Act”) (44 Stat. 741, chapter 578; 43
14 U.S.C. 869 et seq.), the parcel of Federal land shall,
15 at the discretion of the Secretary, revert to the
16 United States.

17 (b) MITIGATION CONVEYANCE.—Notwithstanding
18 section 202 of the Federal Land Policy and Management
19 Act of 1976 (43 U.S.C. 1712), not later than 60 days
20 after the date of enactment of this Act, the Secretary shall
21 convey to the County, subject to valid existing rights, for
22 no consideration, all right, title, and interest of the United
23 States in and to the approximately 11,452 acres of Fed-
24 eral land identified as “FRTC Modernization Mitigation
25 Conveyances to Churchill County” on the Map.

1 **SEC. 174. LAND CONVEYANCE TO CITY.**

2 (a) IN GENERAL.—Notwithstanding section 202 of
3 the Federal Land Policy and Management Act of 1976
4 (43 U.S.C. 1712), the Secretary shall convey to the City,
5 subject to valid existing rights and subsection (b), for no
6 consideration, all right, title, and interest of the United
7 States in and to the approximately 212 acres of Federal
8 land identified as “Public Purpose Conveyances to City
9 of Fallon” on the Map.

10 (b) REVERSION.—If a parcel of Federal land con-
11 veyed to the City under subsection (a) ceases to be used
12 for public recreation or other public purposes consistent
13 with the Act of June 14, 1926 (commonly known as the
14 “Recreation and Public Purposes Act”) (44 Stat. 741,
15 chapter 578; 43 U.S.C. 869 et seq.), the parcel of Federal
16 land shall, at the discretion of the Secretary, revert to the
17 United States.

18 **Subtitle G—Checkerboard**
19 **Resolution**

20 **SEC. 181. CONSOLIDATION OF CHECKERBOARD LAND OWN-**
21 **ERSHIP.**

22 (a) IN GENERAL.—The Secretary, in consultation
23 with the County and landowners in the County, and after
24 providing an opportunity for public comment, shall seek
25 to consolidate Federal land and non-Federal land owner-
26 ship in the County.

1 (b) LAND EXCHANGES.—

2 (1) LAND EXCHANGE AUTHORITY.—To the ex-
3 tent practicable, the Secretary shall offer to ex-
4 change land identified for exchange under paragraph
5 (3) for private land in the County that is adjacent
6 to Federal land in the County, if the exchange would
7 consolidate land ownership and facilitate improved
8 land management in the County, as determined by
9 the Secretary.

10 (2) APPLICABLE LAW.—Except as otherwise
11 provided in this section, a land exchange under this
12 section shall be conducted in accordance with—

13 (A) section 206 of the Federal Land Policy
14 and Management Act of 1976 (43 U.S.C.
15 1716); and

16 (B) any other applicable law.

17 (3) IDENTIFICATION OF FEDERAL LAND FOR
18 EXCHANGE.—Subject to section 182, the Secretary
19 shall identify Federal land in the County managed
20 by the Commissioner of the Bureau of Reclamation
21 and Federal land in the County managed by the Di-
22 rector of the Bureau of Land Management to offer
23 for exchange from Federal land identified as poten-
24 tially suitable for disposal in an applicable resource
25 management plan.

1 (c) EQUAL VALUE LAND EXCHANGES.—

2 (1) IN GENERAL.—Land to be exchanged under
3 this section shall be of equal value, based on ap-
4 praisals prepared in accordance with—

5 (A) the Uniform Standards for Profes-
6 sional Land Acquisitions; and

7 (B) the Uniform Standards of Professional
8 Appraisal Practice.

9 (2) USE OF MASS APPRAISALS.—

10 (A) IN GENERAL.—Subject to subpara-
11 graph (B), the Secretary may use a mass ap-
12 praisal to determine the value of land to be ex-
13 changed under this section, if the Secretary de-
14 termines that the land that would be subject to
15 the mass appraisal in the County is of similar
16 character and value.

17 (B) EXCLUSION.—The Secretary shall ex-
18 clude from a mass appraisal under subpara-
19 graph (A) any land, the value of which is likely
20 to exceed \$250 per acre, as determined by the
21 Secretary.

22 (C) AVAILABILITY.—The Secretary shall
23 make the results of a mass appraisal conducted
24 under subparagraph (A) available to the public.

1 **SEC. 182. LAND IDENTIFIED FOR DISPOSAL.**

2 (a) IDENTIFICATION PROCESS.—

3 (1) IN GENERAL.—Subject to section 183, the
4 Secretary, in consultation with the County and after
5 providing an opportunity for public comment, shall
6 identify Federal land in the County managed by the
7 Commissioner of the Bureau of Reclamation and
8 Federal land in the County managed by the Director
9 of the Bureau of Land Management to offer for sale
10 from Federal land identified as potentially suitable
11 for disposal in an applicable resource management
12 plan.

13 (2) POSTPONEMENT OR EXCLUSION.—

14 (A) ON REQUEST OF COUNTY.—At the re-
15 quest of the County, the Secretary shall—

16 (i) postpone a sale of Federal land
17 under this section; or

18 (ii) exclude from the sale all or a por-
19 tion of Federal land identified for sale
20 under this section.

21 (B) AT DISCRETION OF SECRETARY.—

22 Nothing in this section prohibits the Secretary
23 from—

24 (i) postponing a sale of Federal land
25 under this section; or

1 (ii) excluding all or a portion of Fed-
2 eral land identified for sale under this sec-
3 tion.

4 (3) VALID EXISTING RIGHTS.—A sale of Fed-
5 eral land under this section is subject to valid exist-
6 ing rights.

7 (b) METHOD OF SALE.—A sale of Federal land under
8 subsection (a) shall be—

9 (1) consistent with section 203 of the Federal
10 Land Policy and Management Act of 1976 (43
11 U.S.C. 1713);

12 (2) through a competitive bidding process, un-
13 less otherwise determined by the Secretary; and

14 (3) for not less than fair market value.

15 (c) LIMITATION.—Not more than a total of 50,000
16 acres of Federal land in the County shall be sold under
17 this section.

18 **SEC. 183. MANAGEMENT PRIORITY AREAS.**

19 (a) IN GENERAL.—Not later than 1 year after the
20 date of enactment of this Act, the Secretary shall identify
21 management priority areas on Federal land in the County
22 that—

23 (1) include greater sage-grouse habitat;

24 (2)(A) are designated as critical habitat;

25 (B) are part of an identified wildlife corridor; or

1 (C) contain significant wetlands or riparian
2 wildlife habitat;

3 (3) are within the boundary of—

4 (A) a unit of the National Wildlife Refuge
5 System;

6 (B) a National Conservation Area; or

7 (C) a component of the National Wilder-
8 ness Preservation System;

9 (4)(A) have value for outdoor recreation; or

10 (B) provide public access for recreational hunt-
11 ing, fishing, or other recreational purposes;

12 (5)(A) contain resources that are listed on, or
13 eligible for inclusion on, the National Register of
14 Historic Places; or

15 (B) have significant cultural, historic, ecologi-
16 cal, or scenic value; or

17 (6) would improve Federal land management.

18 (b) IDENTIFICATION OF ADDITIONAL MANAGEMENT
19 PRIORITY AREAS.—As the Secretary determines to be ap-
20 propriate, the Secretary may identify additional manage-
21 ment priority areas in the County after the date on which
22 the identification under subsection (a) is completed.

23 (c) MANAGEMENT.—Nothing in this section modifies
24 the management of an area identified as a management
25 priority area under this section based on the identification.

1 (d) MANAGEMENT PRIORITY AREAS EXCLUDED
2 FROM SALE OR EXCHANGE.—Federal land identified as
3 a management priority area under this section—

4 (1) shall be retained in Federal ownership; and

5 (2) shall not be available for disposal or convey-
6 ance, including by sale or exchange, under this sub-
7 title.

8 **SEC. 184. WITHDRAWAL.**

9 (a) INTERIM WITHDRAWAL.—Subject to valid exist-
10 ing rights and mining claims for which the claim mainte-
11 nance fee has been paid in the applicable assessment year,
12 effective on the date on which a parcel of Federal land
13 is identified for exchange under section 181(b)(3) or sale
14 under section 182(a)(1), the parcel of Federal land is
15 withdrawn from—

16 (1) all forms of entry and appropriation under
17 the public land laws;

18 (2) location, entry, and patent under the mining
19 laws; and

20 (3) operation of the mineral and mineral mate-
21 rials leasing laws.

22 (b) TERMINATION OF WITHDRAWAL.—The with-
23 drawal of a parcel of Federal land under subsection (a)
24 shall terminate—

25 (1)(A) on the date of sale; or

1 (B) in the case of exchange, the date of the
2 conveyance of the title to the Federal land covered
3 by the exchange;

4 (2) with respect to any parcel of Federal land
5 identified for exchange under section 181(b)(3) or
6 sale under section 182(a)(1) that is not exchanged
7 or sold, not later than 2 years after the date the
8 parcel of Federal land was offered for exchange or
9 sale under this subtitle; or

10 (3) on a different date mutually agreed to by
11 the Secretary and the County.

12 **SEC. 185. DISPOSITION OF PROCEEDS.**

13 (a) IN GENERAL.—Of the proceeds from the sale of
14 Federal land under section 182—

15 (1) 5 percent shall be disbursed to the State for
16 use in the general education program of the State;
17 and

18 (2) the remainder shall be deposited in a special
19 account in the Treasury of the United States, to be
20 known as the “Churchill County Special Account”,
21 which shall be available to the Secretary, without
22 further appropriation, for—

23 (A) the reimbursement of costs incurred by
24 the Secretary in preparing for a sale or ex-
25 change of Federal land under this subtitle; and

1 (B) the acquisition of land (including in-
2 terests in land) in the County—

3 (i) for inclusion in a component of the
4 National Wilderness Preservation System
5 or a national conservation area designated
6 by this title;

7 (ii) that protects other environ-
8 mentally significant land;

9 (iii) that is identified as a manage-
10 ment priority area under section 183; or

11 (iv) that secures public access to Fed-
12 eral land for hunting, fishing, and other
13 recreational purposes.

14 (b) LIMITATION.—The proceeds from the sale of Fed-
15 eral land under section 182 shall not be used for the acqui-
16 sition of any water rights.

17 **Subtitle H—Elko National** 18 **Cemetery**

19 **SEC. 191. TRANSFER AND WITHDRAWAL OF BUREAU OF** 20 **LAND MANAGEMENT LAND FOR USE AS A NA-** 21 **TIONAL CEMETERY.**

22 (a) DEFINITION OF FEDERAL LAND.—In this sec-
23 tion, the term “Federal land” means the approximately
24 15 acres of Bureau of Land Management land in Elko,
25 Nevada, that is more particularly described as

1 NE¹/₄SW¹/₄,NW¹/₄ , N¹/₂ SE¹/₄ SW¹/₄ NW¹/₄, sec. 8, T.
2 34 N., R. 55 E., of the Mount Diablo Meridian, as de-
3 picted on the map, prepared by the Bureau of Land Man-
4 agement, entitled “Proposed National Cemetery-Elko Ne-
5 vada”, and dated September 9, 2015.

6 (b) TRANSFER OF ADMINISTRATIVE JURISDIC-
7 TION.—

8 (1) IN GENERAL.—Subject to valid existing
9 rights, administrative jurisdiction over the Federal
10 land is transferred from the Secretary to the Sec-
11 retary of Veterans Affairs for use as a national cem-
12 etery in accordance with chapter 24 of title 38,
13 United States Code.

14 (2) LEGAL DESCRIPTIONS.—

15 (A) IN GENERAL.—As soon as practicable
16 after the date of enactment of this Act, the Sec-
17 retary shall publish in the Federal Register a
18 notice containing a legal description of the Fed-
19 eral land.

20 (B) EFFECT.—A legal description pub-
21 lished under subparagraph (A) shall have the
22 same force and effect as if included in this sec-
23 tion, except that the Secretary may correct any
24 clerical and typographical errors in the legal de-
25 scription.

1 (C) AVAILABILITY.—Copies of the legal de-
2 scription published under subparagraph (A)
3 shall be available for public inspection in the
4 appropriate offices of—

5 (i) the Bureau of Land Management;

6 and

7 (ii) the National Cemetery Adminis-
8 tration.

9 (D) COSTS.—The Secretary of Veterans
10 Affairs shall reimburse the Secretary for the
11 costs incurred by the Secretary in carrying out
12 this paragraph, including the costs of any sur-
13 veys and other reasonable costs.

14 (e) WITHDRAWAL.—Subject to valid existing rights,
15 for any period during which the Federal land is under the
16 administrative jurisdiction of the Secretary of Veterans
17 Affairs, the Federal land—

18 (1) is withdrawn from all forms of appropria-
19 tion under the public land laws, including the mining
20 laws, the mineral leasing laws, and the geothermal
21 leasing laws; and

22 (2) shall be treated as property (as defined in
23 section 102 of title 40, United States Code).

1 **TITLE II—PERSHING COUNTY**
2 **ECONOMIC DEVELOPMENT**
3 **AND CONSERVATION**

4 **SEC. 201. DEFINITIONS.**

5 In this title:

6 (1) COUNTY.—The term “County” means Per-
7 shing County, Nevada.

8 (2) WILDERNESS AREA.—The term “wilderness
9 area” means a wilderness area designated by section
10 221(a).

11 **Subtitle A—Checkerboard Land**
12 **Resolution**

13 **SEC. 211. FINDINGS.**

14 Congress finds that—

15 (1) since the passage of the Act of July 1, 1862
16 (12 Stat. 489, chapter 120) (commonly known as
17 the “Pacific Railway Act of 1862”), under which
18 railroad land grants along the Union Pacific Rail-
19 road right-of-way created a checkerboard land pat-
20 tern of alternating public land and privately owned
21 land, management of the land in the checkerboard
22 area has been a constant source of frustration for
23 the County government, private landholders in the
24 County, and the Federal Government;

1 (2) management of Federal land in the checker-
2 board area has been costly and difficult for the Fed-
3 eral land management agencies, creating a disincen-
4 tive to manage the land effectively;

5 (3) parcels of land within the checkerboard area
6 in the County will not vary significantly in appraised
7 value by acre due to the similarity of highest and
8 best use in the County; and

9 (4) consolidation of appropriate land within the
10 checkerboard area through sales and exchanges for
11 development and Federal management will—

12 (A) help improve the tax base of the Coun-
13 ty; and

14 (B) simplify management for the Federal
15 Government.

16 **SEC. 212. DEFINITIONS.**

17 In this subtitle:

18 (1) **ELIGIBLE LAND.**—The term “eligible land”
19 means any land administered by the Director of the
20 Bureau of Land Management—

21 (A) that is within the area identified on
22 the Map as “Checkerboard Lands Resolution
23 Area” that is designated for disposal by the
24 Secretary through—

1 (i) the Winnemucca Consolidated Re-
2 source Management Plan; or

3 (ii) any subsequent amendment or re-
4 vision to the management plan that is un-
5 dertaken with full public involvement; and
6 (B) that is not encumbered land.

7 (2) ENCUMBERED LAND.—The term “encum-
8 bered land” means any land administered by the Di-
9 rector of the Bureau of Land Management within
10 the area identified on the Map as “Checkerboard
11 Lands Resolution Area” that is encumbered by min-
12 ing claims, millsites, or tunnel sites.

13 (3) MAP.—The term “Map” means the map
14 prepared under section 213(b)(1).

15 (4) QUALIFIED ENTITY.—The term “qualified
16 entity” means, with respect to a portion of encum-
17 bered land—

18 (A) the owner of a mining claim, millsite,
19 or tunnel site located on a portion of the en-
20 cumbered land on the date of enactment of this
21 Act; and

22 (B) a successor in interest of an owner de-
23 scribed in subparagraph (A).

1 **SEC. 213. SALE OR EXCHANGE OF ELIGIBLE LAND.**

2 (a) AUTHORIZATION OF CONVEYANCE.—Notwith-
3 standing sections 202, 203, 206, and 209 of the Federal
4 Land Policy and Management Act of 1976 (43 U.S.C.
5 1712, 1713, 1716, 1719), as soon as practicable after the
6 date of enactment of this Act, the Secretary, in accordance
7 with this title and any other applicable law and subject
8 to valid existing rights, shall conduct sales or exchanges
9 of the eligible land.

10 (b) MAP.—

11 (1) IN GENERAL.—As soon as practicable after
12 the date of enactment of this Act, the Secretary
13 shall prepare a map that depicts the boundaries of
14 the land identified for disposal under this subtitle, to
15 be identified as the “Checkerboard Lands Resolution
16 Area” on the Map.

17 (2) MINOR CORRECTIONS.—The Secretary, in
18 consultation with the County, may correct minor er-
19 rors in the Map.

20 (c) JOINT SELECTION REQUIRED.—After providing
21 public notice, the Secretary and the County shall jointly
22 select parcels of eligible land to be offered for sale or ex-
23 change under subsection (a).

24 (d) METHOD OF SALE.—A sale of eligible land under
25 subsection (a) shall be—

1 (1) consistent with subsections (d) and (f) of
2 section 203 of the Federal Land Policy and Manage-
3 ment Act of 1976 (43 U.S.C. 1713);

4 (2) conducted through a competitive bidding
5 process, under which adjoining landowners are of-
6 fered the first option, unless the Secretary deter-
7 mines there are suitable and qualified buyers that
8 are not adjoining landowners; and

9 (3) for not less than fair market value, based
10 on an appraisal in accordance with the Uniform
11 Standards of Professional Appraisal Practice and
12 this title.

13 (e) LAND EXCHANGES.—

14 (1) IN GENERAL.—Not later than 1 year after
15 the date of enactment of this Act and subject to the
16 joint selection requirements under subsection (c), the
17 Secretary shall offer to exchange all eligible land
18 under this section for private land.

19 (2) ADJACENT LAND.—To the extent prac-
20 ticable, the Secretary shall seek to enter into agree-
21 ments with one or more owners of private land adja-
22 cent to the eligible land for the exchange of the pri-
23 vate land for the eligible land, if the Secretary deter-
24 mines that the exchange would consolidate Federal

1 land ownership and facilitate improved Federal land
2 management.

3 (3) PRIORITY LAND EXCHANGES.—In acquiring
4 private land under this subsection, the Secretary
5 shall give priority to the acquisition of private land
6 in higher-value natural resource areas in the County.

7 (f) MASS APPRAISALS.—

8 (1) IN GENERAL.—Not later than 1 year after
9 the date of enactment of this Act, and every 5 years
10 thereafter, the Secretary shall—

11 (A) conduct a mass appraisal of eligible
12 land to be sold or exchanged under this section;

13 (B) prepare an evaluation analysis for each
14 land transaction under this section; and

15 (C) make available to the public the results
16 of the mass appraisals conducted under sub-
17 paragraph (A).

18 (2) USE.—The Secretary may use mass ap-
19 praisals and evaluation analyses conducted under
20 paragraph (1) to facilitate exchanges of eligible land
21 for private land.

22 (g) DEADLINE FOR SALE OR EXCHANGE; EXCLU-
23 SIONS.—

24 (1) DEADLINE.—Not later than 90 days after
25 the date on which the eligible land is jointly selected

1 under subsection (c), the Secretary shall offer for
2 sale or exchange the parcels of eligible land jointly
3 selected under that subsection.

4 (2) POSTPONEMENT OR EXCLUSION.—The Sec-
5 retary or the County may postpone, or exclude from,
6 a sale or exchange of all or a portion of the eligible
7 land jointly selected under subsection (c) for emer-
8 gency ecological or safety reasons.

9 (h) WITHDRAWAL.—

10 (1) IN GENERAL.—Subject to valid existing
11 rights and mining claims, millsites, and tunnel sites,
12 effective on the date on which a parcel of eligible
13 land is jointly selected under subsection (c) for sale
14 or exchange, that parcel is withdrawn from—

15 (A) all forms of entry and appropriation
16 under the public land laws, including the min-
17 ing laws;

18 (B) location, entry, and patent under the
19 mining laws; and

20 (C) operation of the mineral leasing and
21 geothermal leasing laws.

22 (2) TERMINATION.—The withdrawal of a parcel
23 of eligible land under paragraph (1) shall termi-
24 nate—

1 (A) on the date of sale or, in the case of
2 exchange, the conveyance of title of the parcel
3 of eligible land under this section; or

4 (B) with respect to any parcel of eligible
5 land selected for sale or exchange under sub-
6 section (c) that is not sold or exchanged, not
7 later than 2 years after the date on which the
8 parcel was offered for sale or exchange under
9 this section.

10 **SEC. 214. SALE OF ENCUMBERED LAND.**

11 (a) AUTHORIZATION OF CONVEYANCE.—Notwith-
12 standing sections 202, 203, 206, and 209 of the Federal
13 Land Policy and Management Act of 1976 (43 U.S.C.
14 1712, 1713, 1716, 1719), not later than 90 days after
15 the date of enactment of this Act and subject to valid ex-
16 isting rights held by third parties, the Secretary shall offer
17 to convey to qualified entities, for fair market value, the
18 remaining right, title, and interest of the United States,
19 in and to the encumbered land.

20 (b) COSTS OF SALES TO QUALIFIED ENTITIES.—As
21 a condition of each conveyance of encumbered land under
22 this section, the qualified entity shall pay all costs related
23 to the conveyance of the encumbered land, including the
24 costs of surveys and other administrative costs associated
25 with the conveyance.

1 (c) OFFER TO CONVEY.—

2 (1) IN GENERAL.—Not later than 180 days
3 after the date on which the Secretary receives a fair
4 market offer from a qualified entity for the convey-
5 ance of encumbered land, the Secretary shall accept
6 the fair market value offer.

7 (2) APPRAISAL.—Fair market value of the in-
8 terest of the United States in and to encumbered
9 land shall be determined by an appraisal conducted
10 in accordance with the Uniform Standards of Pro-
11 fessional Appraisal Practice.

12 (d) CONVEYANCE.—Not later than 180 days after the
13 date of acceptance by the Secretary of an offer from a
14 qualified entity under subsection (c)(1) and completion of
15 a sale for all or part of the applicable portion of encum-
16 bered land to the qualified entity, the Secretary, by deliv-
17 ery of an appropriate deed, patent, or other valid instru-
18 ment of conveyance, shall convey to the qualified entity
19 all remaining right, title, and interest of the United States
20 in and to the applicable portion of the encumbered land.

21 (e) MERGER.—Subject to valid existing rights held
22 by third parties, on delivery of the instrument of convey-
23 ance to the qualified entity under subsection (d), the prior
24 interests in the locatable minerals and the right to use
25 the surface for mineral purposes held by the qualified enti-

1 ty under a mining claim, millsite, tunnel site, or any other
2 Federal land use authorization applicable to the encum-
3 bered land included in the instrument of conveyance, shall
4 merge with all right, title, and interest conveyed to the
5 qualified entity by the United States under this section
6 to ensure that the qualified entity receives fee simple title
7 to the purchased encumbered land.

8 **SEC. 215. DISPOSITION OF PROCEEDS.**

9 (a) DISPOSITION OF PROCEEDS.—Of the proceeds
10 from the sale of land under this subtitle—

11 (1) 5 percent shall be disbursed to the State for
12 use in the general education program of the State;

13 (2) 10 percent shall be disbursed to the County
14 for use as determined through normal County budg-
15 eting procedures; and

16 (3) the remainder shall be deposited in a special
17 account in the Treasury of the United States, to be
18 known as the “Pershing County Special Account”,
19 which shall be available to the Secretary, in con-
20 sultation with the County, for—

21 (A) the acquisition of land from willing
22 sellers (including interests in land) in the Coun-
23 ty—

24 (i) within a wilderness area;

1 (ii) that protects other environ-
2 mentally significant land;

3 (iii) that secures public access to Fed-
4 eral land for hunting, fishing, and other
5 recreational purposes; or

6 (iv) that improves management of
7 Federal land within the area identified on
8 the Map as “Checkerboard Lands Resolu-
9 tion Area”; and

10 (B) the reimbursement of costs incurred by
11 the Secretary in preparing for the sale or ex-
12 change of land under this subtitle.

13 (b) INVESTMENT OF SPECIAL ACCOUNT.—Any
14 amounts deposited in the special account established
15 under subsection (a)(3)—

16 (1) shall earn interest in an amount determined
17 by the Secretary of the Treasury, based on the cur-
18 rent average market yield on outstanding marketable
19 obligations of the United States of comparable ma-
20 turities; and

21 (2) may be expended by the Secretary in ac-
22 cordance with this section.

23 (c) REPORTS.—

24 (1) IN GENERAL.—Not later than September
25 30 of the fifth fiscal year after the date of enact-

1 ment of this Act, and every 5 fiscal years thereafter,
2 the Secretary shall submit to the State, the County,
3 and the appropriate committees of Congress a report
4 on the operation of the special account established
5 under subsection (a)(3) for the preceding 5 fiscal
6 years.

7 (2) CONTENTS.—Each report submitted under
8 paragraph (1) shall include, for the fiscal year cov-
9 ered by the report—

10 (A) a statement of the amounts deposited
11 into the special account;

12 (B) a description of the expenditures made
13 from the special account for the fiscal year, in-
14 cluding the purpose of the expenditures;

15 (C) recommendations for additional au-
16 thorities to fulfill the purpose of the special ac-
17 count; and

18 (D) a statement of the balance remaining
19 in the special account at the end of the fiscal
20 year.

21 **SEC. 216. CONVEYANCE OF LAND FOR USE AS A PUBLIC**
22 **CEMETERY.**

23 (a) IN GENERAL.—The Secretary shall convey to the
24 County, without consideration, the Federal land described
25 in subsection (b).

1 (b) DESCRIPTION OF FEDERAL LAND.—The Federal
2 land referred to in subsection (a) is the approximately 10
3 acres of land depicted as “Unionville Cemetery” on the
4 Map.

5 (c) USE OF CONVEYED LAND.—The Federal land
6 conveyed under subsection (a) shall be used by the County
7 as a public cemetery.

8 **Subtitle B—Wilderness Areas**

9 **SEC. 221. ADDITIONS TO THE NATIONAL WILDERNESS** 10 **PRESERVATION SYSTEM.**

11 (a) ADDITIONS.—In accordance with the Wilderness
12 Act (16 U.S.C. 1131 et seq.), the following parcels of Fed-
13 eral land in the State are designated as wilderness and
14 as components of the National Wilderness Preservation
15 System:

16 (1) CAIN MOUNTAIN WILDERNESS.—Certain
17 Federal land managed by the Bureau of Land Man-
18 agement, comprising approximately 12,339 acres, as
19 generally depicted on the map entitled “Proposed
20 Cain Mountain Wilderness” and dated February 9,
21 2017, which shall be known as the “Cain Mountain
22 Wilderness”.

23 (2) BLUEWING WILDERNESS.—Certain Federal
24 land managed by the Bureau of Land Management,
25 comprising approximately 24,900 acres, as generally

1 depicted on the map entitled “Proposed Bluewing
2 Wilderness” and dated February 9, 2017, which
3 shall be known as the “Bluewing Wilderness”.

4 (3) SELENITE PEAK WILDERNESS.—Certain
5 Federal land managed by the Bureau of Land Man-
6 agement, comprising approximately 22,822 acres, as
7 generally depicted on the map entitled “Proposed
8 Selenite Peak Wilderness” and dated February 9,
9 2017, which shall be known as the “Selenite Peak
10 Wilderness”.

11 (4) MOUNT LIMBO WILDERNESS.—Certain Fed-
12 eral land managed by the Bureau of Land Manage-
13 ment, comprising approximately 11,855 acres, as
14 generally depicted on the map entitled “Proposed
15 Mt. Limbo Wilderness” and dated February 9,
16 2017, which shall be known as the “Mount Limbo
17 Wilderness”.

18 (5) NORTH SAHWAVE WILDERNESS.—Certain
19 Federal land managed by the Bureau of Land Man-
20 agement, comprising approximately 13,875 acres, as
21 generally depicted on the map entitled “Proposed
22 North Sahwave Wilderness” and dated February 9,
23 2017, which shall be known as the “North Sahwave
24 Wilderness”.

1 (6) GRANDFATHERS WILDERNESS.—Certain
2 Federal land managed by the Bureau of Land Man-
3 agement, comprising approximately 35,339 acres, as
4 generally depicted on the map entitled “Proposed
5 Grandfathers Wilderness” and dated February 9,
6 2017, which shall be known as the “Grandfathers
7 Wilderness”.

8 (7) FENCEMAKER WILDERNESS.—Certain Fed-
9 eral land managed by the Bureau of Land Manage-
10 ment, comprising approximately 14,942 acres, as
11 generally depicted on the map entitled “Proposed
12 Fencemaker Wilderness” and dated February 9,
13 2017, which shall be known as the “Fencemaker
14 Wilderness”.

15 (b) BOUNDARY.—The boundary of any portion of a
16 wilderness area that is bordered by a road shall be 100
17 feet from the centerline of the road.

18 (c) MAP AND LEGAL DESCRIPTION.—

19 (1) IN GENERAL.—As soon as practicable after
20 the date of enactment of this Act, the Secretary
21 shall file a map and legal description of each wilder-
22 ness area.

23 (2) EFFECT.—Each map and legal description
24 prepared under paragraph (1) shall have the same
25 force and effect as if included in this title, except

1 that the Secretary may correct clerical and typo-
2 graphical errors in the map or legal description.

3 (3) AVAILABILITY.—Each map and legal de-
4 scription prepared under paragraph (1) shall be on
5 file and available for public inspection in the appro-
6 priate offices of the Bureau of Land Management.

7 (4) WITHDRAWAL.—Subject to valid existing
8 rights, the wilderness areas designated by subsection
9 (a) are withdrawn from—

10 (A) all forms of entry, appropriation, and
11 disposal under the public land laws;

12 (B) location, entry, and patent under the
13 mining laws; and

14 (C) disposition under all laws relating to
15 mineral and geothermal leasing or mineral ma-
16 terials.

17 **SEC. 222. ADMINISTRATION.**

18 (a) MANAGEMENT.—Subject to valid existing rights,
19 the wilderness areas shall be administered by the Sec-
20 retary in accordance with the Wilderness Act (16 U.S.C.
21 1131 et seq.), except that with respect to the wilderness
22 areas—

23 (1) any reference in that Act to the effective
24 date shall be considered to be a reference to the date
25 of enactment of this Act; and

1 (2) any reference in that Act to the Secretary
2 of Agriculture shall be considered to be a reference
3 to the Secretary.

4 (b) LIVESTOCK.—The grazing of livestock in the wil-
5 derness areas, if established before the date of enactment
6 of this Act, shall be allowed to continue, subject to such
7 reasonable regulations, policies, and practices as the Sec-
8 retary considers to be necessary in accordance with—

9 (1) section 4(d)(4) of the Wilderness Act (16
10 U.S.C. 1133(d)(4)); and

11 (2) the guidelines set forth in Appendix A of
12 the report of the Committee on Interior and Insular
13 Affairs of the House of Representatives accom-
14 panying H.R. 2570 of the 101st Congress (House
15 Report 101–405).

16 (c) INCORPORATION OF ACQUIRED LAND AND INTER-
17 ESTS.—Any land or interest in land within the boundary
18 of a wilderness area that is acquired by the United States
19 after the date of enactment of this Act shall be added to
20 and administered as part of the wilderness area.

21 (d) ADJACENT MANAGEMENT.—

22 (1) IN GENERAL.—Congress does not intend for
23 the designation of the wilderness areas to create pro-
24 tective perimeters or buffer zones around the wilder-
25 ness areas.

1 (2) NONWILDERNESS ACTIVITIES.—The fact
2 that nonwilderness activities or uses can be seen or
3 heard from areas within a wilderness area shall not
4 preclude the conduct of those activities or uses out-
5 side the boundary of the wilderness area.

6 (e) MILITARY OVERFLIGHTS.—Nothing in this sub-
7 title restricts or precludes—

8 (1) low-level overflights of military aircraft over
9 the wilderness areas, including military overflights
10 that can be seen or heard within the wilderness
11 areas;

12 (2) flight testing and evaluation; or

13 (3) the designation or creation of new units of
14 special use airspace, or the establishment of military
15 flight training routes, over the wilderness areas.

16 (f) WILDFIRE, INSECT, AND DISEASE MANAGE-
17 MENT.—In accordance with section 4(d)(1) of the Wilder-
18 ness Act (16 U.S.C. 1133(d)(1)), the Secretary may take
19 such measures in the wilderness areas as are necessary
20 for the control of fire, insects, and diseases (including, as
21 the Secretary determines to be appropriate, the coordina-
22 tion of the activities with a State or local agency).

23 (g) CLIMATOLOGICAL DATA COLLECTION.—In ac-
24 cordance with the Wilderness Act (16 U.S.C. 1131 et seq.)
25 and subject to such terms and conditions as the Secretary

1 may prescribe, the Secretary may authorize the installa-
2 tion and maintenance of hydrologic, meteorologic, or cli-
3 matological data collection devices in the wilderness areas
4 if the Secretary determines that the facilities and access
5 to the facilities are essential to flood warning, flood con-
6 trol, or water reservoir operation activities.

7 (h) WATER RIGHTS.—

8 (1) FINDINGS.—Congress finds that—

9 (A) the wilderness areas are located—

10 (i) in the semiarid region of the Great
11 Basin; and

12 (ii) at the headwaters of the streams
13 and rivers on land with respect to which
14 there are few, if any—

15 (I) actual or proposed water re-
16 source facilities located upstream; and

17 (II) opportunities for diversion,
18 storage, or other uses of water occur-
19 ring outside the land that would ad-
20 versely affect the wilderness values of
21 the land;

22 (B) the wilderness areas are generally not
23 suitable for use or development of new water re-
24 source facilities; and

1 (C) because of the unique nature of the
2 wilderness areas, it is possible to provide for
3 proper management and protection of the wil-
4 derness and other values of land in ways dif-
5 ferent from those used in other laws.

6 (2) PURPOSE.—The purpose of this section is
7 to protect the wilderness values of the wilderness
8 areas by means other than a federally reserved water
9 right.

10 (3) STATUTORY CONSTRUCTION.—Nothing in
11 this subtitle—

12 (A) constitutes an express or implied res-
13 ervation by the United States of any water or
14 water rights with respect to the wilderness
15 areas;

16 (B) affects any water rights in the State
17 (including any water rights held by the United
18 States) in existence on the date of enactment of
19 this Act;

20 (C) establishes a precedent with regard to
21 any future wilderness designations;

22 (D) affects the interpretation of, or any
23 designation made under, any other Act; or

24 (E) limits, alters, modifies, or amends any
25 interstate compact or equitable apportionment

1 decree that apportions water among and be-
2 tween the State and other States.

3 (4) NEVADA WATER LAW.—The Secretary shall
4 follow the procedural and substantive requirements
5 of State law in order to obtain and hold any water
6 rights not in existence on the date of enactment of
7 this Act with respect to the wilderness areas.

8 (5) NEW PROJECTS.—

9 (A) DEFINITION OF WATER RESOURCE FA-
10 CILITY.—

11 (i) IN GENERAL.—In this paragraph,
12 the term “water resource facility” means
13 irrigation and pumping facilities, res-
14 ervoires, water conservation works, aque-
15 ducts, canals, ditches, pipelines, wells, hy-
16 dropower projects, transmission and other
17 ancillary facilities, and other water diver-
18 sion, storage, and carriage structures.

19 (ii) EXCLUSION.—In this paragraph,
20 the term “water resource facility” does not
21 include wildlife guzzlers.

22 (B) RESTRICTION ON NEW WATER RE-
23 SOURCE FACILITIES.—Except as otherwise pro-
24 vided in this title, on and after the date of the
25 enactment of this Act, neither the President nor

1 any other officer, employee, or agent of the
2 United States shall fund, assist, authorize, or
3 issue a license or permit for the development of
4 any new water resource facility within the wil-
5 derness areas.

6 (i) TEMPORARY TELECOMMUNICATIONS DEVICE.—

7 (1) IN GENERAL.—Nothing in this subtitle pre-
8 vents the placement of a temporary telecommuni-
9 cations device for law enforcement or agency admin-
10 istrative purposes in the Selenite Peak Wilderness in
11 accordance with paragraph (2).

12 (2) ADDITIONAL REQUIREMENTS.—Any tem-
13 porary telecommunications device authorized by the
14 Secretary under paragraph (1) shall—

15 (A) be carried out in accordance with—

16 (i) the Wilderness Act (16 U.S.C.
17 1131 et seq.); and

18 (ii) all other applicable laws (including
19 regulations);

20 (B) to the maximum practicable, be located
21 in such a manner as to minimize impacts on the
22 recreational and other wilderness values of the
23 area; and

24 (C) be for a period of not longer than 7
25 years.

1 **SEC. 223. WILDLIFE MANAGEMENT.**

2 (a) IN GENERAL.—In accordance with section
3 4(d)(7) of the Wilderness Act (16 U.S.C. 1133(d)(7)),
4 nothing in this subtitle affects or diminishes the jurisdic-
5 tion of the State with respect to fish and wildlife manage-
6 ment, including the regulation of hunting, fishing, and
7 trapping, in the wilderness areas.

8 (b) MANAGEMENT ACTIVITIES.—In furtherance of
9 the purposes and principles of the Wilderness Act (16
10 U.S.C. 1131 et seq.), the Secretary may conduct any man-
11 agement activities in the wilderness areas that are nec-
12 essary to maintain or restore fish and wildlife populations
13 and the habitats to support the populations, if the activi-
14 ties are carried out—

15 (1) consistent with relevant wilderness manage-
16 ment plans; and

17 (2) in accordance with—

18 (A) the Wilderness Act (16 U.S.C. 1131 et
19 seq.); and

20 (B) appropriate policies, such as those set
21 forth in Appendix B of the report of the Com-
22 mittee on Interior and Insular Affairs of the
23 House of Representatives accompanying H.R.
24 2570 of the 101st Congress (House Report
25 101–405), including noxious weed treatment
26 and the occasional and temporary use of motor-

1 ized vehicles if the use, as determined by the
2 Secretary, would promote healthy, viable, and
3 more naturally distributed wildlife populations
4 that would enhance wilderness values with the
5 minimal impact necessary to reasonably accom-
6 plish those tasks.

7 (c) **EXISTING ACTIVITIES.**—In accordance with sec-
8 tion 4(d)(1) of the Wilderness Act (16 U.S.C. 1133(d)(1))
9 and in accordance with appropriate policies such as those
10 set forth in Appendix B of the Committee on Interior and
11 Insular Affairs of the House of Representatives accom-
12 panying H.R. 2570 of the 101st Congress (House Report
13 101–405), the State may continue to use aircraft, includ-
14 ing helicopters, to survey, capture, transplant, monitor,
15 and provide water for wildlife populations.

16 (d) **WILDLIFE WATER DEVELOPMENT PROJECTS.**—
17 Subject to subsection (f), the Secretary shall authorize
18 structures and facilities, including existing structures and
19 facilities, for wildlife water development projects, including
20 guzzlers, in the wilderness areas if—

21 (1) the structures and facilities will, as deter-
22 mined by the Secretary, enhance wilderness values
23 by promoting healthy, viable and more naturally dis-
24 tributed wildlife populations; and

1 (2) the visual impacts of the structures and fa-
2 cilities on the wilderness areas can reasonably be
3 minimized.

4 (e) HUNTING, FISHING, AND TRAPPING.—

5 (1) IN GENERAL.—The Secretary may des-
6 ignate areas in which, and establish periods during
7 which, for reasons of public safety, administration,
8 or compliance with applicable laws, no hunting, fish-
9 ing, or trapping will be permitted in the wilderness
10 areas.

11 (2) CONSULTATION.—Except in emergencies,
12 the Secretary shall consult with the appropriate
13 State agency and notify the public before taking any
14 action under paragraph (1).

15 (f) COOPERATIVE AGREEMENT.—

16 (1) IN GENERAL.—The State, including a des-
17 ignee of the State, may conduct wildlife management
18 activities in the wilderness areas—

19 (A) in accordance with the terms and con-
20 ditions specified in the cooperative agreement
21 between the Secretary and the State entitled
22 “Memorandum of Understanding between the
23 Bureau of Land Management and the Nevada
24 Department of Wildlife Supplement No. 9” and
25 signed November and December 2003, includ-

1 ing any amendments to the cooperative agree-
2 ment agreed to by the Secretary and the State;
3 and

4 (B) subject to all applicable laws (including
5 regulations).

6 (2) REFERENCES; CLARK COUNTY.—For the
7 purposes of this subsection, any references to Clark
8 County in the cooperative agreement described in
9 paragraph (1)(A) shall be considered to be a ref-
10 erence to the wilderness areas.

11 **SEC. 224. RELEASE OF WILDERNESS STUDY AREAS.**

12 (a) FINDING.—Congress finds that, for the purposes
13 of section 603(e) of the Federal Land Policy and Manage-
14 ment Act of 1976 (43 U.S.C. 1782(c)), the approximately
15 48,600 acres of public land in the portions of the China
16 Mountain, Mt. Limbo, Selenite Mountains, and Tobin
17 Range wilderness study areas that have not been des-
18 ignated as wilderness by section 221(a) and the portion
19 of the Augusta Mountains wilderness study area within
20 the County that has not been designated as wilderness by
21 that section have been adequately studied for wilderness
22 designation.

23 (b) RELEASE.—The public land described in sub-
24 section (a)—

1 available adjacent land would support firefighting
2 capabilities in the County;

3 (3) the protection, development, and use of
4 water resources in Lander County, Nevada, play a
5 key role in major economic activities for the County,
6 including commercial development, mining, agri-
7 culture, tourism, recreational activity, and conserva-
8 tion; and

9 (4) recreational and public park opportunities
10 in Lander County, Nevada, could be substantially
11 enhanced through expansion of the park system in
12 the County.

13 **SEC. 302. DEFINITIONS.**

14 In this title:

15 (1) COUNTY.—The term “County” means
16 Lander County, Nevada.

17 (2) MAP.—The term “Map” means the map en-
18 titled “Lander County Selected Lands” and dated
19 February 21, 2020.

20 (3) SECRETARY CONCERNED.—The term “Sec-
21 retary concerned” means—

22 (A) the Secretary, with respect to land
23 under the jurisdiction of the Secretary; and

1 (B) the Secretary of Agriculture, acting
2 through the Chief of the Forest Service, with
3 respect to National Forest System land.

4 **SEC. 303. CONVEYANCES TO LANDER COUNTY, NEVADA.**

5 (a) CONVEYANCE FOR WATERSHED PROTECTION,
6 RECREATION, AND PARKS.—Notwithstanding the land use
7 planning requirements of sections 202 and 203 of the Fed-
8 eral Land Policy and Management Act of 1976 (43 U.S.C.
9 1712, 1713), not later than 60 days after the date on
10 which the County identifies the parcels of Federal land
11 selected by the County for conveyance to the County from
12 among the parcels identified on the Map as “Lander
13 County Parcels BLM and USFS”, the Secretary con-
14 cerned shall convey to the County, subject to valid existing
15 rights and for no consideration, all right, title, and interest
16 of the United States in and to the identified parcels of
17 Federal land (including mineral rights) for use by the
18 County for watershed protection, recreation, and parks.

19 (b) CONVEYANCE FOR AIRPORT FACILITY.—

20 (1) IN GENERAL.—Notwithstanding the land
21 use planning requirements of sections 202 and 203
22 of the Federal Land Policy and Management Act of
23 1976 (43 U.S.C. 1712, 1713), the Secretary shall
24 convey to the County, subject to valid existing
25 rights, including mineral rights, all right, title, and

1 interest of the United States in and to the parcels
2 of Federal land identified on the Map as “Kingston
3 Airport” for the purpose of improving the relevant
4 airport facility and related infrastructure.

5 (2) COSTS.—The only costs for the conveyance
6 to be paid by the County under paragraph (1) shall
7 be the survey costs relating to the conveyance.

8 (c) SURVEY.—The exact acreage and legal descrip-
9 tion of any parcel of Federal land to be conveyed under
10 subsection (a) or (b) shall be determined by a survey satis-
11 factory to the Secretary concerned and the County.

12 (d) REVERSIONARY CLAUSE REQUIRED.—A convey-
13 ance of Federal land under subsection (a) or (b) shall in-
14 clude a reversionary clause to ensure that management of
15 the Federal land conveyed under the applicable subsection
16 shall revert to the Secretary concerned if the Federal land
17 is no longer being managed in accordance with the appli-
18 cable subsection.

19 (e) MAP, ACREAGE ESTIMATES, AND LEGAL DE-
20 SCRIPTIONS.—

21 (1) MINOR ERRORS.—The Secretary concerned
22 and the County may, by mutual agreement—

23 (A) make minor boundary adjustments to
24 the parcels of Federal land to be conveyed
25 under subsection (a) or (b); and

1 (B) correct any minor errors in the Map,
2 an acreage estimate, or legal description of any
3 parcel of Federal land conveyed under sub-
4 section (a) or (b).

5 (2) CONFLICT.—If there is a conflict between
6 the Map, an acreage estimate, or a legal description
7 of Federal land conveyed under subsection (a) or
8 (b), the Map shall control unless the Secretary con-
9 cerned and the County mutually agree otherwise.

10 (3) AVAILABILITY.—The Secretary shall make
11 the Map available for public inspection in—

12 (A) the Office of the Nevada State Direc-
13 tor of the Bureau of Land Management; and

14 (B) the Bureau of Land Management Bat-
15 tle Mountain Field Office.

16 **TITLE IV—DOUGLAS COUNTY**
17 **ECONOMIC DEVELOPMENT**
18 **AND CONSERVATION**

19 **SEC. 401. DEFINITIONS.**

20 In this title:

21 (1) COUNTY.—The term “County” means
22 Douglas County, Nevada.

23 (2) MAP.—The term “Map” means the map en-
24 titled “Douglas County Economic Development and
25 Conservation Act” and dated October 14, 2019.

1 (3) PUBLIC LAND.—The term “public land”
2 has the meaning given the term “public lands” in
3 section 103 of the Federal Land Policy and Manage-
4 ment Act of 1976 (43 U.S.C. 1702).

5 (4) SECRETARY CONCERNED.—The term “Sec-
6 retary concerned” means—

7 (A) with respect to National Forest Sys-
8 tem land, the Secretary of Agriculture, acting
9 through the Chief of the Forest Service; and

10 (B) with respect to land managed by the
11 Bureau of Land Management, including land
12 held in trust for the benefit of the Tribe, the
13 Secretary.

14 (5) TRIBE.—The term “Tribe” means the
15 Washoe Tribe of Nevada and California.

16 (6) WILDERNESS.—The term “Wilderness”
17 means the Burbank Canyons Wilderness designated
18 by section 431(a).

19 **Subtitle A—Land Conveyances and** 20 **Sales**

21 **SEC. 411. CONVEYANCE TO STATE.**

22 (a) IN GENERAL.—Subject to valid existing rights,
23 the Secretary concerned shall convey to the State, without
24 consideration, all right, title, and interest of the United
25 States in and to the land described in subsection (b).

1 (b) DESCRIPTION OF LAND.—The land referred to in
2 subsection (a) is the approximately 67 acres of Forest
3 Service land generally depicted as “Lake Tahoe-Nevada
4 State Park” on the Map.

5 (c) COSTS.—As a condition of the conveyance under
6 subsection (a), the State shall pay all costs associated with
7 the conveyance (including any costs for surveys and other
8 administrative costs).

9 (d) USE OF LAND.—

10 (1) IN GENERAL.—The land conveyed to the
11 State under subsection (a) shall be used only for—

12 (A) the conservation of wildlife or natural
13 resources; or

14 (B) a public park.

15 (2) FACILITIES.—Any facility on land conveyed
16 under subsection (a) shall be constructed and man-
17 aged in accordance with the uses described in para-
18 graph (1).

19 (e) REVERSION.—If any portion of the land conveyed
20 under subsection (a) is used in a manner that is incon-
21 sistent with the uses described in subsection (d), the land
22 shall, at the discretion of the Secretary concerned, revert
23 to the United States.

1 **SEC. 412. TAHOE RIM TRAIL.**

2 (a) IN GENERAL.—The Secretary of Agriculture, in
3 consultation with the County and other stakeholders, shall
4 develop and implement a cooperative management agree-
5 ment for the land described in subsection (b)—

6 (1) to improve the quality of recreational access
7 to the land by providing such additional amenities as
8 are agreed to by the Secretary and the County; and

9 (2) to conserve the natural resource values of
10 the land.

11 (b) DESCRIPTION OF LAND.—The land referred to in
12 subsection (a) is the approximately 13 acres of land gen-
13 erally depicted as “Tahoe Rim Trail North Parcel” on the
14 Map.

15 **SEC. 413. CONVEYANCE TO COUNTY.**

16 (a) DEFINITION OF FEDERAL LAND.—In this sec-
17 tion, the term “Federal land” means the approximately
18 7,777 acres of Federal land in the County generally de-
19 picted as “Douglas County Land Conveyances” on the
20 Map.

21 (b) AUTHORIZATION OF CONVEYANCE.—Subject to
22 valid existing rights and notwithstanding the land use
23 planning requirements of section 202 of the Federal Land
24 Policy and Management Act of 1976 (43 U.S.C. 1712),
25 not later than 180 days after the date on which the Sec-
26 retary concerned receives a request from the County for

1 the conveyance of the Federal land, the Secretary con-
2 cerned shall convey to the County, without consideration,
3 all right, title, and interest of the United States in and
4 to the Federal land.

5 (c) COSTS.—As a condition of the conveyance under
6 subsection (b), the County shall pay all costs associated
7 with the conveyance (including any costs for surveys and
8 other administrative costs).

9 (d) USE OF FEDERAL LAND.—The Federal land con-
10 veyed under subsection (b)—

11 (1) may be used by the County for flood control
12 or any other public purpose consistent with the Act
13 of June 14, 1926 (commonly known as the “Recre-
14 ation and Public Purposes Act”) (43 U.S.C. 869 et
15 seq.); and

16 (2) shall not be disposed of by the County.

17 (e) REVERSION.—If the Federal land conveyed under
18 subsection (b) is used in a manner inconsistent with sub-
19 section (d), the Federal land shall, at the discretion of the
20 Secretary concerned, revert to the United States.

21 (f) ACQUISITION OF FEDERAL REVERSIONARY IN-
22 TEREST.—

23 (1) REQUEST.—The County may submit to the
24 Secretary concerned a request to acquire the Federal

1 reversionary interest in all or any portion of the
2 Federal land conveyed under subsection (b).

3 (2) APPRAISAL.—

4 (A) IN GENERAL.—Not later than 180
5 days after the date of receipt of a request under
6 paragraph (1), the Secretary concerned shall
7 complete an appraisal of the Federal rever-
8 sionary interest in the Federal land requested
9 by the County.

10 (B) REQUIREMENT.—The appraisal under
11 subparagraph (A) shall be completed in accord-
12 ance with—

13 (i) the Uniform Appraisal Standards
14 for Federal Land Acquisitions; and

15 (ii) the Uniform Standards of Profes-
16 sional Appraisal Practice.

17 (3) CONVEYANCE REQUIRED.—

18 (A) IN GENERAL.—If, by the date that is
19 1 year after the date of completion of the ap-
20 praisal under paragraph (2), the County sub-
21 mits to the Secretary concerned an offer to ac-
22 quire the Federal reversionary interest re-
23 quested under paragraph (1), the Secretary
24 concerned, by not later than the date that is 30
25 days after the date on which the offer is sub-

1 mitted, shall convey to the County that rever-
2 sionary interest.

3 (B) CONSIDERATION.—As consideration
4 for the conveyance of the Federal reversionary
5 interest under subparagraph (A), the County
6 shall pay to the Secretary concerned an amount
7 equal to the appraised value of the Federal re-
8 versionary interest, as determined under para-
9 graph (2).

10 (C) COSTS.—As a condition of conveyance
11 of the Federal reversionary interest under sub-
12 paragraph (A), the County shall pay all costs
13 associated with the conveyance (including any
14 costs for surveys and other administrative
15 costs).

16 (4) DISPOSITION OF PROCEEDS.—Any amounts
17 collected under this subsection shall be disposed of
18 in accordance with section 414(i).

19 (g) REVOCATION OF ORDERS.—Any public land order
20 that withdraws any portion of the Federal land from ap-
21 propriation or disposal under a public land law shall be
22 revoked to the extent necessary to permit disposal of the
23 Federal land under this section.

1 **SEC. 414. SALE OF CERTAIN FEDERAL LAND.**

2 (a) IN GENERAL.—Notwithstanding sections 202 and
3 203 of the Federal Land Policy and Management Act of
4 1976 (43 U.S.C. 1712, 1713), the Secretary concerned
5 shall, in accordance with the other provisions of that Act
6 and any other applicable law, and subject to valid existing
7 rights, conduct 1 or more sales of the Federal land (in-
8 cluding mineral rights to that land) described in sub-
9 section (b) to qualified bidders.

10 (b) DESCRIPTION OF LAND.—The Federal land re-
11 ferred to in subsection (a) is—

12 (1) the approximately 59.5 acres of public land
13 generally depicted as “Lands for Disposal” on the
14 Map;

15 (2) not more than 10,000 acres of land in the
16 County that—

17 (A) is not segregated or withdrawn on or
18 after the date of enactment of this Act, unless
19 the land is withdrawn in accordance with sub-
20 section (g); and

21 (B) is identified for disposal by the Sec-
22 retary concerned through—

23 (i) the Carson City Consolidated Re-
24 source Management Plan; or

1 (ii) any subsequent amendment to
2 that management plan that is undertaken
3 with full public involvement; and

4 (3) any mineral right associated with land de-
5 scribed in paragraph (1) or (2).

6 (c) JOINT SELECTION REQUIRED.—The Secretary
7 concerned and the County shall jointly select which parcels
8 of the Federal land described in subsection (b)(2) to offer
9 for sale under subsection (a).

10 (d) COMPLIANCE WITH LOCAL PLANNING AND ZON-
11 ING LAWS.—Before carrying out a sale of Federal land
12 under subsection (a), the County shall submit to the Sec-
13 retary concerned a certification that qualified bidders have
14 agreed to comply with—

15 (1) County zoning ordinances; and

16 (2) any master plan for the area approved by
17 the County.

18 (e) METHOD OF SALE.—The sale of Federal land
19 under subsection (a) shall be—

20 (1) through a competitive bidding process, un-
21 less otherwise determined by the Secretary con-
22 cerned; and

23 (2) for not less than fair market value.

24 (f) RECREATION AND PUBLIC PURPOSES ACT CON-
25 VEYANCES.—

1 (1) IN GENERAL.—Not later than 30 days be-
2 fore any land described in subsection (b) is offered
3 for sale under subsection (a), the State or County
4 may elect to obtain the land for public purposes, in
5 accordance with the Act of June 14, 1926 (com-
6 monly known as the “Recreation and Public Pur-
7 poses Act”) (43 U.S.C. 869 et seq.).

8 (2) RETENTION.—Pursuant to an election made
9 under paragraph (1), the Secretary concerned shall
10 retain the relevant land for conveyance to the State
11 or County in accordance with the Act of June 14,
12 1926 (commonly known as the “Recreation and
13 Public Purposes Act”) (43 U.S.C. 869 et seq.).

14 (g) WITHDRAWAL.—

15 (1) IN GENERAL.—Subject to valid existing
16 rights and except as provided in paragraph (3), the
17 Federal land described in subsection (b) is with-
18 drawn from—

19 (A) all forms of entry, appropriation, or
20 disposal under the public land laws;

21 (B) location, entry, and patent under the
22 mining laws; and

23 (C) disposition under all laws relating to
24 mineral and geothermal leasing or mineral ma-
25 terials.

1 (2) TERMINATION.—The withdrawal under
2 paragraph (1) shall terminate—

3 (A) on the date of sale or conveyance of
4 title to the land described in subsection (b) pur-
5 suant to this section; or

6 (B) with respect to any land described in
7 subsection (b) that is not sold or exchanged,
8 not later than 1 year after the date on which
9 the land was offered for sale under this section.

10 (3) EXCEPTION.—Paragraph (1)(A) shall not
11 apply to—

12 (A) a sale conducted in accordance with
13 this section; or

14 (B) an election by the State or County
15 under subsection (f)(1).

16 (h) DEADLINE FOR SALE.—

17 (1) IN GENERAL.—Except as provided in para-
18 graph (2), not later than 1 year after the date of en-
19 actment of this Act, if there is a qualified bidder for
20 the land described in subsection (b), the Secretary
21 concerned shall offer the land for sale to the quali-
22 fied bidder.

23 (2) POSTPONEMENT; EXCLUSION FROM SALE.—

24 At the request of the County, the Secretary con-
25 cerned may temporarily postpone or exclude from

1 sale under paragraph (1) all or a portion of the land
2 described in subsection (b).

3 (i) DISPOSITION OF PROCEEDS.—Of the proceeds of
4 a sale under this section—

5 (1) 5 percent shall be disbursed to the State for
6 use by the State for general education programs of
7 the State;

8 (2) 10 percent shall be disbursed to the County
9 for use by the County for general budgeting pur-
10 poses; and

11 (3) 85 percent shall be deposited in a special
12 account in the Treasury of the United States, to be
13 known as the “Douglas County Special Account”,
14 which shall be available to the Secretary concerned
15 until expended, without further appropriation—

16 (A) to reimburse costs incurred by the Sec-
17 retary concerned in preparing for the sale of
18 the land described in subsection (b), includ-
19 ing—

20 (i) the costs of surveys and appraisals;

21 and

22 (ii) the costs of compliance with—

23 (I) the National Environmental
24 Policy Act of 1969 (42 U.S.C. 4321
25 et seq.); and

1 (II) sections 202 and 203 of the
2 Federal Land Policy and Management
3 Act of 1976 (43 U.S.C. 1712, 1713);

4 (B) to reimburse costs incurred by the Bu-
5 reau of Land Management and the Forest Serv-
6 ice in preparing for, and carrying out, the
7 transfers of land to be held in trust by the
8 United States under section 421; and

9 (C) to acquire environmentally sensitive
10 land or an interest in environmentally sensitive
11 land in the County—

12 (i) pursuant to the Douglas County
13 Open Space and Agricultural Lands Pres-
14 ervation Implementation Plan, or any sub-
15 sequent amendment to the plan that is un-
16 dertaken with full public involvement; and

17 (ii) for flood control purposes.

18 (j) AVAILABILITY OF FUNDS.—Section 4(e) of the
19 Southern Nevada Public Land Management Act of 1998
20 (Public Law 105–263; 112 Stat. 2346; 116 Stat. 2007;
21 117 Stat. 1317; 118 Stat. 2414; 120 Stat. 3045; 123
22 Stat. 1114) is amended—

23 (1) in paragraph (3)(A)—

24 (A) by striking clause (iv) and inserting
25 the following:

1 “(B) within the Walker River watershed;
2 or
3 “(C) for the conservation of sage-grouse
4 habitat.”.

5 (k) REVOCATION OF ORDERS.—Any public land order
6 that withdraws any portion of the land described in sub-
7 section (b) from appropriation or disposal under a public
8 land law shall be revoked to the extent necessary to permit
9 disposal of that land under this section.

10 **SEC. 415. OPEN SPACE RECREATION AREA.**

11 (a) AUTHORIZATION OF CONVEYANCE.—Not later
12 than 180 days after the date on which the Secretary of
13 Agriculture receives a request from the County, the Sec-
14 retary of Agriculture shall convey to the County, without
15 consideration, all right, title, and interest of the United
16 States in and to the Federal land described in subsection
17 (b).

18 (b) DESCRIPTION OF LAND.—The land referred to in
19 subsection (a) is the approximately 1,084 acres of land
20 generally depicted as “Open Space Recreation Area” on
21 the Map.

22 (c) COSTS.—As a condition of the conveyance under
23 subsection (a), the County shall pay all costs associated
24 with the conveyance (including any costs for surveys and
25 other administrative costs).

1 (d) USE OF LAND.—The land conveyed under sub-
2 section (a)—

3 (1) shall be used by the County for recreation
4 and any other public purpose consistent with the Act
5 of June 14, 1926 (commonly known as the “Recre-
6 ation and Public Purposes Act”) (43 U.S.C. 869 et
7 seq.); and

8 (2) shall not be disposed of by the County.

9 **Subtitle B—Tribal Cultural**
10 **Resources**

11 **SEC. 421. TRANSFER OF LAND TO BE HELD IN TRUST FOR**
12 **TRIBE.**

13 (a) IN GENERAL.—Subject to valid existing rights,
14 all right, title, and interest of the United States in and
15 to the land described in subsection (b)—

16 (1) shall be held in trust by the United States
17 for the benefit of the Tribe; and

18 (2) shall be part of the reservation of the Tribe.

19 (b) DESCRIPTION OF LAND.—The land referred to in
20 subsection (a) is—

21 (1) the approximately 2,669 acres of Federal
22 land generally depicted as “Washoe Tribe Convey-
23 ances” on the Map; and

24 (2) any land—

1 (A) generally depicted as “Section 5
2 lands” on the Map; and

3 (B) administered on the date of enactment
4 of this Act by—

5 (i) the Bureau of Land Management;

6 or

7 (ii) the Forest Service.

8 (c) SURVEY.—Not later than 180 days after the date
9 of enactment of this Act, the Secretary concerned shall
10 complete a survey of the boundary lines to establish the
11 boundaries of the land taken into trust under subsection
12 (a).

13 (d) USE OF TRUST LAND.—

14 (1) GAMING.—Land taken into trust under this
15 section shall not be eligible, or considered to have
16 been taken into trust, for class II gaming or class
17 III gaming (as those terms are defined in section 4
18 of the Indian Gaming Regulatory Act (25 U.S.C.
19 2703)).

20 (2) THINNING; LANDSCAPE RESTORATION.—

21 (A) IN GENERAL.—The Secretary con-
22 cerned, in consultation and coordination with
23 the Tribe, may carry out any fuel reduction or
24 other landscape restoration activities on the
25 land taken into trust under subsection (a) (in-

1 including land that includes threatened or endan-
2 gered species habitat), that are beneficial to—

3 (i) the Tribe; and

4 (ii) as applicable—

5 (I) the Bureau of Land Manage-
6 ment; or

7 (II) the Forest Service.

8 (B) CONSERVATION BENEFITS.—Activities
9 carried out under subparagraph (A) include ac-
10 tivities that provide conservation benefits to a
11 species that—

12 (i) is not listed as endangered or
13 threatened under section 4(c) of the En-
14 dangered Species Act of 1973 (16 U.S.C.
15 1533(c)); but

16 (ii) is—

17 (I) a candidate for a listing as an
18 endangered or threatened species
19 under that Act (16 U.S.C. 1531 et
20 seq.);

21 (II) a species of concern; or

22 (III) listed by a State as a
23 threatened or endangered species.

24 (e) WATER RIGHTS.—Nothing in this section affects
25 the allocation, ownership, interest, or control, as in exist-

1 ence on the date of enactment of this Act, of any water,
2 water right, or any other valid existing right held by—

3 (1) the United States;

4 (2) an Indian Tribe;

5 (3) a State; or

6 (4) a person.

7 **Subtitle C—Resolution of Burbank**
8 **Canyons Wilderness Study Area**

9 **SEC. 431. ADDITION TO NATIONAL WILDERNESS PRESERVA-**
10 **TION SYSTEM.**

11 (a) DESIGNATION.—In furtherance of the purposes of
12 the Wilderness Act (16 U.S.C. 1131 et seq.), the approxi-
13 mately 12,392 acres of Federal land managed by the Bu-
14 reau of Land Management and generally depicted as
15 “Burbank Canyons Wilderness” on the Map is designated
16 as wilderness and as a component of the National Wilder-
17 ness Preservation System, to be known as the “Burbank
18 Canyons Wilderness”.

19 (b) BOUNDARY.—The boundary of any portion of the
20 Wilderness that is bordered by a road shall be not less
21 than 100 feet from the centerline of the road to allow pub-
22 lic access.

23 (c) MAP AND LEGAL DESCRIPTION.—

24 (1) IN GENERAL.—As soon as practicable after
25 the date of enactment of this Act, the Secretary con-

1 cerned shall prepare a map and legal description of
2 the Wilderness.

3 (2) EFFECT.—The map and legal description
4 prepared under paragraph (1) shall have the same
5 force and effect as if included in this title, except
6 that the Secretary concerned may correct any minor
7 error in the map or legal description.

8 (3) AVAILABILITY.—A copy of the map and
9 legal description prepared under paragraph (1) shall
10 be on file and available for public inspection in the
11 appropriate offices of the Bureau of Land Manage-
12 ment.

13 (d) WITHDRAWAL.—Subject to valid existing rights,
14 the Wilderness is withdrawn from—

15 (1) all forms of entry, appropriation, or disposal
16 under the public land laws;

17 (2) location, entry, and patent under the mining
18 laws; and

19 (3) disposition under all laws relating to min-
20 eral and geothermal leasing or mineral materials.

21 **SEC. 432. ADMINISTRATION.**

22 (a) MANAGEMENT.—Subject to valid existing rights,
23 the Wilderness shall be administered by the Secretary con-
24 cerned in accordance with the Wilderness Act (16 U.S.C.
25 1131 et seq.), except that—

1 (1) any reference in that Act to the effective
2 date shall be considered to be a reference to the date
3 of enactment of this Act; and

4 (2) any reference in that Act to the Secretary
5 of Agriculture shall be considered to be a reference
6 to the Secretary.

7 (b) LIVESTOCK.—The grazing of livestock in the Wil-
8 derness, if established before the date of enactment of this
9 Act, shall be allowed to continue, subject to such reason-
10 able regulations, policies, and practices as the Secretary
11 concerned considers to be necessary in accordance with—

12 (1) section 4(d)(4) of the Wilderness Act (16
13 U.S.C. 1133(d)(4)); and

14 (2) the guidelines set forth in Appendix A of
15 the report of the Committee on Interior and Insular
16 Affairs of the House of Representatives accom-
17 panying H.R. 2570 of the 101st Congress (House
18 Report 101–405).

19 (c) INCORPORATION OF ACQUIRED LAND AND INTER-
20 ESTS.—Any land or interest in land within the boundaries
21 of the Wilderness that is acquired by the United States
22 after the date of enactment of this Act shall be added to,
23 and administered as part of, the Wilderness.

24 (d) ADJACENT MANAGEMENT.—

1 (1) IN GENERAL.—Congress does not intend for
2 the designation of the Wilderness to create a protec-
3 tive perimeter or buffer zone around the Wilderness.

4 (2) NONWILDERNESS ACTIVITIES.—The fact
5 that nonwilderness activities or uses can be seen or
6 heard from areas within the Wilderness shall not
7 preclude the conduct of the activities or uses outside
8 the boundary of the Wilderness.

9 (e) MILITARY OVERFLIGHTS.—Nothing in this title
10 restricts or precludes—

11 (1) low-level overflights of military aircraft over
12 the Wilderness, including military overflights that
13 can be seen or heard within the wilderness area;

14 (2) flight testing and evaluation; or

15 (3) the designation or creation of new units of
16 special use airspace, or the establishment of military
17 flight training routes, over the Wilderness.

18 (f) EXISTING AIRSTRIPS.—Nothing in this title re-
19 stricts or precludes low-level overflights by aircraft uti-
20 lizing airstrips in existence on the date of enactment of
21 this Act that are located within 5 miles of the proposed
22 boundary of the Wilderness.

23 (g) WILDFIRE, INSECT, AND DISEASE MANAGE-
24 MENT.—In accordance with section 4(d)(1) of the Wilder-
25 ness Act (16 U.S.C. 1133(d)(1)), the Secretary concerned

1 may take any measures in the Wilderness that the Sec-
2 retary concerned determines to be necessary for the con-
3 trol of fire, insects, and diseases, including, as the Sec-
4 retary concerned determines to be appropriate, the coordi-
5 nation of the activities with the State or a local agency.

6 (h) DATA COLLECTION.—In accordance with the Wil-
7 derness Act (16 U.S.C. 1131 et seq.) and subject to such
8 terms and conditions as the Secretary concerned may pre-
9 scribe, the Secretary concerned may authorize the installa-
10 tion and maintenance of hydrologic, meteorologic, or cli-
11 matological collection devices in the Wilderness if the Sec-
12 retary concerned determines that the facilities, and access
13 to the facilities, are essential to flood warning, flood con-
14 trol, or water reservoir operation activities.

15 (i) WATER RIGHTS.—

16 (1) FINDINGS.—Congress finds that—

17 (A) the Wilderness is located—

18 (i) in the semiarid region of the Great
19 Basin; and

20 (ii) at the headwaters of the streams
21 and rivers on land with respect to which
22 there are few, if any—

23 (I) actual or proposed water re-
24 source facilities located upstream; and

1 (II) opportunities for diversion,
2 storage, or other uses of water occur-
3 ring outside the land that would ad-
4 versely affect the wilderness values of
5 the land;

6 (B) the Wilderness is generally not suitable
7 for use or development of new water resource
8 facilities; and

9 (C) because of the unique nature of the
10 Wilderness, it is possible to provide for proper
11 management and protection of the wilderness
12 and other values of land by means different
13 from the means used in other laws.

14 (2) PURPOSE.—The purpose of this section is
15 to protect the wilderness values of the Wilderness by
16 means other than a federally reserved water right.

17 (3) STATUTORY CONSTRUCTION.—Nothing in
18 this title—

19 (A) constitutes an express or implied res-
20 ervation by the United States of any water or
21 water rights with respect to the Wilderness;

22 (B) affects any water rights in the State
23 (including any water rights held by the United
24 States) in existence on the date of enactment of
25 this Act;

1 (C) establishes a precedent with regard to
2 any future wilderness designations;

3 (D) affects the interpretation of, or any
4 designation made under, any other Act; or

5 (E) limits, alters, modifies, or amends any
6 interstate compact or equitable apportionment
7 decree that apportions water among and be-
8 tween the State and other States.

9 (4) STATE WATER LAW.—The Secretary con-
10 cerned shall follow the procedural and substantive
11 requirements of State law in order to obtain and
12 hold any water rights not in existence on the date
13 of enactment of this Act with respect to the Wilder-
14 ness.

15 (5) NEW PROJECTS.—

16 (A) DEFINITION OF WATER RESOURCE FA-
17 CILITY.—

18 (i) IN GENERAL.—In this paragraph,
19 the term “water resource facility” means
20 irrigation and pumping facilities, res-
21 ervoirs, water conservation works, aque-
22 ducts, canals, ditches, pipelines, wells, hy-
23 dropower projects, transmission and other
24 ancillary facilities, and other water diver-
25 sion, storage, and carriage structures.

1 (ii) EXCLUSION.—In this paragraph,
2 the term “water resource facility” does not
3 include a wildlife guzzler.

4 (B) RESTRICTION ON NEW WATER RE-
5 SOURCE FACILITIES.—Except as otherwise pro-
6 vided in this title, on or after the date of enact-
7 ment of this Act, neither the President nor any
8 other officer, employee, or agent of the United
9 States shall fund, assist, authorize, or issue a
10 license or permit for the development of any
11 new water resource facility within any wilder-
12 ness area, including a portion of a wilderness
13 area, that is located in the County.

14 **SEC. 433. FISH AND WILDLIFE MANAGEMENT.**

15 (a) IN GENERAL.—In accordance with section
16 4(d)(7) of the Wilderness Act (16 U.S.C. 1133(d)(7)),
17 nothing in this title affects or diminishes the jurisdiction
18 of the State with respect to fish and wildlife management,
19 including the regulation of hunting, fishing, and trapping,
20 in the Wilderness.

21 (b) MANAGEMENT ACTIVITIES.—In furtherance of
22 the purposes and principles of the Wilderness Act (16
23 U.S.C. 1131 et seq.), the Secretary concerned may con-
24 duct any management activities in the Wilderness that are
25 necessary to maintain or restore any fish or wildlife popu-

1 lation, or the habitats to support such a population, if the
2 activities are carried out—

3 (1) in a manner that is consistent with relevant
4 wilderness management plans; and

5 (2) in accordance with—

6 (A) the Wilderness Act (16 U.S.C. 1131 et
7 seq.); and

8 (B) appropriate policies, such as those set
9 forth in Appendix B of the report of the Com-
10 mittee on Interior and Insular Affairs of the
11 House of Representatives accompanying H.R.
12 2570 of the 101st Congress (House Report
13 101–405), including the occasional and tem-
14 porary use of motorized vehicles and aircraft if
15 the use, as determined by the Secretary con-
16 cerned, would promote healthy, viable, and
17 more naturally distributed wildlife populations
18 that would enhance wilderness values with the
19 minimal impact necessary to reasonably accom-
20 plish those tasks.

21 (c) EXISTING ACTIVITIES.—Consistent with section
22 4(d)(1) of the Wilderness Act (16 U.S.C. 1133(d)(1)) and
23 in accordance with appropriate policies such as those set
24 forth in Appendix B of the report of the Committee on
25 Interior and Insular Affairs of the House of Representa-

1 tives accompanying H.R. 2570 of the 101st Congress
2 (House Report 101–405), the State may continue to use
3 aircraft, including helicopters, to survey, capture, trans-
4 plant, monitor, and provide water for wildlife populations
5 in the Wilderness.

6 (d) HUNTING, FISHING, AND TRAPPING.—

7 (1) IN GENERAL.—The Secretary concerned
8 may designate areas in which, and establish periods
9 during which, for reasons of public safety, adminis-
10 tration, or compliance with applicable laws, no hunt-
11 ing, fishing, or trapping will be permitted in the Wil-
12 derness.

13 (2) CONSULTATION.—Except in emergencies,
14 the Secretary concerned shall consult with the ap-
15 propriate State agency and notify the public before
16 making any designation under paragraph (1).

17 (e) COOPERATIVE AGREEMENT.—

18 (1) IN GENERAL.—The State (including a des-
19 ignee of the State) may conduct wildlife manage-
20 ment activities in the Wilderness—

21 (A) in accordance with the terms and con-
22 ditions specified in the cooperative agreement
23 between the Secretary and the State entitled
24 “Memorandum of Understanding between the
25 Bureau of Land Management and the Nevada

1 Department of Wildlife Supplement No. 9” and
2 signed November and December 2003, includ-
3 ing any amendments to the cooperative agree-
4 ment agreed to by the Secretary and the State;
5 and

6 (B) subject to all applicable laws (including
7 regulations).

8 (2) REFERENCES; CLARK COUNTY.—For the
9 purposes of this subsection, any reference contained
10 in the cooperative agreement described in paragraph
11 (1)(A) to “Clark County” shall be considered to be
12 a reference to the Wilderness.

13 **SEC. 434. RELEASE OF WILDERNESS STUDY AREA.**

14 (a) FINDING.—Congress finds that, for purposes of
15 section 603(c) of the Federal Land Policy and Manage-
16 ment Act of 1976 (43 U.S.C. 1782(c)), the approximately
17 1,065 acres of public land in the Burbank Canyons Wil-
18 derness study area that is not designated as wilderness
19 by section 431 has been adequately studied for wilderness
20 designation.

21 (b) RELEASE.—Effective beginning on the date of en-
22 actment of this Act, the public land described in sub-
23 section (a)—

1 (1) shall no longer be subject to section 603(c)
2 of the Federal Land Policy and Management Act of
3 1976 (43 U.S.C. 1782(c)); and

4 (2) shall be managed in accordance with any
5 applicable—

6 (A) land management plans adopted under
7 section 202 of the Federal Land Policy and
8 Management Act of 1976 (43 U.S.C. 1712);
9 and

10 (B) cooperative conservation agreements in
11 existence on the date of enactment of this Act.

12 **SEC. 435. NATIVE AMERICAN CULTURAL AND RELIGIOUS**
13 **USES.**

14 Nothing in this subtitle alters or diminishes the trea-
15 ty rights of any Indian Tribe.

16 **Subtitle D—Transfer of Adminis-**
17 **trative Jurisdiction Over Forest**
18 **Service Land**

19 **SEC. 441. AUTHORITY TO TRANSFER.**

20 (a) IN GENERAL.—Consistent with section 3(b) of
21 Public Law 96–586 (commonly known as the “Santini-
22 Burton Act”) (94 Stat. 3384), and subject to valid exist-
23 ing rights, on receipt of a request by the State or County
24 and subject to such terms and conditions as are satisfac-
25 tory to the Secretary of Agriculture, the Secretary of Agri-

1 culture may transfer to the State or County the Forest
2 Service land, or any interest in the Forest Service land,
3 described in subsection (b), without consideration, to pro-
4 tect the environmental quality and public recreational use
5 of the transferred Forest Service land.

6 (b) DESCRIPTION OF FOREST SERVICE LAND.—The
7 land referred to in subsection (a) is any Forest Service
8 land located within the boundaries of the area acquired
9 under Public Law 96–586 (commonly known as the
10 “Santini-Burton Act”) (94 Stat. 3381) that is—

11 (1) unsuitable for Forest Service administra-
12 tion; or

13 (2) necessary for a public purpose.

14 (c) USE OF LAND.—Any land or interest conveyed
15 pursuant to subsection (a) shall—

16 (1) be managed by the State or County, as ap-
17 plicable—

18 (A) to maintain undeveloped open space;

19 (B) to preserve the natural characteristics
20 of the transferred land in perpetuity; and

21 (C) to protect and enhance water quality,
22 stream environment zones, and important wild-
23 life habitat; and

24 (2) be used by the State or County, as applica-
25 ble, for recreation or other public purposes, includ-

1 ing trails, trailheads, fuel reduction, flood control,
2 and other infrastructure consistent with the Act of
3 June 14, 1926 (commonly known as the “Recreation
4 and Public Purposes Act”) (43 U.S.C. 869 et seq.).

5 (d) REVERSION.—If any land or interest in land con-
6 veyed pursuant to subsection (a) is used in a manner that
7 is inconsistent with subsection (c), the land or interest
8 shall, at the discretion of the Secretary of Agriculture, re-
9 vert to the United States.

10 **SEC. 442. SPECIAL USE PERMITS FOR RECREATION AND**
11 **PUBLIC PURPOSES.**

12 (a) IN GENERAL.—Not later than 1 year after the
13 date on which the Secretary of Agriculture receives from
14 the County or a unit of local government an application
15 for the use of the Federal land described in subsection
16 (b), the Secretary, in accordance with all applicable laws,
17 shall issue to the County or unit of local government a
18 special use permit for recreation and public purposes for
19 a term of not less than 30 years.

20 (b) DESCRIPTION OF LAND.—The land referenced in
21 subsection (a) is the approximately 188 acres of Federal
22 land in the County generally depicted as “Directed Special
23 Use Permit” on the Map.

1 **TITLE V—NATIONAL FOREST**
2 **SYSTEM LAND WITHDRAWAL**

3 **SEC. 501. WITHDRAWAL OF CERTAIN NATIONAL FOREST**
4 **SYSTEM LAND.**

5 (a) DEFINITION OF MAP.—In this section, the term
6 “Map” means the Forest Service map entitled “S. 258
7 Ruby Mountains Protective Act” and dated December 5,
8 2019.

9 (b) WITHDRAWAL.—Subject to valid existing rights,
10 the approximately 309,272 acres of Federal land and in-
11 terests in the land located in the Ruby Mountains subdis-
12 trict of the Humboldt-Toiyabe National Forest within the
13 area depicted on the Map as “National Forest System
14 Lands” are withdrawn from all forms of operation under
15 the mineral leasing laws.

16 (c) APPLICATION.—Any land or interest in land with-
17 in the boundary of the Ruby Mountains subdistrict of the
18 Humboldt-Toiyabe National Forest that is acquired by the
19 United States after the date of enactment of this Act shall
20 be withdrawn in accordance with subsection (b).

21 (d) AVAILABILITY OF MAP.—The Map shall be on file
22 and available for public inspection in the appropriate of-
23 fices of the Forest Service.