

AMENDMENT TO
RULES COMMITTEE PRINT 113-35
OFFERED BY MR. LABRADOR OF IDAHO

Page 17, line 18, after the first period, insert the following:

1 “(j) LEGAL FEES.—

2 “(1) Any person, other than a directly affected
3 party, challenging an action of the Secretary con-
4 cerned regarding a final grazing decision in Federal
5 court who is not a prevailing party shall pay to the
6 prevailing parties (including a directly affected party
7 who intervenes in such suit) fees and other expenses
8 incurred by that party in connection with the chal-
9 lenge unless the Court finds that the position of the
10 person was substantially justified.

11 “(2) For purposes of this subsection, the term
12 “directly affected party” means any applicant, per-
13 mittee, or lessee (or any organization representing
14 applicants, permittees or lessees) whose interest in
15 grazing livestock is directly affected by the final
16 grazing decision.”.

