

**AMENDMENT TO RULES COMM. PRINT 117-13**

**OFFERED BY MR. AMODEI OF NEVADA**

At the end of the bill, add the following new divisions:

1 **DIVISION F—FALLON RANGE**  
2 **TRAINING COMPLEX AND**  
3 **CHURCHILL COUNTY ECO-**  
4 **NOMIC DEVELOPMENT AND**  
5 **CONSERVATION**

6 **SEC. 7001. SHORT TITLE.**

7 This division and division G may be cited as the  
8 “Northern Nevada Economic Development, Conservation,  
9 and Military Modernization Act of 2021”.

10 **SEC. 7002. FINDINGS.**

11 For purposes of this division and division G, Con-  
12 gress finds the following:

13 (1) Since the onset of airborne naval military  
14 training in Nevada as early as 1944, residents of the  
15 Silver State have coped with the direct and indirect  
16 effects of training overflights and bombing ranges.

17 (2) Such effects are heard, seen, and felt most  
18 acutely near the military installations and bombing  
19 ranges dedicated to furthering the mission interests

1 of the United States Armed Forces, but such effects  
2 can extend more than 100 miles beyond the bound-  
3 aries of the installation or range, as exemplified by  
4 Naval Air Station Fallon.

5 (3) Additionally, Nevadans who live, work, and  
6 engage in recreational activities beneath dedicated  
7 air training routes throughout central, north-central,  
8 and northwestern Nevada must deal with persistent  
9 noise and periodic disruptions related to training ac-  
10 tivities day and night.

11 (4) The economic, environmental, and commu-  
12 nity impacts of the Fallon Range Training Complex  
13 and Naval Air Station Fallon are seen throughout  
14 all of northern Nevada and are not limited to just  
15 the geographic footprint of the Fallon Range Train-  
16 ing Complex.

17 (5) Although direct impacts of military training  
18 are centered in Churchill County to the north, east,  
19 and south of Naval Air Station Fallon, adjoining  
20 counties of Elko, Eureka, Lander, Lyon, Mineral,  
21 Nye, Pershing, and Washoe also commonly endure  
22 both high- and low-level overflights.

23 (6) Providing for the common sense rationaliza-  
24 tion of the 19th century checkerboard land-owner-  
25 ship and public interest conveyances of land, for ex-

1 ample, for fire stations, airports, and municipal  
2 parks, represents reasonable mitigation for ongoing  
3 impacts to Nevada’s communities.

4 (7) On April 15, 2020, and again on October  
5 1, 2020, the Churchill County Board of Commis-  
6 sioners passed resolutions supporting legislation to  
7 address and mitigate the Fallon Range Training  
8 Complex Record of Decision dated March 12, 2020,  
9 as well as allow for conveyances for economic devel-  
10 opment and public purposes in Churchill County, as  
11 depicted on the County’s updated map entitled  
12 “Churchill County Proposed Fallon Range Training  
13 Complex Modernization and Lands Bill” and dated  
14 February 2, 2021, included as this division.

15 (8) On April 5, 2018, the Douglas County  
16 Board of Commissioners requested that the Nevada  
17 congressional delegation reintroduce the Douglas  
18 County Economic Development and Conservation  
19 Act, included as title LXXIX of division G of this  
20 Act.

21 (9) On October 10, 2019, the Lander County  
22 Board of Commissioners passed a resolution express-  
23 ing support for the introduction of legislation pro-  
24 moting certain public safety, public welfare, public

1 parks, and tourism opportunities, included as title  
2 LXXXII of division G of this Act.

3 (10) On November 15, 2018, the Carson City  
4 Board of Supervisors passed a resolution expressing  
5 support for the introduction of legislation containing  
6 certain conveyances and technical corrections, in-  
7 cluded as title LXXXIV of division G of this Act.

8 (11) On December 9, 2019, the Pershing Coun-  
9 ty Board of Commissioners requested that the Ne-  
10 vada congressional delegation support the Pershing  
11 County Economic Development and Conservation  
12 Act, included as title LXXXV of division G of this  
13 Act.

14 (12) On November 13, 2019, the White Pine  
15 County Board of Commissioners passed a resolution  
16 requesting reintroduction of the technical corrections  
17 provided for in the White Pine County Conservation,  
18 Recreation, and Development Act, included as title  
19 LXXXVII of division G of this Act.

## 20 **TITLE LXXI—FALLON RANGE** 21 **TRAINING COMPLEX**

### 22 **SEC. 7100. DEFINITIONS.**

23 In this title:

24 (1) **AFFECTED INDIAN TRIBE.**—The term “af-  
25 fected Indian tribe” means an Indian tribe with ju-

1 jurisdiction over land located in the vicinity of the  
2 Fallon Range Training Complex.

3 (2) APPLICABLE CONGRESSIONAL COMMIT-  
4 TEES.—The term “applicable congressional commit-  
5 tees” means the Committee on Energy and Natural  
6 Resources of the Senate, the Committees on Armed  
7 Services of the Senate and the House of Representa-  
8 tives, and the Committee on Natural Resources of  
9 the House of Representatives.

10 (3) COUNTY.—The term “County” means  
11 Churchill County, Nevada.

12 (4) DIXIE VALLEY SPECIAL MANAGEMENT  
13 AREA.—The term “Dixie Valley Special Management  
14 Area” means the portion of the withdrawal lands  
15 withdrawn by section 7101(a)(2) of this title.

16 (5) EXECUTIVE COMMITTEE.—The term “exec-  
17 utive committee” means the intergovernmental exec-  
18 utive committee described in section 7122 of this  
19 title, as expanded pursuant to such section.

20 (6) FINAL ENVIRONMENTAL IMPACT STATE-  
21 MENT.—The term “Final Environmental Impact  
22 Statement” means the Final Environmental Impact  
23 Statement prepared by the Department of the Navy,  
24 entitled “Environmental Impact Statement: Fallon

1 Range Training Complex Modernization”, and dated  
2 January 2020.

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

7 (8) MAP.—The term “Map” means the map en-  
8 titled “Churchill County Proposed Fallon Range  
9 Training Complex Modernization and Lands Bill”  
10 and dated February 2, 2021.

11 (9) MEMORANDUM OF UNDERSTANDING.—The  
12 term “memorandum of understanding” means the  
13 memorandum of understanding entered into by the  
14 Secretary of the Navy with the State, the Counties  
15 of Churchill, Elko, Eureka, Lander, Lyon, Mineral,  
16 Nye, and Pershing in the State, affected Indian  
17 tribes, and other interested parties pursuant to sec-  
18 tion 7121 of this title.

19 (10) RECORD OF DECISION.—The term  
20 “Record of Decision” means the record of decision  
21 entitled “Record of Decision for the Fallon Range  
22 Training Complex Modernization Final Environ-  
23 mental Impact Statement” and dated March 12,  
24 2020.

1           (11) SHOAL SITE.—The term “Shoal Site”  
2 means the land withdrawn and reserved by Public  
3 Land Order 2771 (27 Fed. Reg. 9062 (September  
4 6, 1962)), as amended by Public Land Order 2834  
5 (27 Fed Reg. 12219 (December 4, 1962)).

6           (12) STATE.—The term “State” means the  
7 State of Nevada.

8           (13) WITHDRAWAL LANDS.—The term “with-  
9 drawal lands” means the lands withdrawn and re-  
10 served for the Fallon Range Training Complex by  
11 section 7101 of this title.

## 12           **Subtitle A—Withdrawal and** 13           **Reservation of Lands**

### 14   **SEC. 7101. WITHDRAWAL AND RESERVATION OF LANDS FOR** 15           **FALLON RANGE TRAINING COMPLEX.**

16           (a) WITHDRAWAL.—

17           (1) B–16, B–17, B–19, AND B–20 RANGES.—  
18 Subject to valid and existing rights, the lands estab-  
19 lished as the B–16, B–17, B–19, and B–20 ranges  
20 at the Fallon Range Training Complex, as depicted  
21 on the Map, which are or may become subject to the  
22 operation of the public land laws, are hereby with-  
23 drawn from all forms of—

24           (A) entry, appropriation, or disposal under  
25 the public land laws, including the Federal

1 Land Policy and Management Act of 1976 (43  
2 U.S.C. 1701 et seq.);

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

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

8 (2) DIXIE VALLEY SPECIAL MANAGEMENT  
9 AREA.—

10 (A) LIMITED WITHDRAWAL.—Subject to  
11 valid and existing rights, the lands established  
12 as the Dixie Valley Special Management Area  
13 at the Fallon Range Training Complex, as de-  
14 picted on the Map, which are or may become  
15 subject to the operation of the public land laws,  
16 are hereby withdrawn from all forms of loca-  
17 tion, entry, and patent under the mining laws.

18 (B) EXCEPTIONS.—The lands described in  
19 subparagraph (A) are not withdrawn from  
20 forms of—

21 (i) entry, appropriation, or disposal  
22 under the public land laws, including the  
23 Federal Land Policy and Management Act  
24 of 1976 (43 U.S.C. 1701 et seq.);



1 (ii) disposition under laws pertaining  
2 to mineral and geothermal leasing or min-  
3 eral materials; or

4 (iii) appropriation under the Act of 10  
5 June 28, 1934 (commonly known as the  
6 Taylor Grazing Act; 43 U.S.C. 315 et  
7 seq.).

8 (3) EXISTING RIGHTS AND CONDITIONS.—The  
9 withdrawal of lands by this subsection is subject to  
10 valid existing rights and subject to the other provi-  
11 sions of this title.

12 (b) RESERVATION.—

13 (1) B-16, B-17, B-19, AND B-20 RANGES.—The  
14 lands withdrawn by subsection (a)(1) are reserved  
15 for use by the Secretary of the Navy for testing and  
16 training for aerial bombing, missile firing, and tac-  
17 tical maneuvering and air support.

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

20 (A) AUTHORIZED USE.—The lands with-  
21 drawn by subsection (a)(2) are available for use  
22 by the Secretary of the Navy in a manner con-  
23 sistent with the needs of the Navy as detailed  
24 in the Record of Decision.

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

6 (c) WRITTEN NOTICE REQUIRED.—The Secretary of  
7 the Navy and the Secretary of the Interior shall not carry  
8 out any activities necessary to carry out the land with-  
9 drawal and reservation made by this section until the date  
10 on which the Secretaries jointly certify in writing to the  
11 applicable congressional committees that both Secretaries  
12 have completed all financial commitments, including the  
13 completion of all final compensation payments to affected  
14 persons—

15 (1) contained in the Record of Decision; and

16 (2) required under section 7121 of this title and  
17 the resulting memorandum of understanding.

18 **SEC. 7102. DESIGNATION OF SPECIAL LAND MANAGEMENT**

19 **OVERLAY.**

20 Subject to valid existing rights and except as other-  
21 wise provided in this title, the land depicted on the Map  
22 as the “Special Land Management Overlay”—

23 (1) is designated as a Special Land Manage-  
24 ment Overlay, as described in the Record of Deci-  
25 sion; and

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

3 **SEC. 7103. MAPS, ESTIMATES, AND DESCRIPTIONS.**

4           (a) MINOR ERRORS AND ADJUSTMENTS.—The Sec-  
5 retary of the Interior and the County may, by mutual  
6 agreement—

7           (1) make minor boundary adjustments to the  
8           withdrawal lands; and

9           (2) correct any minor errors in the Map and in  
10          any acreage estimate or description of the with-  
11          drawal lands.

12          (b) CONFLICT.—If there is a conflict between the  
13 Map, an acreage estimate, or a description of withdrawal  
14 lands, the Map shall control unless the Secretary of the  
15 Interior and the County mutually agree otherwise.

16          (c) AVAILABILITY.—Copies of the Map shall be avail-  
17 able for public inspection in the offices of the Nevada  
18 State Director and Carson City Field Office Manager of  
19 the Bureau of Land Management and the Office of the  
20 Commander, Naval Air Station, Fallon, Nevada.

21          (d) REIMBURSEMENT OF CERTAIN COSTS.—The Sec-  
22 retary of the Navy shall reimburse the Secretary of the  
23 Interior for the costs incurred by the Secretary of the Inte-  
24 rior in implementing this section.

1 **SEC. 7104. TERMINATION OF WITHDRAWAL.**

2 (a) **TERMINATION DATE.**—The withdrawal and res-  
3 ervation of the withdrawal lands shall terminate on the  
4 date that is 25 years after the date of the enactment of  
5 this Act.

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

16 **SEC. 7105. TERMINATION OF EXISTING FALLON RANGE**  
17 **TRAINING COMPLEX WITHDRAWAL AND RES-**  
18 **ERVATION.**

19 (a) **ORIGINAL WITHDRAWAL AND RESERVATION.**—  
20 Except as otherwise provided in this title, the land with-  
21 drawal and reservation made by section 3011(a) of the  
22 Military Lands Withdrawal Act of 1999 (Public Law 106–  
23 65; 113 Stat. 885) shall terminate on the date of the en-  
24 actment of this Act.

25 (b) **RECENT RENEWAL OF WITHDRAWAL AND RES-**  
26 **ERVATION.**—Except as otherwise provided in this title, the

1 renewal of the land withdrawal and reservation described  
2 in subsection (a) made by section 2842 of the Military  
3 Construction Authorization Act of Fiscal Year 2021 (divi-  
4 sion B of Public Law 116–283; 134 Stat. \_\_\_\_ ) shall ter-  
5minate on the date of enactment of this Act.

6 **Subtitle B—Management and Use**  
7 **Requirements and Conditions**

8 **SEC. 7111. SPECIAL RULES FOR B-16, B-17, B-19, AND B-20**  
9 **RANGES.**

10 (a) ACCESS.—The Secretary of the Navy shall allow  
11 and manage access to the lands withdrawn by section  
12 7101(a)(1) of this title for the following purposes:

13 (1) Administrative, cultural, educational, wild-  
14 life management, and emergency management pur-  
15 poses.

16 (2) Special events, including a minimum 15-  
17 days annually for big game hunting on the B-17  
18 range.

19 (b) ROAD ACCESS.—The Secretary of the Navy shall  
20 ensure that all roads shown on the Map as an existing  
21 minor County road are available for managed access.

22 (c) RELINQUISHMENT.—Any portion of the lands  
23 withdrawn by section 7101(a)(1) of this title that is lo-  
24 cated outside of the Weapons Danger Zones determined  
25 by the Secretary of the Navy shall be relinquished to the

1 Secretary of the Interior and managed under all applicable  
2 public land laws.

3 (d) TREATMENT OF BIOLOGICALLY SENSITIVE  
4 AREAS.—The Secretary of the Navy shall ensure avoid-  
5 ance of target placement and training within biologically  
6 sensitive areas as mapped in Appendix D of the Final En-  
7 vironmental Impact Statement.

8 **SEC. 7112. SPECIAL RULES FOR DIXIE VALLEY SPECIAL**  
9 **MANAGEMENT AREA.**

10 (a) SECRETARY OF THE NAVY DUTIES FOR DIXIE  
11 VALLEY SPECIAL MANAGEMENT AREA.—

12 (1) TRAINING RELATED.—In using the Dixie  
13 Valley Special Management Area for Navy purposes,  
14 as authorized by section 7101(b)(2)(A) of this title,  
15 the Secretary of the Navy, in coordination with the  
16 Secretary of the Interior, shall provide, to the max-  
17 imum extent possible, for the following:

18 (A) Installation of permanent aircraft  
19 threat emitters and two electronic warfare  
20 training sites.

21 (B) Temporary aircraft threat emitters.

22 (C) Ground training and convoy training  
23 that utilizes existing roads.

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

1           for the area designated as a flight sanctuary  
2           area.

3           (2) ACCESS AND USE GENERALLY.—In man-  
4           aging the Dixie Valley Special Management Area,  
5           the Secretary of the Navy, in coordination with the  
6           Secretary of the Interior, shall ensure that there is  
7           no closure of an existing County road and no restric-  
8           tion or curtailment on public access and recreation  
9           for the duration of the withdrawal.

10          (3) AUTHORIZED USES.—In managing the  
11          Dixie Valley Special Management Area, the Sec-  
12          retary of the Navy, in coordination with the Sec-  
13          retary of the Interior, shall provide the following ac-  
14          tivities:

15                 (A) Livestock grazing.

16                 (B) Geothermal exploration and develop-  
17                 ment west of State Route 121, as managed by  
18                 the Bureau of Land Management in coordina-  
19                 tion with the Secretary of the Navy.

20                 (C) Exploration and development of salable  
21                 minerals or other fluid or leasable minerals, as  
22                 managed by the Bureau of Land Management  
23                 in coordination with the Secretary of the Navy

24          (4) DIXIE VALLEY WATER PROJECT.—

1 (A) CONTINUATION OF PROJECT.—The  
2 withdrawal of lands as the Dixie Valley Special  
3 Management Area shall not be construed to  
4 interfere with the Dixie Valley Water Project of  
5 the County.

6 (B) PERMITTING.—On application by the  
7 County, the Secretary of the Navy shall concur  
8 with the Dixie Valley Water Project of the  
9 County and, in collaboration with the Secretary  
10 of the Interior, complete any permitting nec-  
11 essary for the Dixie Valley Water Project, sub-  
12 ject to the public land laws and environmental  
13 review.

14 (C) COMPENSATION.—The Secretary of  
15 the Navy shall compensate the County for any  
16 cost increases for the Dixie Valley Water  
17 Project of the County that result from any de-  
18 sign features required by the Secretary of the  
19 Navy to be included in the Dixie Valley Water  
20 Project.

21 (5) RIGHTS-OF-WAY.—With regard to the Dixie  
22 Valley Special Management Area, the Secretary of  
23 the Navy shall grant the following rights-of-way:

24 (A) A 2,640-foot-wide right-of-way imme-  
25 diately west of the existing north-south



1 powerline along State Route 121 to the inter-  
2 section with U.S. Highway 50, as depicted on  
3 the Map, for the placement, on a nonexclusive  
4 basis, of utility infrastructure.

5 (B) A 2,640-foot-wide right-of-way imme-  
6 diately north of U.S. Highway 50, as depicted  
7 on the Map, for the placement, on a nonexclu-  
8 sive basis, of utility infrastructure.

9 (C) A 2,640-foot-wide right-of-way imme-  
10 diately south of the existing east-west trans-  
11 mission line across Dixie Valley, as depicted on  
12 the Map, for the placement, on a nonexclusive  
13 basis, of utility infrastructure.

14 (b) SECRETARY OF THE INTERIOR DUTIES FOR  
15 DIXIE VALLEY SPECIAL MANAGEMENT AREA.—

16 (1) ACCESS AND USE GENERALLY.—For the  
17 duration of the withdrawal of lands as the Dixie Val-  
18 ley Special Management Area, the Secretary of the  
19 Interior shall ensure that there is no restriction or  
20 curtailment of public access to, and recreation on,  
21 the lands.

22 (2) GEOTHERMAL EXPLORATION AND DEVELOP-  
23 MENT.—For the duration of the withdrawal of lands  
24 as the Dixie Valley Special Management Area, the  
25 Secretary of the Interior shall ensure that geo-

1 thermal exploration and development is authorized  
2 on the portion of such lands located west of State  
3 Route 121, consistent with the required design fea-  
4 tures described by the Secretary of the Navy in the  
5 Final Environmental Impact Statement.

6 **SEC. 7113. WATER.**

7 Effective as of the date of the enactment of this Act,  
8 the Secretary of the Navy shall ensure that the Depart-  
9 ment of the Navy complies with the portion of the memo-  
10 randum of understanding between the Department of the  
11 Navy and the United States Fish and Wildlife Service  
12 dated July 26, 1995, requiring the Department of the  
13 Navy to limit water rights to the maximum extent prac-  
14 ticable, consistent with safety of operations, for Naval Air  
15 Station Fallon, Nevada, currently not more than 4,402  
16 acre-feet of water per year.

17 **SEC. 7114. MANAGEMENT OF SHOAL SITE.**

18 (a) **SUBSURFACE ESTATE.**—The Secretary of Energy  
19 shall remain responsible and liable for the management  
20 and use of the subsurface estate of the Shoal Site, includ-  
21 ing all activities conducted with respect to the subsurface  
22 estate.

23 (b) **SURFACE ESTATE.**—Pursuant to the withdrawal  
24 and reservation made by section 3011(a)(1) of the Mili-  
25 tary Lands Withdrawal Act of 1999 (title XXX of Public

1 Law 106–65; 113 Stat. 885), the Secretary of the Navy  
2 shall be responsible for the management and use of the  
3 surface estate of the Shoal Site.

4 **SEC. 7115. INTEGRATED NATURAL RESOURCES MANAGE-**  
5 **MENT PLAN.**

6 (a) PREPARATION REQUIRED.—

7 (1) JOINT PREPARATION; DEADLINE.—Within  
8 two years after the date of enactment of this Act,  
9 the Secretary of the Navy and the Secretary of the  
10 Interior shall jointly prepare an integrated natural  
11 resources management plan for the withdrawal  
12 lands.

13 (2) COORDINATION.—The Secretaries shall pre-  
14 pare the integrated natural resources management  
15 plan in coordination with the State, the County,  
16 other impacted counties in the State, and affected  
17 Indian tribes.

18 (b) RESOLUTION OF CONFLICTS.—

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

1 Navy and the Secretary of the Interior, acting  
2 through—

3 (A) the State Director of the Nevada State  
4 Office of the Bureau of Land Management; and

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

7 (2) DELEGATION.—The Secretary of the Navy  
8 may delegate that Secretary's resolution authority  
9 under paragraph (1) to the commander of Naval Air  
10 Station Fallon, Nevada.

11 (3) CONSULTATION.—Prior to the resolution of  
12 any conflict under paragraph (1), the Secretary of  
13 the Navy and the Secretary of the Interior shall con-  
14 sult with the executive committee.

15 (c) ELEMENTS OF PLAN.—Subject to subsection (b),  
16 the integrated natural resources management plan pre-  
17 pared under subsection (a)—

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

20 (2) shall include provisions for—

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

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

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

3           (3) shall include provisions, developed in con-  
4           sultation with affected Indian tribes, that address  
5           how the Secretary of the Navy intends—

6                   (A) to fulfill the trust responsibility of the  
7           United States to the affected Indian tribes, in-  
8           cluding with respect to land and rights of the  
9           affected Indian tribes reserved by treaty or  
10          Federal law that are affected by the withdrawal  
11          and reservation;

12                   (B) 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                   (C) to provide for timely consultation with  
17          affected Indian 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 of  
2 the Navy;

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

5 (7) shall provide that the Secretary of the  
6 Navy—

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

15 (B) notwithstanding section 2465 of title  
16 10, United States Code—

17 (i) may obligate funds appropriated or  
18 otherwise available to the Secretary of the  
19 Navy to enter into memoranda of under-  
20 standing, cooperative agreements, and con-  
21 tracts for fire management; and

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

1           (8) shall provide that all gates, fences, and bar-  
2           riers constructed after the date of enactment of this  
3           Act shall be designed and erected, to the maximum  
4           extent practicable and consistent with military secu-  
5           rity, safety, and sound wildlife management use, to  
6           allow wildlife access;

7           (9) if determined appropriate by the Secretary  
8           of the Navy and the Secretary of the Interior after  
9           review of any existing management plans applicable  
10          to the land, shall incorporate the existing manage-  
11          ment plans;

12          (10) shall include procedures to ensure that—

13                (A) the periodic reviews of the integrated  
14                natural resources management plan required by  
15                the Sikes Act (16 U.S.C. 670 et seq.) are con-  
16                ducted jointly by the Secretary of the Navy and  
17                the Secretary of the Interior; and

18                (B) affected States and affected Indian  
19                tribes and the public are provided a meaningful  
20                opportunity to comment on any substantial re-  
21                visions to the plan that may be proposed pursu-  
22                ant to such a review;

23          (11) shall incorporate the cooperative agree-  
24          ments, class III cultural resource inventories, and  
25          ethnographic studies described in section 7123; and

1           (12) shall provide procedures to amend the in-  
2           tegrated natural resources management plan as nec-  
3           essary.

4   **SEC. 7116. ROAD RECONSTRUCTION AND TREATMENT OF**  
5                           **EXISTING ROADS AND RIGHTS-OF-WAY.**

6           (a) ROAD RECONSTRUCTION AND RELOCATION.—  
7   The Secretary of the Navy shall be responsible for the  
8   timely—

9           (1) reconstruction of Lone Tree Road leading to  
10   the B–16 range;

11           (2) reconstruction and relocation of State High-  
12   way 361 in the B–17 range; and

13           (3) relocation of Sand Canyon/Red Mountain  
14   Roads as depicted on the Map.

15           (b) EXISTING ROADS AND RIGHTS-OF-WAY.—The  
16   withdrawal and reservation of the withdrawal lands shall  
17   not affect the following roads and associated rights-of-  
18   way:

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

20           (2) State Routes 121 and 839.

21           (3) County roads identified as Simpson Road,  
22   East County Road, Earthquake Fault Road, Fair-  
23   view Peak Road, and Pole Line Road.

24           (c) RS 2477 CLAIMS.—The withdrawal and reserva-  
25   tion of the withdrawal lands shall not obstruct or interfere



1 with the ability of the County to seek adjudication of  
2 claims for existing County roads under section 2477 of  
3 the Revised Statutes (43 U.S.C. 932), repealed by section  
4 7706(a) of the Federal Land Policy and Management Act  
5 of 1976 (Public Law 94–579; 90 Stat. 2793).

6 **SEC. 7117. ENVIRONMENTAL REQUIREMENTS.**

7 (a) IN GENERAL.—Notwithstanding the Military  
8 Lands Withdrawals Act of 2013 (title XXIX of Public  
9 Law 113–66, 127 Stat. 1025), with respect to the with-  
10 drawal lands—

11 (1) the Secretary of the Navy shall—

12 (A) carry out a decontamination program  
13 that prioritizes the remediation of sites that  
14 contain Tribal cultural resources or Tribal trust  
15 land, including the contaminated trust land of  
16 the Walker River Paiute Tribe;

17 (B) until the date on which all remediation  
18 activities under subparagraph (A) are com-  
19 pleted in accordance with applicable law, in-  
20 clude in the applicable fiscal year budget re-  
21 quest of the Secretary of the Navy sufficient  
22 funds to conduct the remediation; and

23 (C) shall consult with each affected Indian  
24 tribe regarding any decontamination plan, in-  
25 cluding with respect to—

1 (i) the treatment of any cultural re-  
2 sources of the affected Indian tribe, includ-  
3 ing sacred sites; and

4 (ii) any opportunities for the use or  
5 conservation of the affected area for the  
6 benefit of the affected Indian tribe; and

7 (2) the Secretary of Defense shall include in the  
8 annual report required under section 2711 of title  
9 10, United States Code, a description of decon-  
10 tamination activities planned for and carried out  
11 under paragraph (1)(A), including a description of  
12 the level of appropriations allocated, authorized, ex-  
13 pended, or requested under paragraph (1)(B) for  
14 those activities.

15 (b) REPORT.—After the termination pursuant to sec-  
16 tion 7104 of this title of the withdrawal and reservation  
17 of the withdrawal lands, the Secretary of the Navy shall  
18 submit to the Secretary of the Interior and the applicable  
19 congressional committees a report describing the status  
20 of—

21 (1) the previously withdrawn withdrawal lands;

22 (2) any other affected land and resources af-  
23 fected by the activities of the Secretary of the Navy  
24 under this section; and

1           (3) all remediation activities carried out by the  
2           Secretary of the Navy under this section.

3           (c) PUBLIC WARNINGS.—The Secretary of the Navy  
4 shall carry out appropriate measures to warn the public  
5 of any contamination, harm, or risk associated with entry  
6 into the withdrawal lands.

7           (d) OTHER FEDERAL AGENCIES.—If the Secretary  
8 of the Navy delegates to another Federal agency responsi-  
9 bility for or jurisdiction over, or permits another Federal  
10 agency to operate on, any portion of the withdrawal lands,  
11 the Federal agency shall assume all responsibility and li-  
12 ability under applicable law for the activities of the Fed-  
13 eral agency with respect to that portion of the withdrawal  
14 lands.

15 **SEC. 7118. NO DIMINISHMENT OF INDIAN TRIBAL RIGHTS.**

16           Nothing in this title alters—

17           (1) any right reserved by treaty or Federal law  
18           for an Indian tribe, including for tribal use of the  
19           withdrawal lands; or

20           (2) except as provided in section 7105 of this  
21           title, any other withdrawal or reservation of land for  
22           the Fallon Range Training Complex in effect on the  
23           date of the enactment of this Act.

1                   **Subtitle C—Cooperation,**  
2                   **Coordination, and Consultation**

3   **SEC. 7121. MEMORANDUM OF UNDERSTANDING ON MOD-**  
4                   **ERNIZATION OF FALLON RANGE TRAINING**  
5                   **COMPLEX.**

6           (a) MEMORANDUM OF UNDERSTANDING.—

7                   (1) IN GENERAL.—Not later than 180 days  
8           after the date of the enactment of this Act, the Sec-  
9           retary of the Navy, in collaboration with applicable  
10          Federal agencies, shall enter into a memorandum of  
11          understanding with the parties specified in para-  
12          graph (2) to address issues of concern to the local  
13          community and affected Indian tribes associated  
14          with the project for the modernization of the Fallon  
15          Range Training Complex.

16                   (2) PARTIES.—The parties covered by para-  
17          graph (1) include the State, the County, the counties  
18          of Elko, Eureka, Lander, Lyon, Mineral, Nye, Per-  
19          shing, and Washoe in the State, affected Indian  
20          tribes, and other interested parties, such as the  
21          Inter-Tribal Council of Nevada and the Nevada In-  
22          dian Commission.

23                   (b) ELEMENTS.—The memorandum of under-  
24          standing shall address, at a minimum, the following:

1           (1) The agreed upon methods to be used by the  
2           Secretary of the Navy to mitigate and control fuels,  
3           invasive weeds, and rangeland fires on the expanded  
4           Fallon Range Training Complex that are caused by  
5           ordnance, aircraft, vehicles, or any other activity by  
6           the Department of Defense.

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

12          (3) An agreement to remediate environmental  
13          contamination that—

14                (A) currently exists on surrounding public,  
15                private, and Tribal land that is the result of  
16                past activity by the Department of Defense con-  
17                ducted at Naval Air Station Fallon; and

18                (B) future environmental contamination  
19                that may take place on that land as a result of  
20                future activity by the Department.

21          (4) An agreement for compensation from the  
22          Secretary of the Navy for private property and valid  
23          existing rights impacted by the withdrawal and res-  
24          ervation of the withdrawal lands, including—

1 (A) private lands located within the with-  
2 drawal lands;

3 (B) water rights within the withdrawal  
4 lands that cannot otherwise be mitigated;

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

7 (D) existing land use authorizations (such  
8 as rights-of-way) that cannot otherwise be miti-  
9 gated; and

10 (E) mineral rights and claims.

11 (5) An agreement for compensation from the  
12 Secretary of the Navy to the County to mitigate the  
13 loss of transportation infrastructure, water infra-  
14 structure, and public access related to the with-  
15 drawal lands, including—

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

20 (B) realignment of Sand Canyon Road,  
21 which shall include all costs related to permit-  
22 ting (including right-of-way, environmental, and  
23 cultural), design, and construction; and

1 (C) increased costs for the Dixie Valley  
2 Water Project as a result of designed features  
3 required by the Secretary of the Navy.

4 (6) An agreement for compensation from the  
5 Secretary of the Navy to the Nevada Department of  
6 Transportation to mitigate the loss of transportation  
7 infrastructure and public access related to the with-  
8 drawal lands, including—

9 (A) realignment of Nevada State Route  
10 361, Gabbs Highway, which shall include all  
11 costs related to permitting (including right-of-  
12 way, environmental, and cultural), design, and  
13 construction; and

14 (B) reconstruction of Nevada State Route  
15 718, Lone Tree Road, which shall include all  
16 costs related to permitting (including environ-  
17 mental and cultural), design, and construction.

18 (7) An agreement for compensation from the  
19 Secretary of the Navy to the State for public health  
20 and safety improvements, which shall include—

21 (A) wildland fire suppression;

22 (B) wildland fire restoration;

23 (C) wildlife planning, fuel reduction, and  
24 pre-suppression; and

25 (D) an emergency response fund.

1           (8) An agreement for compensation from the  
2           Secretary of the Navy to the County and the coun-  
3           ties of Lyon, Nye, Mineral, and Pershing in the  
4           State to offset any reductions made in payments in  
5           lieu of taxes.

6           (9) An agreement for compensation from the  
7           Secretary of the Navy to the State to mitigate im-  
8           pacts of the withdrawal lands on biological re-  
9           sources, including—

10                   (A) bighorn sheep;

11                   (B) greater sage grouse;

12                   (C) wildlife species specified by the State,  
13           including aquatic species;

14                   (D) other wildlife species of conservation  
15           priority or concern;

16                   (E) botanical and invertebrate species or  
17           similar species of concern specified by the  
18           State; and

19                   (F) management of nonnative, invasive  
20           species.

21           (10) An agreement for compensation from the  
22           Secretary of the Navy to the County for the survey,  
23           appraisal, environmental permitting, checkerboard  
24           land resolution, and land acquisition costs related to  
25           municipal land conveyances.



1           (11) An agreement for compensation from the  
2           Secretary of the Navy to a mutually agreed upon  
3           party to conduct a comprehensive class III cultural  
4           resource inventory and ethnographic study on the  
5           existing and expanded Fallon Range Training Com-  
6           plex.

7           (12) An agreement for compensation from the  
8           Secretary of the Navy to the Nevada State Historic  
9           Preservation Office—

10                   (A) to oversee and manage the comprehen-  
11                   sive cultural resources inventory described in  
12                   paragraph (11); and

13                   (B) to compensate the spatial and cultural  
14                   resource database, the Nevada Cultural Re-  
15                   source Inventory System, maintained by the  
16                   Nevada State Historic Preservation Office pur-  
17                   suant to section 383.021 of the Nevada Revised  
18                   Statutes and section 302503(a)(3) of title 54,  
19                   United States Code.

20           (13) An agreement to coordinate subsequent  
21           land management planning efforts that require co-  
22           operation with State, local, and Tribal governments  
23           that include implementation of—

1 (A) the integrated natural resource man-  
2 agement plan required by section 7115 of this  
3 title;

4 (B) County zoning changes; and

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

7 (14) An agreement to implement outdoor recre-  
8 ation in applicable areas.

9 (15) An agreement to facilitate public access  
10 for administrative, recreational, cultural, religious,  
11 wildlife management, wildfire management, edu-  
12 cational, and other purposes.

13 (16) A cost assessment and evaluation by the  
14 Secretary of the Navy to determine—

15 (A) how much funding will be required  
16 over the future-years defense plan to address  
17 the elements contained in the memorandum of  
18 understanding;

19 (B) which funding sources will be used to  
20 address those elements; and

21 (C) how much funding should be assigned  
22 to each year in that plan to address those ele-  
23 ments.

24 (17) The relocation of the Paiute pipeline.

1 (c) SUBMITTAL OF MEMORANDUM OF UNDER-  
2 STANDING.—Not later than one year after finalizing the  
3 memorandum of understanding, the Secretary of the Navy  
4 shall submit a copy of the memorandum of understanding  
5 to the applicable congressional committees and the Com-  
6 mittees on Appropriations of the Senate and the House  
7 of Representatives.

8 **SEC. 7122. EXPANSION OF INTERGOVERNMENTAL EXECU-**  
9 **TIVE COMMITTEE ON JOINT USE BY DEPART-**  
10 **MENT OF THE NAVY AND DEPARTMENT OF**  
11 **THE INTERIOR OF FALLON RANGE TRAINING**  
12 **COMPLEX.**

13 The Secretary of the Navy and the Secretary of the  
14 Interior shall expand the membership of the intergovern-  
15 mental executive committee established pursuant to para-  
16 graph (5) of section 3011(a) of the Military Lands With-  
17 drawal Act of 1999 (Public Law 106–65), as added by  
18 section 2844 of the Military Construction Authorization  
19 Act of Fiscal Year 2021 (division B of Public Law 116–  
20 283), and relating to the management of the natural and  
21 cultural resources of the withdrawal lands to include rep-  
22 resentatives of Eureka County of the State, the Nevada  
23 Department of Agriculture, and the Nevada Division of  
24 Minerals.

1 **SEC. 7123. COOPERATIVE EFFORTS FOR IDENTIFICATION**  
2 **OF, ACCESS TO, AND PROTECTION OF CUL-**  
3 **TURAL RESOURCES.**

4 (a) IDENTIFICATION.—

5 (1) ACCESS TO AFFECTED INDIAN TRIBES.—

6 Not later than 120 days after the date of enactment  
7 of this Act, the Secretary of the Navy and the Sec-  
8 retary of the Interior shall provide to each affected  
9 Indian tribe such access to the withdrawal lands as  
10 the Secretaries, in consultation with the affected In-  
11 dian tribes, determine to be reasonable and suffi-  
12 cient for the purpose of identifying within the  
13 land—

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

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

20 (2) SUBMISSION OF RESULTS.—Not later than  
21 240 days after the date of enactment of this Act,  
22 each affected Indian tribe provided access under  
23 paragraph (1) shall submit to the Secretary of the  
24 Navy a notice describing each cultural resource and  
25 burial site identified within the withdrawal lands.

1 (b) COOPERATIVE AGREEMENTS.—Not later than  
2 one year after the date of enactment of this Act, the Sec-  
3 retary of the Navy and the Secretary of the Interior shall  
4 offer to enter into a cooperative agreement with each af-  
5 fected Indian tribe that submitted to the Secretary of the  
6 Navy a notice under subsection (a)(2)—

7 (1) to provide to the affected Indian tribe—

8 (A) reasonable and recurrent access to,  
9 and use of, the identified cultural resources;  
10 and

11 (B) proper disposition or protection of, and  
12 any requested access to, the identified burial  
13 sites, in accordance with the Native American  
14 Graves Protection and Repatriation Act (25  
15 U.S.C. 3001 et seq.);

16 (2)(A) to protect relevant cultural resources  
17 from disturbance; and

18 (B) if requested by the affected Indian tribe, to  
19 protect burial sites from disturbance; and

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

23 (c) PROCEDURES FOR ADDITIONAL WITH-  
24 DRAWALS.—After the date of the enactment of this Act,  
25 if additional land is withdrawn and reserved for the Fallon

1 Range Training Complex, the Secretary of the Navy and  
2 the Secretary of the Interior shall—

3 (1) provide to each affected Indian tribe similar  
4 access, identification, and notice procedures, within  
5 similar timeframes, as those access, identification,  
6 and notice procedures and timeframes described in  
7 subsection (a); and

8 (2) amend each cooperative agreement, or enter  
9 into a new cooperative agreement, as necessary and  
10 requested by an affected Indian tribe, to provide  
11 similar protections, access, and use of cultural re-  
12 sources and burial sites as the protections, access,  
13 and use of cultural resources and burial sites de-  
14 scribed in subsection (b).

15 (d) CLASS III INVENTORIES AND ETHNOGRAPHIC  
16 STUDIES.—

17 (1) IN GENERAL.—Not later than one year  
18 after the date of the enactment of this Act, the Sec-  
19 retary of the Navy shall conduct, as appropriate, one  
20 or more class III cultural resource inventories and  
21 ethnographic studies regarding such portions of the  
22 withdrawal lands that were not previously withdrawn  
23 for military purposes.

24 (2) LOCATION AND ORDER.—The Secretary of  
25 the Navy shall determine the location and order of

1 any class III inventory and ethnographic study con-  
2 ducted under paragraph (1).

3 (3) PHASES.—The Secretary of the Navy may  
4 conduct any class III inventory and ethnographic  
5 study under paragraph (1) in phases.

6 (4) PARTICIPATION OF AFFECTED INDIAN  
7 TRIBES.—In conducting a class III inventory and  
8 ethnographic study under paragraph (1), the Sec-  
9 retary of the Navy shall coordinate with, and provide  
10 for the participation of, each applicable affected In-  
11 dian tribe.

12 (5) RESULTS OF INVENTORY AND ETHNO-  
13 GRAPHIC STUDIES.—The Secretary of the Navy shall  
14 use the results of any class III inventory and ethno-  
15 graphic study conducted under paragraph (1)—

16 (A) to achieve compliance with applicable  
17 Federal law; and

18 (B) to determine the obligations of the  
19 Secretary of the Navy under—

20 (i) the integrated natural resources  
21 management plan prepared under section  
22 7115 of this title; and

23 (ii) any cooperative agreement entered  
24 into under subsection (b) or (c).

1 (e) FUNDING.—In addition to any other amounts au-  
2 thorized to be appropriated to carry out this section, there  
3 are authorized to be appropriated to the Secretary of the  
4 Navy, for distribution among the Department of the Navy,  
5 the Department of the Interior, and the applicable af-  
6 fected Indian tribes, such sums as are necessary to carry  
7 out the cooperative agreements under subsections (b) and  
8 (c), subject to the condition that the amounts distributed  
9 to the applicable affected Indian tribes shall be sufficient  
10 to fund—

11 (1) not fewer than three full-time equivalent po-  
12 sitions to carry out the cooperative agreements; and

13 (2) other reasonable costs associated with par-  
14 ticipation by affected Indian tribes.

15 (f) NAVY PURPOSES.—Nothing in this section inter-  
16 feres with the purposes described in subsection (b)(1) of  
17 section 7101 of this title for which the lands withdrawn  
18 by subsection (a)(1) of such section were reserved.

## 19 **Subtitle D—Reduction of Impact of** 20 **Withdrawal and Reservation**

### 21 **SEC. 7131. REDUCTION OF IMPACT OF FALLON RANGE** 22 **TRAINING COMPLEX MODERNIZATION BY DE-** 23 **PARTMENT OF THE NAVY.**

24 (a) REQUIREMENT.—The Secretary of the Navy shall  
25 carry out the mitigations and other measures set forth in



1 this section to reduce the impact of the modernization of  
2 the Fallon Range Training Complex (in this section re-  
3 ferred to as the “modernization”) by the Secretary of the  
4 Navy on the land and local community.

5 (b) WITHDRAWAL OR ACQUISITION OF LAND.—

6 (1) IN GENERAL.—Withdrawal or acquisition by  
7 the Secretary of the Navy for military purposes of  
8 land impacted by the modernization is contingent  
9 upon—

10 (A) finalization of payments under this  
11 section for private property affected by the  
12 modernization, including—

13 (i) lost land rights;

14 (ii) lost mining claims;

15 (iii) lost water rights; and

16 (iv) lost grazing rights, permits, or in-  
17 frastructure;

18 (B) implementation of conservation and  
19 Tribal cultural resource mitigation measures re-  
20 lating to the modernization;

21 (C) completion of studies relating to the  
22 modernization;

23 (D) completion of ethnographic studies and  
24 class III cultural resource inventories of Tribal  
25 cultural resources and burial sites;

1 (E) payments to affected Indian tribes;  
2 and

3 (F) conveyance of land required to be con-  
4 veyed by this title.

5 (2) APPLICATION.—Paragraph (1) shall not  
6 apply to the land previously withdrawn for the  
7 Fallon Range Training Complex by section  
8 3011(a)(1) of the Military Lands Withdrawal Act of  
9 1999 (title XXX of Public Law 106–65; 113 Stat.  
10 885).

11 (c) REALIGNMENT OF PAIUTE PIPELINE.—

12 (1) IN GENERAL.—The Secretary of the Navy  
13 shall purchase the portion of the Paiute pipeline im-  
14 pacted by the modernization and pay for relocation  
15 of the existing Paiute pipeline south of the proposed  
16 B–17 range on the Fallon Range Training Complex.

17 (2) REALIGNMENT OF PIPELINE.—Using  
18 amounts provided by the Department of the Navy,  
19 the Paiute Pipeline Company shall be responsible for  
20 planning, designing, permitting, funding, and con-  
21 structing any realignment of the Paiute pipeline.

22 (3) RESOURCE IMPACTS.—Any potential re-  
23 source impacts associated with the relocation of the  
24 Paiute pipeline shall be subject to the same commit-

1       ments by the Secretary of the Navy as any resource  
2       impacts under the modernization.

3       (d) TREATMENT OF MINING AND MINERAL RE-  
4 SOURCES.—

5           (1) IN GENERAL.—The Secretary of the Navy  
6       shall notify, by certified mail, holders of mining  
7       claims impacted by the modernization, including re-  
8       alignment of existing roads, and shall make pay-  
9       ments to those holders in accordance with this sub-  
10      section.

11          (2) TREATMENT OF CERTAIN CLAIMS.—

12           (A) PATENTED OR VALIDITY EXAM.—The  
13       Secretary of the Navy shall fully compensate, in  
14       accordance with the conditions and procedures  
15       outlined in section 3.3 of the Final Environ-  
16       mental Impact Statement, any claims described  
17       in paragraph (1) that are patented or have a  
18       validity exam.

19           (B) OTHER CLAIMS.—For claims described  
20       in paragraph (1) that are not described in sub-  
21       paragraph (A), the Secretary of the Navy shall  
22       offer to the claimant nominal payments (fac-  
23       toring in expenses previously incurred by the  
24       claimant) subject to the conditions and proce-

1           dures outlined in section 3.3 of the Final Envi-  
2           ronmental Impact Statement.

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

9           (e) LIVESTOCK GRAZING.—

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

14           (2) REVISIONS TO ALLOTMENT PLANS.—The  
15           Secretary of the Navy shall pay for required revi-  
16           sions to grazing allotment plans, permits, and asso-  
17           ciated environmental approvals impacted by the  
18           modernization.

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

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

4           (4) NOTIFICATION AND PAYMENT.—The Sec-  
5       retary of the Navy shall notify, by certified mail,  
6       holders of grazing allotments (or portions thereof)  
7       that are terminated and shall compensate those  
8       holders for authorized permanent improvements  
9       (such as corrals) associated with those allotments  
10      (or portions thereof).

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

16           (A) the Secretary of the Navy shall con-  
17      sider the permanent loss of the applicable Fed-  
18      eral grazing permit; and

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

22      (f) WATER RESOURCES.—

23           (1) IN GENERAL.—The Secretary of the Navy  
24      shall notify, by certified mail, water rights holders  
25      impacted by the modernization and, if water rights

1 are adversely affected and cannot be otherwise miti-  
2 gated, acquire existing and valid State water rights  
3 (including improvements within the Bravo ranges).

4 (2) PRACTICES AND MEASURES.—In carrying  
5 out the modernization, the Secretary of the Navy  
6 shall implement management practices and mitiga-  
7 tion measures specifically designed to reduce or  
8 avoid potential impacts on surface water and  
9 groundwater, such as placing targets outside of  
10 washes.

11 (g) BIOLOGICAL RESOURCES.—

12 (1) MITIGATIONS OF IMPACTS ON SAGE  
13 GROUSE.—

14 (A) STUDY.—

15 (i) IN GENERAL.—The Secretary of  
16 the Navy shall conduct a study to assess  
17 the reactions of greater sage grouse in the  
18 area impacted by the modernization to air-  
19 craft overflights.

20 (ii) COORDINATION.—The Secretary  
21 of the Navy shall conduct the study under  
22 clause (i) in coordination with the State  
23 and United States Fish and Wildlife Serv-  
24 ice.

1 (B) MITIGATIONS AND MANAGEMENT.—If  
2 the Secretary of the Navy determines under the  
3 study under subparagraph (A) that greater  
4 sage grouse in the area impacted by the mod-  
5 ernization are impacted by aircraft overflights,  
6 the Secretary of the Navy shall implement such  
7 mitigations and adaptive management, in co-  
8 ordination with the State and the United States  
9 Fish and Wildlife Service, before operational  
10 use of the air space by the Armed Forces over  
11 the land of the impacted habitat.

12 (2) USE OF FENCING.—In constructing fences  
13 on the area impacted by the modernization, the Sec-  
14 retary of the Navy, in coordination with the Nevada  
15 Department of Wildlife, shall—

16 (A) use wildlife friendly configured four-  
17 wire fencing to minimize impacts on wildlife  
18 from fencing; and

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

21 (3) CONSERVATION LAW ENFORCEMENT OFFI-  
22 CERS.—

23 (A) IN GENERAL.—The Secretary of the  
24 Navy shall establish two Conservation Law En-

1           enforcement Officer positions at Naval Air Station  
2           Fallon.

3                   (B) DUTIES.—The duties of the Conserva-  
4           tion Law Enforcement Officer position estab-  
5           lished under subparagraph (A) shall include, in  
6           part—

7                           (i) patrolling the new fence line for  
8                           trespass issues and reporting to the Sec-  
9                           retary of the Navy any broken or downed  
10                          fences for maintenance repair;

11                           (ii) facilitating public hunting and rec-  
12                           reational activities;

13                           (iii) conducting historic tours of with-  
14                           drawn lands;

15                           (iv) facilitating wildfire monitoring  
16                           and prevention (whether relating to activi-  
17                           ties of the Department of the Navy or oth-  
18                           erwise); and

19                           (v) serving as liaison to appropriate  
20                           local, State and Federal agencies with re-  
21                           sponsibilities relating to law enforcement,  
22                           emergency management, wildlife manage-  
23                           ment, habitat conservation, and mainte-  
24                           nance of wildlife water infrastructure.



1           (4) ACCESS FOR WILDLIFE MANAGEMENT.—

2           The Secretary of the Navy shall work with the Bu-  
3           reau of Land Management, the United States Fish  
4           and Wildlife Service, and the Nevada Department of  
5           Wildlife to provide continued access for wildlife man-  
6           agement activities and to existing wildlife water de-  
7           velopments and guzzlers in the area impacted by the  
8           modernization and to install additional guzzlers out-  
9           side weapons danger zones.

10          (h) LOSS OF PRIVATELY OWNED PROPERTY.—The

11         Secretary of the Navy shall notify, by certified mail, hold-  
12         ers of private property rights impacted by the moderniza-  
13         tion and compensate those holders for loss of privately  
14         owned real property as described in section 3.13 of the  
15         Final Environmental Impact Statement.

16          (i) MITIGATION FUND.—

17                 (1) IN GENERAL.—The Secretary of the Navy  
18                 shall establish a mitigation fund to pay for expenses  
19                 in the counties in the State impacted by the mod-  
20                 ernization relating to carrying out activities under  
21                 the memorandum of understanding.

22                 (2) ADDITIONAL USES OF FUNDS.—Funds de-  
23                 posited in the fund established under paragraph (1)  
24                 may be used—

1 (A) to implement the memorandum of un-  
2 derstanding; and

3 (B) for land consolidation or checkerboard  
4 resolution purposes.

5 (j) TREATMENT OF THE WEST-WIDE ENERGY COR-  
6 RIDOR.—

7 (1) IN GENERAL.—Nothing in this section re-  
8 stricts the development of power utility lines within  
9 that portion of the designated West-Wide Energy  
10 Corridor as is located outside of the B–16 range at  
11 the Fallon Range Training Complex, as depicted on  
12 the Map.

13 (2) NEW TRANSMISSION LINES WITHIN B–16  
14 RANGE.—The Secretary of the Navy shall allow one  
15 transmission line within that portion of the des-  
16 ignated West-Wide Energy Corridor as is located  
17 within the B–16 range at the Fallon Range Training  
18 Complex, as depicted on the Map, subject to the con-  
19 dition that the transmission line shall be located as  
20 closely as possible to the existing transmission line  
21 located immediately adjacent to the western bound-  
22 ary of the B–16 range.

23 **SEC. 7132. RESOLUTION OF WALKER RIVER PAIUTE TRIBE**  
24 **CLAIMS.**

25 (a) FINDINGS.—Congress finds the following:

1           (1) The Walker River Paiute Tribe is a feder-  
2 ally recognized Indian Tribe with reservation land  
3 located in the midwestern region of the State.

4           (2) Since the 1940s, the land of the Walker  
5 River Paiute Tribe located south of and adjacent to  
6 the Fallon Range Training Complex has been ad-  
7 versely impacted by military testing and training ex-  
8 ercises that resulted in the impairment and loss of  
9 use of the land due to the presence of munitions  
10 constituents.

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

12           (1) to resolve the claims of the Walker River  
13 Paiute Tribe against the United States for the con-  
14 tamination, impairment, and loss of use of approxi-  
15 mately 6,000 acres of land in the State that is with-  
16 in the boundaries of the reservation of the Tribe,  
17 with such lands to remain in trust and part of the  
18 Tribe's reservation;

19           (2) to authorize the actions and appropriations  
20 necessary to carry out this section; and

21           (3) to maintain the trust responsibility of the  
22 United States to the Walker River Paiute Tribe.

23 (c) PAYMENT TO WALKER RIVER PAIUTE TRIBE.—

24 Not later than one year after the date of enactment of  
25 this Act, the Secretary of the Navy shall transfer

1 \$20,000,000 to an account designated by the Walker  
2 River Paiute Tribe. The funds transferred shall be derived  
3 from amounts appropriated to the Secretary of the Navy  
4 for operation and maintenance of the Navy and available  
5 to the Secretary of the Navy at the time of transfer.

6 (d) TRUST LAND IMPACTS.—With respect to the land  
7 established as the B–19 range at the Fallon Range Train-  
8 ing Complex, as depicted on the Map (as defined in section  
9 7100), the Secretary of the Navy shall maintain the pri-  
10 mary target run alignment in effect as of the date of the  
11 enactment of this Act, or establish any alternative align-  
12 ment, so as to continue to mitigate the risk of ordnance  
13 landing off-range on the approximately 6,000 acres of con-  
14 taminated land of the Walker River Paiute Tribe or any  
15 other land of the Tribe.

16 (e) ADDITIONAL TRUST LAND.—

17 (1) DEFINITIONS.—In this subsection:

18 (A) DIRECTOR.—The term “Director”  
19 means the Director of the Bureau of Indian Af-  
20 fairs.

21 (B) MAP.—The term “map” means the  
22 map entitled “Walker River Paiute Trust  
23 Lands”, dated October 5, 2020, that reflects  
24 the additional trust land identified as “Walker  
25 Lake Parcel” to be designated as part of the

1 Tribe's existing reservation. Such map shall be  
2 on file and available for public inspection in the  
3 appropriate offices of the Department of Inte-  
4 rior.

5 (C) WALKER LAKE PARCEL.—The term  
6 “Walker lake parcel” means the Bureau of  
7 Land Management and Bureau of Reclamation  
8 land located in Mineral County, Nevada, as  
9 generally depicted on the map and more par-  
10 ticularly described in paragraph (5).

11 (2) ENVIRONMENTAL SITE ASSESSMENT.—Not  
12 later than one year after the date of enactment of  
13 this Act and prior to taking the Walker lake parcel  
14 into trust for the benefit of the Walker River Paiute  
15 Tribe under paragraph (4)(A), the Director shall  
16 complete an environmental site assessment to deter-  
17 mine with respect to the Walker lake parcel—

18 (A) the likelihood of the presence of haz-  
19 ardous substance-related or other environmental  
20 liability; and

21 (B) if the presence of hazardous sub-  
22 stance-related or other environmental liability is  
23 determined to be likely—

24 (i) the extent of that liability; and

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

3 (3) EXERCISE OF DISCRETION BY TRIBE.—If  
4 the Director determines pursuant to the environ-  
5 mental site assessment completed under paragraph  
6 (2) that there is a likelihood of the presence of haz-  
7 ardous substance-related or other environmental li-  
8 ability on the Walker lake parcel that cannot be re-  
9 mediated by the United States, the Walker River  
10 Paiute Tribe may exercise discretion regarding  
11 whether the Walker Lake parcel should be taken  
12 into trust for the benefit of the Tribe.

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

15 (A) IN GENERAL.—If the Walker River  
16 Paiute Tribe determines pursuant to paragraph  
17 (3) that the Walker lake parcel should be taken  
18 into trust for the benefit of the Tribe, subject  
19 to valid existing rights, all right, title, and in-  
20 terest of the United States in and to the land  
21 shall be—

22 (i) held in trust by the United States  
23 for the benefit of the Walker River Paiute  
24 Tribe; and

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

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

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

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

22 (iii) provide written notification to any  
23 impacted county and the State.

24 (5) WALKER LAKE PARCEL DESCRIBED.—Sub-  
25 ject to paragraph (6), the Walker Lake parcel in

1 Mineral County, Nevada, to be held in trust for the  
2 benefit of the Walker River Paiute Tribe under  
3 paragraph (4)(A) consists of the following lands:

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

8 (B) All land held by the Bureau of Land  
9 Management in T. 10.5 N., R. 30 E., secs. 31  
10 and 32, Mount Diablo Meridian.

11 (C) All land held by the Bureau of Land  
12 Management in T. 11 N., R. 29 E., secs. 35  
13 and 36, Mount Diablo Meridian.

14 (6) ADMINISTRATION.—

15 (A) SURVEY.—Not later than 180 days  
16 after the date of enactment of this Act, the Sec-  
17 retary of the Interior shall complete such sur-  
18 veys as may be necessary to fully describe, and  
19 adequately define the boundaries of, the Walker  
20 Lake parcel.

21 (B) LEGAL DESCRIPTION.—

22 (i) IN GENERAL.—On the completion  
23 of the surveys under subparagraph (A), the  
24 Secretary of the Interior shall publish in



1 the Federal Register a legal description of  
2 the Walker Lake parcel.

3 (ii) TECHNICAL CORRECTIONS.—Be-  
4 fore the date of publication of the legal de-  
5 scription under clause (i), the Secretary of  
6 the Interior may make minor corrections to  
7 correct technical and clerical errors in the  
8 legal description.

9 (iii) EFFECT.—Effective beginning on  
10 the date of publication of the legal descrip-  
11 tion under clause (i), the legal description  
12 shall be considered to be the official legal  
13 description of the land to be held in trust  
14 for the benefit of the Walker River Paiute  
15 Tribe under paragraph (4)(A).

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

22 (f) ELIGIBILITY FOR FEDERAL AND FEDERALLY  
23 FUNDED PROGRAMS.—Funds paid to the Walker River  
24 Paiute Tribe pursuant to this section, including any inter-  
25 est or investment income earned, may not be treated as

1 income or resources or otherwise used as the basis for de-  
2 nying or reducing the basis for Federal financial assist-  
3 ance or other Federal benefit (including under the Social  
4 Security Act (42 U.S.C. 301 et seq.)) to which the Walker  
5 River Paiute Tribe, a member of the Tribe, or a household  
6 would otherwise be entitled.

7 **SEC. 7133. LAND TO BE HELD IN TRUST FOR THE FALLON**  
8 **PAIUTE SHOSHONE TRIBE.**

9 (a) TRANSFER OF NAVY PARCEL.—

10 (1) TRANSFER REQUIRED.—The Secretary of  
11 the Navy shall transfer to the Secretary of the Inte-  
12 rior, at no cost, a parcel of land in the County con-  
13 sisting of approximately 616 acres of land as de-  
14 picted on the Map.

15 (2) TRUST LAND.—On receipt of the land by  
16 the Secretary of the Interior under paragraph (1),  
17 and subject to valid existing rights, all right, title,  
18 and interest of the United States in and to the land  
19 shall be—

20 (A) held in trust by the United States for  
21 the benefit of the Fallon Paiute Shoshone  
22 Tribe; and

23 (B) made part of the reservation of the  
24 Fallon Paiute Shoshone Tribe.

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

6 (c) COOPERATIVE AGREEMENT.—On request by the  
7 Fallon Paiute Shoshone Tribe, the Secretary of the Inte-  
8 rior shall enter into a cooperative agreement with the  
9 Tribe to provide assistance in the management of the land  
10 taken into trust under this section for cultural protection  
11 and conservation management purposes, in accordance  
12 with the management plan for the Fox Peak National  
13 Conservation Area developed under title II of this division.

14 **SEC. 7134. DESIGNATION OF THE COCOON MOUNTAIN CUL-**  
15 **TURAL AREA OF CRITICAL ENVIRONMENTAL**  
16 **CONCERN.**

17 (a) DESIGNATION REQUIRED.—Not later than one  
18 year after the date of the enactment of this Act, the Sec-  
19 retary of the Interior shall designate approximately 1,090  
20 acres of land in the County as the Cocoon Mountain Cul-  
21 tural Area of Environmental Concern, as shown on the  
22 Map.

23 (b) MANAGEMENT.—The Secretary of the Interior, in  
24 consultation with the Fallon Paiute Shoshone Tribe, shall  
25 develop a management plan for the purpose of protecting,

1 preserving, maintaining, and administering the land with-  
2 in the Cocoon Mountain Area of Critical Environmental  
3 Concern to ensure, to the maximum extent practicable, the  
4 protection of traditional cultural and religious sites within  
5 the Area of Critical Environmental Concern.

6 **SEC. 7135. TRANSFER OF LAND UNDER THE ADMINISTRA-**  
7 **TIVE JURISDICTION OF THE DEPARTMENT**  
8 **OF THE NAVY.**

9 (a) TRANSFERS.—

10 (1) SAND MOUNTAIN RECREATION AREA PAR-  
11 CEL.—The Secretary of the Navy shall transfer to  
12 the Secretary of the Interior, at no cost, administra-  
13 tive jurisdiction over a noncontiguous parcel of land  
14 in the County consisting of approximately 86 acres  
15 for the purpose of permitting the Secretary of the  
16 Interior to include the land in the Sand Mountain  
17 Recreation Area.

18 (2) CARSON CITY BLM DISTRICT PARCEL.—The  
19 Secretary of the Navy may transfer to the Secretary  
20 of the Interior, at no cost, administrative jurisdiction  
21 over multiple noncontiguous parcels of land in the  
22 County consisting of approximately 1,637 acres in  
23 north Dixie Valley for the purpose of permitting the  
24 Secretary of the Interior to include the land in the

1 Carson City District of the Bureau of Land Manage-  
2 ment, as shown on the Map.

3 (b) CONDITIONS.—Before exercising the discretion  
4 provided by subsection (a)(2) to transfer land to the Sec-  
5 retary of the Interior, the Secretary of the Navy and the  
6 Secretary of the Interior shall each make a determination  
7 that such a transfer is—

8 (1) to the benefit of the Department of the  
9 Navy and the Department of the Interior, respec-  
10 tively; and

11 (2) in the public interest.

12 **TITLE LXXII—FOX PEAK AND**  
13 **GRIMES POINT NATIONAL**  
14 **CONSERVATION AREAS**

15 **SEC. 7201. PURPOSE.**

16 The purpose of this title is to establish the Fox Peak  
17 National Conservation Area and the Grimes Point Na-  
18 tional Conservation Area in the State to conserve, protect,  
19 and enhance for the benefit and enjoyment of present and  
20 future generations the cultural, archaeological, natural,  
21 wilderness, scientific, geological, historical, biological,  
22 wildlife, educational, recreational, and scenic resources of  
23 the Conservation Areas.

24 **SEC. 7202. DEFINITIONS.**

25 In this title:

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

3                   (A) the Fox Peak National Conservation  
4           Area established by section 7203(a)(1) of this  
5           title; and

6                   (B) the Grimes Point National Conserva-  
7           tion Area established by section 7203(a)(2) of  
8           this title.

9           (2) COUNTY.—The term “County” means  
10          Churchill County, Nevada.

11          (3) MANAGEMENT PLAN.—The term “manage-  
12          ment plan” means the management plan for the  
13          Conservation Areas developed under section 7204(b)  
14          of this title.

15          (4) MAP.—The term “Map” means the map en-  
16          titled “Churchill County Proposed Fallon Range  
17          Training Complex Modernization and Lands Bill”  
18          and dated February 2, 2021.

19          (5) STATE.—The term “State” means the State  
20          of Nevada.

21   **SEC. 7203. ESTABLISHMENT.**

22          (a) IN GENERAL.—For the purpose described in sec-  
23          tion 7201 of this title, there is established in the State—

24                   (1) the Fox Peak National Conservation Area;  
25          and

1           (2) the Grimes Point National Conservation  
2 Area.

3           (b) AREA INCLUDED.—The Conservation Areas shall  
4 consist of approximately 151,632 acres of public land in  
5 the County, as generally depicted on the Map.

6           (c) MAPS AND LEGAL DESCRIPTIONS.—

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

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

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

21 **SEC. 7204. MANAGEMENT.**

22           (a) IN GENERAL.—The Secretary of the Interior, act-  
23 ing through the Director of the Bureau of Land Manage-  
24 ment, shall manage the Conservation Areas—

1           (1) in a manner that conserves, protects, and  
2           enhances the resources of the Conservation Areas,  
3           including—

4                   (A) the management of wildfire, invasive  
5                   species, and wildlife; and

6                   (B) wildfire restoration;

7           (2) in accordance with—

8                   (A) this title;

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

11                  (C) any other applicable law; and

12           (3) as components of the National Landscape  
13           Conservation System.

14           (b) MANAGEMENT PLAN.—

15                   (1) IN GENERAL.—Not later than three years  
16                   after the date of enactment of this Act and in ac-  
17                   cordance with paragraph (2), the Secretary of the  
18                   Interior shall develop a comprehensive plan for the  
19                   long-term management of the Conservation Areas.

20                   (2) CONSULTATION.—In developing the man-  
21                   agement plan required by paragraph (1), the Sec-  
22                   retary of the Interior shall consult with—

23                           (A) appropriate Federal, State, Tribal, and  
24                           local governmental entities; and

25                           (B) members of the public.



1           (3) REQUIREMENTS.—The management plan  
2 shall—

3           (A) describe the appropriate uses of the  
4 Conservation Areas;

5           (B) authorize the appropriate use of motor  
6 vehicles in the Conservation Areas, including  
7 the maintenance of existing roads; and

8           (C) incorporate any provision of an appli-  
9 cable land and resource management plan that  
10 the Secretary of the Interior considers to be ap-  
11 propriate.

12       (c) USES.—The Secretary of the Interior shall allow  
13 only uses of the Conservation Areas that the Secretary de-  
14 termines would further the purpose described in section  
15 7201 of this title.

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

21       (e) WITHDRAWAL.—

22           (1) IN GENERAL.—Subject to valid existing  
23 rights, all public land in the Conservation Areas is  
24 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 of the Inte-  
10 rior acquires mineral or other interests in a parcel  
11 of land within a Conservation Area after the date of  
12 enactment of this Act, the parcel is withdrawn from  
13 operation of the laws referred to in paragraph (1) on  
14 the date of acquisition of the parcel.

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

16 (1) IN GENERAL.—Subject to paragraph (2),  
17 nothing in this title 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 of the  
23 Interior may designate by regulation areas in  
24 which, and establish periods during which, no  
25 hunting, fishing, or trapping will be permitted

1 in the Conservation Areas, for reasons of public  
2 safety, administration, or compliance with ap-  
3 plicable 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 of the Inte-  
9 rior shall consult with the appropriate State  
10 agency.

11 (g) GRAZING.—In the case of land included in a Con-  
12 servation Area on which the Secretary of the Interior per-  
13 mitted, as of the date of enactment of this Act, livestock  
14 grazing, the livestock grazing shall be allowed to continue,  
15 subject to applicable laws (including regulations) and Ex-  
16 ecutive orders.

17 (h) NO BUFFER ZONES.—

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

22 (2) PRIVATE LAND.—If the use of, or conduct  
23 of, an activity on private land that shares a bound-  
24 ary with a Conservation Area is consistent with ap-

1 plicable law, nothing in this title prohibits or limits  
2 the use or conduct of the activity.

3 (i) VISITOR SERVICE FACILITIES.—The Secretary of  
4 the Interior, in cooperation with other public or private  
5 entities that the Secretary determines to be appropriate,  
6 may establish visitor service facilities for the purpose of  
7 providing information about the historical, cultural, ar-  
8 chaeological, ecological, recreational, geologic, scientific,  
9 and other resources of the Conservation Areas.

10 **TITLE LXXIII—PISTONE-BLACK**  
11 **MOUNTAIN NATIONAL CON-**  
12 **SERVATION AREA**

13 **SEC. 7301. DEFINITIONS.**

14 In this title:

15 (1) CONSERVATION AREA.—The term “Con-  
16 servation Area” means the Pistone-Black Mountain  
17 National Conservation Area established by section  
18 7302(a) of this title.

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

21 **SEC. 7302. ESTABLISHMENT.**

22 (a) IN GENERAL.—To protect, conserve, and enhance  
23 the unique and nationally important historic, cultural, ar-  
24 chaeological, natural, and educational resources of the  
25 Pistone Site on Black Mountain, there is established in

1 Mineral County, Nevada, the Pistone-Black Mountain Na-  
2 tional Conservation Area.

3 (b) AREA INCLUDED.—

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

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

14 (c) SUBMISSION OF MAP AND LEGAL DESCRIP-  
15 TION.—

16 (1) IN GENERAL.—As soon as practicable after  
17 the date of enactment of this Act, the Secretary of  
18 the Interior, acting through the Director of the Bu-  
19 reau of Land Management, shall submit to Congress  
20 a map and legal description of the Conservation  
21 Area.

22 (2) EFFECT.—The map and legal description of  
23 the Conservation Area submitted under paragraph  
24 (1) shall have the same force and effect as if in-  
25 cluded in this title, except that the Secretary of the

1 Interior may correct any minor errors in the map  
2 and legal description.

3 (3) PUBLIC AVAILABILITY.—The map and legal  
4 description of the Conservation Area submitted  
5 under paragraph (1) shall be available for public in-  
6 spection in the appropriate offices of the Bureau of  
7 Land Management.

8 **SEC. 7303. MANAGEMENT.**

9 (a) IN GENERAL.—The Secretary of the Interior shall  
10 manage the Conservation Area—

11 (1) in a manner that conserves, protects, and  
12 enhances the resources and values of the Conserva-  
13 tion Area, including the resources and values de-  
14 scribed in section 7302(a) of this title;

15 (2) in accordance with—

16 (A) this title;

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

19 (C) any other applicable law; and

20 (3) as a component of the National Landscape  
21 Conservation System.

22 (b) USES.—The Secretary of the Interior shall allow  
23 any use of the Conservation Area—

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

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

6           (c) REQUIREMENTS.—In administering the Conserva-  
7           tion Area, the Secretary of the Interior shall provide for—

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

10          (2) the protection of the cultural resources and  
11          burial sites of the Tribe located in the Conservation  
12          Area from disturbance; and

13          (3) cooperative management with the Tribe  
14          with respect to the management of the Conservation  
15          Area.

16          (d) COOPERATIVE AGREEMENTS.—The Secretary of  
17          the Interior may, in a manner consistent with this title,  
18          enter into cooperative agreements with the State of Ne-  
19          vada, other Indian Tribes, and other institutions and orga-  
20          nizations to carry out the purposes of this title, subject  
21          to the requirement that the Tribe shall be a party to any  
22          cooperative agreement entered into under this subsection.

23       **SEC. 7304. MANAGEMENT PLAN.**

24          (a) IN GENERAL.—Not later than two years after the  
25          date of enactment of this Act, the Secretary of the Interior

1 shall develop a management plan for the Conservation  
2 Area.

3 (b) CONSULTATION.—In developing the management  
4 plan required under subsection (a), the Secretary of the  
5 Interior shall consult with—

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

8 (2) members of the public.

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

10 (1) describe the appropriate uses and manage-  
11 ment of the Conservation Area;

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

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

18 (4) take into consideration the historical and  
19 continued cultural and archeological importance of  
20 the Conservation Area to the Tribe; and

21 (5) provide for a cooperative agreement with  
22 the Tribe, including for co-management purposes, to  
23 address the historical, archeological, and cultural  
24 values of the Conservation Area.



1 **SEC. 7305. WITHDRAWAL.**

2 Subject to valid existing rights, any Federal surface  
3 and subsurface land within the Conservation Area or any  
4 land (including any interest in land) that is acquired by  
5 the United States after the date of enactment of this Act  
6 for inclusion in the Conservation Area is withdrawn  
7 from—

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

10 (2) location, entry, and patent under the mining  
11 laws; and

12 (3) operation under the mineral leasing and  
13 geothermal leasing laws.

14 **SEC. 7306. EFFECT ON WATER RIGHTS.**

15 Nothing in this title constitutes an express or implied  
16 reservation of any water rights with respect to the Con-  
17 servation Area.

18 **TITLE LXXIV—ADDITIONAL WIL-**  
19 **DERNESS AREAS IN CHURCH-**  
20 **ILL COUNTY**

21 **SEC. 7401. FINDINGS AND SENSE OF CONGRESS.**

22 (a) FINDINGS.—Congress finds the following:

23 (1) Public land in the Churchill County, Ne-  
24 vada, contains unique and spectacular natural re-  
25 sources, including—

1 (A) priceless habitat for numerous species  
2 of plants and wildlife;

3 (B) thousands of acres of land that remain  
4 in a natural state; and

5 (C) habitat critical to the survival and re-  
6 covery of the greater sage-grouse.

7 (2) Continued preservation of the public land in  
8 the County would benefit the County and all States  
9 in the United States by—

10 (A) ensuring the conservation of eco-  
11 logically diverse habitats;

12 (B) protecting prehistoric cultural re-  
13 sources;

14 (C) conserving primitive recreational re-  
15 sources;

16 (D) protecting air and water quality; and

17 (E) protecting, enhancing, and restoring  
18 greater sage-grouse habitat and populations.

19 (b) SENSE OF CONGRESS.—It is the sense of Con-  
20 gress that the Secretary of the Interior should collaborate  
21 with the State of Nevada and the County commission on  
22 wildfire and rangeland management, planning, and imple-  
23 mentation, with the goal of preventing catastrophic wild-  
24 fire and resource damage.

1 **SEC. 7402. DEFINITIONS.**

2 In this title:

3 (1) COUNTY.—The term “County” means  
4 Churchill County, Nevada.

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

9 (3) MAP.—The term “Map” means the map en-  
10 titled “Churchill County Proposed Fallon Range  
11 Training Complex Modernization and Lands Bill”  
12 and dated February 2, 2021.

13 (4) WILDERNESS AREA.—The term “wilderness  
14 area” means a wilderness area designated by section  
15 7403(a) of this title.

16 **SEC. 7403. ADDITIONS TO NATIONAL WILDERNESS PRESER-**  
17 **VATION SYSTEM.**

18 (a) ADDITIONS.—In accordance with the Wilderness  
19 Act (16 U.S.C. 1131 et seq.), the following parcels of Fed-  
20 eral land in the County are designated as wilderness and  
21 as components of the National Wilderness Preservation  
22 System:

23 (1) CLAN ALPINE MOUNTAINS WILDERNESS.—  
24 Certain Federal land managed by the Bureau of  
25 Land Management, comprising approximately  
26 128,362 acres, as generally depicted on the Map,

1       which shall be known as the “Clan Alpine Mountains  
2       Wilderness”.

3               (2) DESATOYA MOUNTAINS WILDERNESS.—Cer-  
4       tain Federal land managed by the Bureau of Land  
5       Management, comprising approximately 32,537  
6       acres, as generally depicted on the Map, which shall  
7       be known as the “Desatoya Mountains Wilderness”.

8               (3) CAIN MOUNTAIN WILDERNESS.—Certain  
9       Federal land managed by the Bureau of Land Man-  
10      agement, comprising approximately 7,664 acres, as  
11      generally depicted on the Map, which shall be known  
12      as the “Cain Mountain Wilderness”.

13              (4) FOX PEAK WILDERNESS.—Certain Federal  
14      land managed by the Bureau of Land Management,  
15      comprising approximately 8,592 acres, as generally  
16      depicted on the Map, which shall be known as the  
17      “Fox Peak Wilderness”.

18              (b) BOUNDARY.—The boundary of any portion of a  
19      wilderness area that is bordered by a road shall be at least  
20      150 feet from the edge of the road to allow public access.

21              (c) MAP AND LEGAL DESCRIPTION.—

22                      (1) IN GENERAL.—As soon as practicable after  
23      the date of enactment of this Act, the Secretary of  
24      the Interior shall file a map and legal description of  
25      each wilderness area with the Committee on Energy

1 and Natural Resources of the Senate and the Com-  
2 mittee on Natural Resources of the House of Rep-  
3 resentatives.

4 (2) EFFECT.—Each map and legal description  
5 filed under paragraph (1) shall have the same force  
6 and effect as if included in this title, except that the  
7 Secretary of the Interior may correct clerical and ty-  
8 pographical errors in the map or legal description.

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

12 (A) the Office of the Director of the Bu-  
13 reau of Land Management;

14 (B) the Office of the Nevada State Direc-  
15 tor of the Bureau of Land Management;

16 (C) the Carson City Field Office of the  
17 Bureau of Land Management; and

18 (D) the Fallon Field Station of the Bureau  
19 of Land Management.

20 (d) WITHDRAWAL.—Subject to valid existing rights,  
21 each wilderness area is withdrawn from—

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

24 (2) location, entry, and patent under the mining  
25 laws; and

1           (3) operation of the mineral leasing and geo-  
2           thermal leasing laws.

3 **SEC. 7404. ADMINISTRATION.**

4           (a) **MANAGEMENT.**—Subject to valid existing rights,  
5 each wilderness area shall be administered by the Sec-  
6 retary of the Interior, in accordance with the Wilderness  
7 Act (16 U.S.C. 1131 et seq.), except that—

8           (1) any reference in that Act to the effective  
9           date of that Act shall be considered to be a reference  
10          to the date of enactment of this Act; and

11          (2) any reference in that Act to the Secretary  
12          of Agriculture shall be considered to be a reference  
13          to the Secretary of the Interior.

14          (b) **LIVESTOCK.**—The grazing of livestock in a wil-  
15          derness area administered by the Bureau of Land Man-  
16          agement, if established as of the date of enactment of this  
17          Act, shall be allowed to continue, subject to such reason-  
18          able regulations, policies, and practices as the Secretary  
19          of the Interior considers necessary, in accordance with—

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

22          (2) the guidelines set forth in Appendix A of  
23          the report of the Committee on Interior and Insular  
24          Affairs of the House of Representatives accom-

1 panying H.R. 2570 of the 101st Congress (House  
2 Report 101–405).

3 (c) INCORPORATION OF ACQUIRED LAND AND INTER-  
4 ESTS.—Any land or interest in land within the boundaries  
5 of a wilderness area that is acquired by the United States  
6 after the date of enactment of this Act shall be added to  
7 and administered as part of the wilderness area within  
8 which the acquired land or interest is located.

9 (d) WATER RIGHTS.—

10 (1) FINDINGS.—Congress finds that—

11 (A) the wilderness areas—

12 (i) are located in the semiarid region  
13 of the Great Basin region; and

14 (ii) include ephemeral and perennial  
15 streams;

16 (B) the hydrology of the wilderness areas  
17 is predominantly characterized by complex flow  
18 patterns and alluvial fans with impermanent  
19 channels;

20 (C) the subsurface hydrogeology of the re-  
21 gion in which the wilderness areas are located  
22 is characterized by—

23 (i) groundwater subject to local and  
24 regional flow gradients; and

1 (ii) unconfined and artesian condi-  
2 tions;

3 (D) the wilderness areas are generally not  
4 suitable for use or development of new water re-  
5 source facilities; and

6 (E) because of the unique nature and hy-  
7 drology of the desert land in the wilderness  
8 areas, it is possible to provide for proper man-  
9 agement and protection of the wilderness areas  
10 and other values of land in ways different from  
11 those used in other laws.

12 (2) STATUTORY CONSTRUCTION.—Nothing in  
13 this title—

14 (A) constitutes an express or implied res-  
15 ervation by the United States of any water or  
16 water rights with respect to the wilderness  
17 areas;

18 (B) affects any water rights in the State of  
19 Nevada (including any water rights held by the  
20 United States) in existence on the date of en-  
21 actment of this Act;

22 (C) establishes a precedent with regard to  
23 any future wilderness designations;

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



1 (E) limits, alters, modifies, or amends any  
2 interstate compact or equitable apportionment  
3 decree that apportions water among and be-  
4 tween the State of Nevada and other States.

5 (3) NEVADA WATER LAW.—The Secretary of  
6 the Interior shall follow the procedural and sub-  
7 stantive requirements of Nevada State law in order  
8 to obtain and hold any water rights not in existence  
9 on the date of enactment of this Act with respect to  
10 the wilderness areas.

11 (4) NEW PROJECTS.—

12 (A) DEFINITION OF WATER RESOURCE FA-  
13 CILITY.—

14 (i) IN GENERAL.—In this paragraph,  
15 the term “water resource facility” means  
16 irrigation and pumping facilities, res-  
17 ervoirs, water conservation works, aque-  
18 ducts, canals, ditches, pipelines, wells, hy-  
19 dropower projects, transmission and other  
20 ancillary facilities, and other water diver-  
21 sion, storage, and carriage structures.

22 (ii) EXCLUSION.—In this paragraph,  
23 the term “water resource facility” does not  
24 include wildlife guzzlers.

1 (B) RESTRICTION ON NEW WATER RE-  
2 SOURCE FACILITIES.—Except as otherwise pro-  
3 vided in this title, on and after the date of en-  
4 actment of this Act, neither the President nor  
5 any other officer, employee, or agent of the  
6 United States shall fund, assist, authorize, or  
7 issue a license or permit for the development of  
8 any new water resource facility within the wil-  
9 derness areas.

10 (e) ADJACENT MANAGEMENT.—

11 (1) IN GENERAL.—Congress does not intend for  
12 the designation of a wilderness area to create protec-  
13 tive perimeters or buffer zones around the wilder-  
14 ness area.

15 (2) NONWILDERNESS ACTIVITIES.—The fact  
16 that nonwilderness activities or uses can be seen or  
17 heard from areas within a wilderness shall not pre-  
18 clude the conduct of those activities or uses outside  
19 the boundary of the wilderness area.

20 (f) MILITARY OVERFLIGHTS.—Nothing in this title  
21 restricts or precludes—

22 (1) low-level overflights of military aircraft over  
23 the wilderness areas, including military overflights  
24 that can be seen or heard within the wilderness  
25 areas;

1 (2) flight testing and evaluation; or

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

5 (g) WILDFIRE MANAGEMENT.—In accordance with  
6 section 4 of the Wilderness Act (16 U.S.C. 1133), nothing  
7 in this title precludes a Federal, State, or local agency  
8 from conducting wildfire management operations (includ-  
9 ing operations using aircraft or mechanized equipment) to  
10 manage wildfires in a wilderness area.

11 (h) DATA COLLECTION.—Subject to such terms and  
12 conditions as the Secretary of the Interior may prescribe,  
13 nothing in this title precludes the installation and mainte-  
14 nance of hydrologic, meteorological, or climatological col-  
15 lection devices in a wilderness area, if the Secretary of  
16 the Interior determines that the facilities and access to  
17 the facilities are essential to flood warning, flood control,  
18 or water reservoir operation activities.

19 **SEC. 7405. WILDLIFE MANAGEMENT.**

20 (a) IN GENERAL.—In accordance with section  
21 4(d)(7) of the Wilderness Act (16 U.S.C. 1133(d)(7)),  
22 nothing in this title affects or diminishes the jurisdiction  
23 of the State of Nevada with respect to fish and wildlife  
24 management, including the regulation of hunting, fishing,  
25 and trapping, in a wilderness area.

1 (b) MANAGEMENT ACTIVITIES.—In furtherance of  
2 the purposes and principles of the Wilderness Act (16  
3 U.S.C. 1131 et seq.), management activities to maintain  
4 or restore fish and wildlife populations and the habitats  
5 to support fish and wildlife populations shall be carried  
6 out in wilderness areas if the activities are carried out—

7 (1) consistent with relevant wilderness manage-  
8 ment plans; and

9 (2) in accordance with appropriate policies,  
10 such as those set forth in Appendix B of the report  
11 of the Committee on Interior and Insular Affairs of  
12 the House of Representatives accompanying H.R.  
13 2570 of the 101st Congress (House Report 101–  
14 405), including the occasional and temporary use of  
15 motorized vehicles, if the use, as determined by the  
16 Secretary of the Interior, would promote healthy,  
17 viable, and more naturally distributed wildlife popu-  
18 lations that would enhance wilderness values with  
19 the minimum impact necessary to reasonably accom-  
20 plish those tasks.

21 (c) EXISTING ACTIVITIES.—

22 (1) IN GENERAL.—Consistent with section  
23 4(d)(1) of the Wilderness Act (16 U.S.C.  
24 1133(d)(1)) and in accordance with appropriate poli-  
25 cies, such as those set forth in Appendix B of the

1 report of the Committee on Interior and Insular Af-  
2 fairs of the House of Representatives accompanying  
3 H.R. 2570 of the 101st Congress (House Report  
4 101–405), the State of Nevada may continue to use  
5 aircraft, including helicopters, to survey, capture,  
6 transplant, monitor, and provide water for wildlife  
7 populations (including bighorn sheep) and feral  
8 stock, horses, and burros.

9 (2) USE OF WILDLIFE TRACKING DEVICES.—

10 Wildlife tracking devices—

11 (A) shall be allowed in the wilderness  
12 areas, consistent with historic wildlife manage-  
13 ment practices; and

14 (B) shall not be considered installations.

15 (d) WILDLIFE WATER DEVELOPMENT PROJECTS.—

16 Subject to subsection (f), the Secretary of the Interior  
17 shall authorize structures and facilities, including existing  
18 structures and facilities, for wildlife water development  
19 projects, including guzzlers, in the wilderness areas if—

20 (1) the structures and facilities will, as deter-  
21 mined by the Secretary of the Interior, enhance wil-  
22 derness values by promoting healthy, viable, and  
23 more naturally distributed 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 of the Inte-  
6           rior may, by regulation, designate areas in which,  
7           and establish periods during which, for reasons of  
8           public safety, administration, or compliance with ap-  
9           plicable laws, no hunting, fishing, or trapping will be  
10          permitted in the wilderness areas.

11          (2) CONSULTATION.—Except in emergencies,  
12          the Secretary of the Interior shall consult with the  
13          appropriate State agency before taking any action  
14          under paragraph (1).

15          (f) COOPERATIVE AGREEMENT.—

16          (1) IN GENERAL.—The State of Nevada, includ-  
17          ing a designee of the State, may conduct wildlife  
18          management 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 of the Interior and the  
22                 State entitled “Memorandum of Understanding  
23                 between the Bureau of Land Management and  
24                 the Nevada Department of Wildlife Supplement  
25                 No. 9” and signed November 29, 2012, 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.—For the purposes of this  
7           subsection, any reference to Clark County in the co-  
8           operative agreement described in paragraph (1)(A)  
9           shall be considered to be a reference to the County.

10 **SEC. 7406. RELEASE OF WILDERNESS STUDY AREAS.**

11           (a) FINDING.—Congress finds that, for the purposes  
12           of section 603(c) of the Federal Land Policy and Manage-  
13           ment Act of 1976 (43 U.S.C. 1782(c)), the public land  
14           in the County that is administered by the Bureau of Land  
15           Management in the following areas has been adequately  
16           studied for wilderness designation:

17                   (1) The Stillwater Range Wilderness Study  
18           Area.

19                   (2) The Job Peak Wilderness Study Area.

20                   (3) The Clan Alpine Mountains Wilderness  
21           Study Area.

22                   (4) That portion of the Augusta Mountains  
23           Wilderness Study Area located within the County.

24                   (5) That portion of the Desatoya Mountains  
25           Wilderness Study Area located within the County.

1           (6) Any portion of any other wilderness study  
2           area located in the County that is not designated as  
3           wilderness by section 7403(a) of this title.

4           (b) RELEASE.—The public land described in sub-  
5           section (a)—

6           (1) is no longer subject to section 603(c) of the  
7           Federal Land Policy and Management Act of 1976  
8           (43 U.S.C. 1782(c));

9           (2) shall be managed in accordance with—

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

12           (B) existing cooperative conservation  
13           agreements; and

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

16 **SEC. 7407. NATIVE AMERICAN CULTURAL AND RELIGIOUS**  
17 **USES.**

18           Nothing in this title diminishes the rights of any In-  
19           dian tribe, including the rights of an Indian tribe with re-  
20           spect to access to Federal land for Tribal activities, includ-  
21           ing spiritual, cultural, and traditional food-gathering ac-  
22           tivities of an Indian tribe.



1 **SEC. 7408. SPECIAL MANAGEMENT PROVISIONS FOR FOX**  
2 **PEAK WILDERNESS AREA.**

3 The Secretary of the Interior shall establish an advisory  
4 sory committee under the Federal Advisory Committee  
5 Act (5 U.S.C. App.) to seek information and advice regarding  
6 the development of the management plan for the  
7 Fox Peak Wilderness Area designated by section  
8 7403(a)(4) of this title. This advisory committee shall consist  
9 of a fair and balanced representation of interested persons,  
10 including representatives of the State of Nevada, the  
11 County, and local governments, Indian tribes, recreational  
12 users, local business owners, and private landowners. In  
13 recognition of the importance of tribal participation of the  
14 management and care of the Fox Peak Wilderness Area,  
15 the Secretary of the Interior shall carefully and fully consider  
16 integrating the traditional and historical knowledge  
17 and special expertise of the Fallon Paiute Shoshone Tribe.  
18 The management plan for the Fox Peak Wilderness Area  
19 shall, to the maximum extent possible, seek to ensure protection  
20 of the cultural resources identified by the Fallon  
21 Paiute Shoshone Tribe, such as religious ceremonials,  
22 hunting and fishing, and other natural resources for their  
23 personal use, all subject to such regulations for conservation  
24 purposes as the Secretary of the Interior may prescribe.  
25

1 **TITLE LXXV—CRITICAL TRANS-**  
2 **PORTATION AND UTILITY**  
3 **CORRIDORS IN CHURCHILL**  
4 **COUNTY**

5 **SEC. 7501. PURPOSE.**

6 The purpose of this title is to maintain for future de-  
7 velopment certain corridors for transportation and utility  
8 infrastructure in Churchill County, Nevada.

9 **SEC. 7502. MANAGEMENT OF CRITICAL TRANSPORTATION**  
10 **AND UTILITY CORRIDORS.**

11 (a) IN GENERAL.—The Secretary of the Interior shall  
12 manage the land located within the corridors described in  
13 subsection (b) in accordance with this section.

14 (b) CORRIDORS DESCRIBED.—The corridors covered  
15 by subsection (a) are the following:

16 (1) The corridors depicted as the “County Pre-  
17 ferred I–11 Corridor” and “NDOT I–11 Corridor”  
18 on the map entitled “Churchill County Proposed  
19 Fallon Range Training Complex Modernization and  
20 Lands Bill” and dated February 2, 2021 (referred  
21 to in this section as the “Interstate 11 corridors”).

22 (2) The corridor depicted as “Sand Canyon/Red  
23 Mountain Road Realignment” on such map (referred  
24 to in this section as the “Sand Canyon/Red Moun-  
25 tain Road Realignment corridor”).

1           (c) PUBLIC AVAILABILITY OF MAP.—A copy of the  
2 map referred to in subsection (b)(2) shall be on file and  
3 available for public inspection in the appropriate offices  
4 of the Bureau of Land Management.

5           (d) WITHDRAWAL OF LAND.—

6                 (1) IN GENERAL.—Subject to paragraph (2)  
7 and any valid rights in existence on the date of en-  
8 actment of this Act, the land located within the cor-  
9 ridors described in subsection (b) is withdrawn  
10 from—

11                     (A) location and entry under the mining  
12 laws; and

13                     (B) disposition under all laws pertaining to  
14 mineral and geothermal leasing or mineral ma-  
15 terials.

16                 (2) TERMINATION OF WITHDRAWAL.—A with-  
17 drawal under paragraph (1) shall terminate on the  
18 date on which—

19                     (A) the Secretary, in coordination with  
20 Churchill County, Nevada, terminates the with-  
21 drawal; or

22                     (B) the applicable corridor or land is pat-  
23 ented.

24           (e) TRANSPORTATION AND UTILITY CORRIDORS.—  
25 Notwithstanding sections 202 and 203 of the Federal

1 Land Policy and Management Act of 1976 (43 U.S.C.  
2 1712, 1713), the Secretary of the Interior, in consultation  
3 with the State of Nevada, and Churchill County, Nevada,  
4 shall establish, in accordance with this section and any  
5 other applicable law the following:

6 (1) A 2,640-foot-wide right-of-way within each  
7 of the Interstate 11 corridors for the placement, on  
8 a nonexclusive basis, of—

9 (A) utility infrastructure; and

10 (B) transportation infrastructure for Inter-  
11 state 11.

12 (2) A 1,000-foot-wide right-of-way within the  
13 Sand Canyon/Red Mountain Road Realignment cor-  
14 ridor for the placement, on a nonexclusive basis,  
15 of—

16 (A) utility infrastructure; and

17 (B) transportation infrastructure for the  
18 Sand Canyon/Red Mountain Road Realignment  
19 corridor;

20 (3) A 2,640-foot-wide right-of-way immediately  
21 west of the existing north-south powerline along  
22 State Route 121 to the intersection with U.S. High-  
23 way 50, as depicted on the map referred to in sub-  
24 section (b)(2), for the placement, on a nonexclusive  
25 basis, of utility infrastructure.

1 (4) A 2,640-foot-wide right-of-way immediately  
2 north of U.S. Highway 50, as depicted on the map  
3 referred to in subsection (b)(2), for the placement,  
4 on a nonexclusive basis, of utility infrastructure.

5 (5) A 2,640-foot-wide right-of-way immediately  
6 south of the existing east-west transmission corridor  
7 across the Dixie Valley, as depicted on the map re-  
8 ferred to in subsection (b)(2), for the placement, on  
9 a nonexclusive basis, of utility infrastructure.

10 **TITLE LXXVI—COUNTY AND**  
11 **MUNICIPAL CONVEYANCES**

12 **SEC. 7601. DEFINITIONS.**

13 In this title:

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

16 (2) COUNTY.—The term “County” means  
17 Churchill County, Nevada.

18 (3) MAP.—The term “Map” means the map en-  
19 titled “Churchill County Proposed Fallon Range  
20 Training Complex Modernization and Lands Bill”  
21 and dated February 2, 2021.

22 (4) PUBLIC PURPOSE.—The term “public pur-  
23 pose” includes any of the following:

24 (A) The construction and operation of a  
25 new County fire station.

1 (B) The operation or expansion of an ex-  
2 isting County wastewater treatment facility.

3 (C) The operation or expansion of existing  
4 County gravel pits and rock quarries.

5 (D) The operation or expansion of an ex-  
6 isting City landfill.

7 **SEC. 7602. PURPOSES.**

8 The purposes of this title are—

9 (1) to provide for the conveyance by the Sec-  
10 retary of the Interior to the County of Federal land  
11 that is suitable for economic development to com-  
12 pensate the County for the loss by the County of  
13 taxable land as a result of the military land with-  
14 drawal made by title I of this division; and

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

18 **SEC. 7603. LAND CONVEYANCES TO COUNTY.**

19 (a) PUBLIC PURPOSES CONVEYANCE.—

20 (1) CONVEYANCE REQUIRED.—Notwithstanding  
21 section 202 of the Federal Land Policy and Manage-  
22 ment Act of 1976 (43 U.S.C. 1712), the Secretary  
23 of the Interior shall convey to the County, subject to  
24 valid existing rights and paragraph (2), for no con-  
25 sideration, all right, title, and interest of the United

1 States in and to the approximately 7,045 acres of  
2 Federal land identified as “Public Purpose Convey-  
3 ances to Churchill County” on the Map.

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

12 (b) MITIGATION CONVEYANCE.—Notwithstanding  
13 section 202 of the Federal Land Policy and Management  
14 Act of 1976 (43 U.S.C. 1712), not later than 60 days  
15 after the date of enactment of this Act, the Secretary of  
16 the Interior shall convey to the County, subject to valid  
17 existing rights, for no consideration, all right, title, and  
18 interest of the United States in and to the approximately  
19 13,920 acres of Federal land identified as “FRTC Mod-  
20 ernization Mitigation Conveyances to Churchill County”  
21 on the Map.

22 **SEC. 7604. LAND CONVEYANCE TO CITY.**

23 (a) IN GENERAL.—Notwithstanding section 202 of  
24 the Federal Land Policy and Management Act of 1976  
25 (43 U.S.C. 1712), the Secretary of the Interior shall con-

1 vey to the City, subject to valid existing rights and sub-  
2 section (b), for no consideration, all right, title, and inter-  
3 est of the United States in and to the approximately 212  
4 acres of Federal land identified as “Public Purpose Con-  
5 veyances to City of Fallon” on the Map.

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

13 **TITLE LXXVII—CHECKERBOARD**  
14 **RESOLUTION**

15 **SEC. 7701. CONSOLIDATION OF CHECKERBOARD LAND**  
16 **OWNERSHIP IN CHURCHILL COUNTY, NE-**  
17 **VADA.**

18 (a) IN GENERAL.—The Secretary of the Interior, in  
19 consultation with Churchill County, Nevada (in this title  
20 referred to as the “County”), and landowners in the Coun-  
21 ty, and after providing an opportunity for public comment,  
22 shall seek to consolidate Federal land and non-Federal  
23 land ownership in the County.

24 (b) LAND EXCHANGES.—



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

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

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

15                 (B) any other applicable law.

16          (3) IDENTIFICATION OF FEDERAL LAND FOR  
17          EXCHANGE.—Subject to section 7702 of this title,  
18          the Secretary of the Interior shall identify Federal  
19          land in the County managed by the Commissioner of  
20          the Bureau of Reclamation and Federal land in the  
21          County managed by the Director of the Bureau of  
22          Land Management to offer for exchange from Fed-  
23          eral land identified as potentially suitable for dis-  
24          posal in an applicable resource management plan.

25          (c) EQUAL VALUE LAND EXCHANGES.—

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

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

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

8           (2) USE OF MASS APPRAISALS.—

9           (A) IN GENERAL.—Subject to subpara-  
10 graph (B), the Secretary of the Interior may  
11 use a mass appraisal to determine the value of  
12 land to be exchanged under this section, if the  
13 Secretary determines that the land to be subject  
14 to the mass appraisal is of similar character  
15 and value.

16           (B) EXCLUSION.—The Secretary of the In-  
17 terior shall exclude from a mass appraisal  
18 under subparagraph (A) any land, the value of  
19 which is likely to exceed \$250 per acre, as de-  
20 termined by the Secretary of the Interior.

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

1 **SEC. 7702. LAND IDENTIFIED FOR DISPOSAL.**

2 (a) IDENTIFICATION PROCESS.—

3 (1) IN GENERAL.—Subject to section 7703 of  
4 this title, the Secretary of the Interior, in consulta-  
5 tion with the County and after providing an oppor-  
6 tunity for public comment, shall identify Federal  
7 land in the County managed by the Commissioner of  
8 the Bureau of Reclamation and Federal land in the  
9 County managed by the Director of the Bureau of  
10 Land Management to offer for sale from Federal  
11 land identified as potentially suitable for disposal in  
12 an applicable resource management plan.

13 (2) POSTPONEMENT OR EXCLUSION.—

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

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

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

22 (B) AT DISCRETION OF SECRETARY.—  
23 Nothing in this section prohibits the Secretary  
24 of the Interior from—

25 (i) postponing a sale of Federal land  
26 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 of the In-  
14 terior; and

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

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

19 **SEC. 7703. MANAGEMENT PRIORITY AREAS.**

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

24 (1) include greater sage-grouse habitat;

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

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

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

4 (3) are within the boundary of—

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

7 (B) a National Conservation Area; or

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

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

11 (B) provide public access for recreational hunt-  
12 ing, fishing, or other recreational purposes that can-  
13 not be otherwise mitigated;

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

17 (B) have significant cultural, historic, ecologi-  
18 cal, or scenic value; or

19 (6) would improve Federal land management.

20 (b) IDENTIFICATION OF ADDITIONAL MANAGEMENT

21 PRIORITY AREAS.—As the Secretary of the Interior deter-

22 mines to be appropriate, the Secretary may identify addi-

23 tional management priority areas in the County after the

24 date on which the identification under subsection (a) is

25 completed.

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

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

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

8 (2) shall not be available for disposal or convey-  
9 ance, including by sale or exchange, under this title.

10 **SEC. 7704. WITHDRAWAL.**

11 (a) INTERIM WITHDRAWAL.—Subject to valid exist-  
12 ing rights and mining claims for which the claim mainte-  
13 nance fee has been paid in the applicable assessment year,  
14 effective on the date on which a parcel of Federal land  
15 is identified for exchange under section 7701(b)(3) of this  
16 title or sale under section 7702(a)(1) of this title, the par-  
17 cel of Federal land is withdrawn from—

18 (1) all forms of entry and appropriation under  
19 the public land laws;

20 (2) location, entry, and patent under the mining  
21 laws; and

22 (3) operation of the mineral and mineral mate-  
23 rials leasing laws.

1 (b) TERMINATION OF WITHDRAWAL.—The with-  
2 drawal of a parcel of Federal land under subsection (a)  
3 shall terminate—

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

5 (B) in the case of exchange, the date of the  
6 conveyance of the title to the Federal land covered  
7 by the exchange;

8 (2) with respect to any parcel of Federal land  
9 identified for exchange under section 7701(b)(3) of  
10 this title or sale under section 7702(a)(1) of this  
11 title that is not exchanged or sold, not later than  
12 two years after the date the parcel of Federal land  
13 was offered for exchange or sale under this title; or

14 (3) on a different date mutually agreed to by  
15 the Secretary of the Interior and the County.

16 **SEC. 7705. DISPOSITION OF PROCEEDS.**

17 (a) IN GENERAL.—Of the proceeds from the sale of  
18 Federal land under section 7702 of this title—

19 (1) five percent shall be disbursed to the State  
20 of Nevada for use in the general education program  
21 of the State; and

22 (2) the remainder shall be deposited in a special  
23 account in the Treasury of the United States, to be  
24 known as the “Churchill County Special Account”,

1       which shall be available to the Secretary of the Inte-  
2       rior, without further appropriation, for—

3               (A) the reimbursement of costs incurred by  
4       the Secretary in preparing for a sale or ex-  
5       change of Federal land under this title; and

6               (B) the acquisition of land (including in-  
7       terests in land) in the County—

8                   (i) for inclusion in a component of the  
9       National Wilderness Preservation System  
10      or a national conservation area designated  
11      by this division;

12                  (ii) that protects other environ-  
13      mentally significant land;

14                  (iii) that is identified as a manage-  
15      ment priority area under section 7703 of  
16      this title; or

17                  (iv) that secures public access to Fed-  
18      eral land for hunting, fishing, and other  
19      recreational purposes.

20      (b) LIMITATION.—The proceeds from the sale of Fed-  
21      eral land under section 7702 of this title shall not be used  
22      for the acquisition of any water rights.



1 **TITLE**                   **LXXVIII—TRANSPOR-**  
2           **TATION AND UTILITY COR-**  
3           **RIDORS**

4 **SEC. 7801. RULES OF CONSTRUCTION RELATED TO TRANS-**  
5                           **PORTATION AND UTILITY CORRIDORS.**

6           (a) **RULES OF CONSTRUCTION.**—Nothing in this divi-  
7 sion—

8                   (1) affects the existence, use, operation, mainte-  
9 nance, repair, construction, reconfiguration, expan-  
10 sion, inspection, renewal, reconstruction, alteration,  
11 addition, relocation improvement funding, removal  
12 or replacement of any utility facility or appurtenant  
13 right-of-way within an existing designated transpor-  
14 tation and utility corridor; or

15                   (2) precludes the Secretary of the Interior from  
16 authorizing, subject to such terms and conditions as  
17 the Secretary determines to be appropriate, the es-  
18 tablishment of a new utility facility right-of-way  
19 within an existing designated transportation and  
20 utility corridor in accordance with—

21                           (A) the National Environmental Policy Act  
22 of 1969 (42 U.S.C. 4321 et seq.); and

23                           (B) any other applicable law.

24           (b) **PRESERVING DESIGNATED UTILITY CORRIDORS**  
25 **AND RIGHT-OF-WAYS.**—Notwithstanding any provision of

1 this division, no designation of Federal land under this  
2 division shall include land encompassed within a des-  
3 ignated utility transmission corridor or a transmission line  
4 right of way grant approved by the Bureau of Land Man-  
5 agement in a record of decision issued before the date of  
6 the enactment of this Act. Nothing in this division pro-  
7 hibits access to, repair or replacement of a transmission  
8 line within a right of way grant issued before such date.

9 **DIVISION G—NORTHERN NE-**  
10 **VADA ECONOMIC DEVELOP-**  
11 **MENT AND CONSERVATION**  
12 **TITLE LXXIX—DOUGLAS COUNTY**

13 **SEC. 7901. PURPOSE.**

14 The purpose of this title is to promote conservation,  
15 improve public land, and provide for sensible development  
16 in Douglas County, Nevada, and for other purposes.

17 **SEC. 7902. DEFINITIONS.**

18 In this title:

19 (1) COUNTY.—The term “County” means  
20 Douglas County, Nevada.

21 (2) MAP.—The term “Map” means the map en-  
22 titled “Douglas County Economic Development and  
23 Conservation Act” and dated October 14, 2019.

24 (3) PUBLIC LAND.—The term “public land”  
25 has the meaning given the term “public lands” in

1 section 103 of the Federal Land Policy and Manage-  
2 ment Act of 1976 (43 U.S.C. 1702).

3 (4) SECRETARY CONCERNED.—The term “Sec-  
4 retary concerned” means—

5 (A) with respect to National Forest Sys-  
6 tem land, the Secretary of Agriculture (acting  
7 through the Chief of the Forest Service); and

8 (B) with respect to land managed by the  
9 Bureau of Land Management, including land  
10 held for the benefit of the Tribe, the Secretary  
11 of the Interior.

12 (5) STATE.—The term “State” means the State  
13 of Nevada.

14 (6) TRIBE.—The term “Tribe” means the  
15 Washoe Tribe of Nevada and California.

16 (7) WILDERNESS.—The term “Wilderness”  
17 means the Burbank Canyons Wilderness designated  
18 by this title.

## 19 **Subtitle A—Land Conveyances and** 20 **Sales**

### 21 **SEC. 7911. CONVEYANCE TO STATE OF NEVADA.**

22 (a) CONVEYANCE.—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 for the conveyance under  
6 subsection (a), all costs associated with such conveyances  
7 shall be paid by the State.

8 (d) USE OF LAND.—

9 (1) IN GENERAL.—Any land conveyed to the  
10 State under subsection (a) shall be used only for—

11 (A) the conservation of wildlife or natural  
12 resources; or

13 (B) a public park.

14 (2) FACILITIES.—Any facility on the land con-  
15 veyed under subsection (a) shall be constructed and  
16 managed in a manner consistent with the uses de-  
17 scribed in paragraph (1).

18 (e) REVERSION.—If any portion of the land conveyed  
19 under subsection (a) is used in a manner that is incon-  
20 sistent with the uses described in subsection (d), the land  
21 shall, at the discretion of the Secretary concerned, revert  
22 to the United States.

23 **SEC. 7912. TAHOE RIM TRAIL.**

24 (a) IN GENERAL.—The Secretary of Agriculture, in  
25 consultation with the County and other stakeholders, shall

1 develop and implement a cooperative management agree-  
2 ment for the land described in subsection (b)—

3 (1) to improve the quality of recreation access  
4 by providing additional amenities as agreed on by  
5 the Secretary and the County; and

6 (2) to conserve the natural resources values.

7 (b) DESCRIPTION OF LAND.—The land referred to in  
8 subsection (a) consists of the approximately 13 acres of  
9 land generally depicted as “Tahoe Rim Trail North Par-  
10 cel” on the Map.

11 **SEC. 7913. CONVEYANCE TO DOUGLAS COUNTY, NEVADA.**

12 (a) DEFINITION OF FEDERAL LAND.—In this sec-  
13 tion, the term “Federal land” means the approximately  
14 7,777 acres of Federal land located in the County that  
15 is identified as “Douglas County Land Conveyances” on  
16 the Map.

17 (b) AUTHORIZATION OF CONVEYANCE.—Subject to  
18 valid existing rights and notwithstanding the land use  
19 planning requirements of section 202 of the Federal Land  
20 Policy and Management Act of 1976 (43 U.S.C. 1712),  
21 not later than 180 days after the date on which the Sec-  
22 retary concerned receives a request from the County for  
23 the conveyance of the Federal land, the Secretary con-  
24 cerned shall convey to the County, without consideration,

1 all right, title, and interest of the United States in and  
2 to the Federal land.

3 (c) COSTS.—Any costs relating to the conveyance au-  
4 thorized under subsection (b), including any costs for sur-  
5 veys and other administrative costs, shall be paid by the  
6 County.

7 (d) USE OF FEDERAL LAND.—

8 (1) IN GENERAL.—The Federal land conveyed  
9 under subsection (b)—

10 (A) may be used by the County for flood  
11 control or any other public purpose consistent  
12 with the Act of June 14, 1926 (commonly  
13 known as the “Recreation and Public Purposes  
14 Act”) (43 U.S.C. 869 et seq.); and

15 (B) shall not be disposed of by the County.

16 (2) REVERSION.—If the Federal land conveyed  
17 under subsection (b) is used in a manner incon-  
18 sistent with paragraph (1), the Federal land shall, at  
19 the discretion of the Secretary concerned, revert to  
20 the United States.

21 (e) 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 this section.

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 OF CONVEYANCE.—Any costs  
11           relating to the conveyance under subparagraph  
12           (A), including any costs for surveys and other  
13           administrative costs, shall be paid by the Sec-  
14           retary concerned.

15                   (4) DISPOSITION OF PROCEEDS.—Any amounts  
16           collected under this subsection shall be disposed of  
17           in accordance with section 7914(i) of this title.

18                   (f) REVOCATION OF ORDERS.—Any public land order  
19           that withdraws any of the land described in subsection (a)  
20           from appropriation or disposal under a public land law  
21           shall be revoked to the extent necessary to permit disposal  
22           of that land.

23   **SEC. 7914. SALE OF CERTAIN FEDERAL LAND.**

24                   (a) IN GENERAL.—Notwithstanding sections 202 and  
25           203 of the Federal Land Policy and Management Act of



1 1976 (43 U.S.C. 1712, 1713), the Secretary concerned  
2 shall, in accordance with the other provisions of that Act  
3 and any other applicable law, and subject to valid existing  
4 rights, conduct one or more sales of the Federal land in-  
5 cluding mineral rights described in subsection (b) to quali-  
6 fied bidders.

7 (b) DESCRIPTION OF LAND.—The Federal land re-  
8 ferred to in subsection (a) consists of—

9 (1) the approximately 59.5 acres of public land  
10 generally depicted as “Lands for Disposal” on the  
11 Map; and

12 (2) not more than 10,000 acres of land in the  
13 County that—

14 (A) is not segregated or withdrawn on or  
15 after the date of the enactment of this Act, un-  
16 less the land is withdrawn in accordance with  
17 subsection (g); and

18 (B) is identified for disposal by the Sec-  
19 retary concerned through—

20 (i) the Carson City Consolidated Re-  
21 source Management Plan; or

22 (ii) any subsequent amendment to the  
23 management plan that is undertaken with  
24 full public involvement.

1 (c) JOINT SELECTION REQUIRED.—The Secretary  
2 concerned and the County shall jointly select which parcels  
3 of the Federal land described in subsection (b)(2) to offer  
4 for sale under subsection (a).

5 (d) COMPLIANCE WITH LOCAL PLANNING AND ZON-  
6 ING LAWS.—Before carrying out a sale of Federal land  
7 under subsection (a), the County shall submit to the Sec-  
8 retary concerned a certification that qualified bidders have  
9 agreed to comply with—

10 (1) County zoning ordinances; and

11 (2) any master plan for the area approved by  
12 the County.

13 (e) METHOD OF SALE.—The sale of Federal land  
14 under subsection (a) shall be—

15 (1) sold through a competitive bidding process,  
16 unless otherwise determined by the Secretary con-  
17 cerned; and

18 (2) for not less than fair market value.

19 (f) RECREATION AND PUBLIC PURPOSES ACT CON-  
20 VEYANCES.—

21 (1) IN GENERAL.—Not later than 30 days be-  
22 fore any land described in subsection (b) is offered  
23 for sale under subsection (a), the State or County  
24 may elect to obtain the land for public purposes in  
25 accordance with the Act of June 14, 1926 (com-

1 monly known as the “Recreation and Public Pur-  
2 poses Act”) (43 U.S.C. 869 et seq.).

3 (2) RETENTION.—Pursuant to an election made  
4 under paragraph (1), the Secretary concerned shall  
5 retain the elected land for conveyance to the State  
6 or County in accordance with the Act of June 14,  
7 1926 (commonly known as the “Recreation and  
8 Public Purposes Act”) (43 U.S.C. 869 et seq.).

9 (g) WITHDRAWAL.—

10 (1) IN GENERAL.—Subject to valid existing  
11 rights and except as provided in paragraph (2), the  
12 Federal land described in subsection (b) is with-  
13 drawn from—

14 (A) all forms of entry, appropriation, or  
15 disposal under the public land laws;

16 (B) location, entry, and patent under the  
17 mining laws; and

18 (C) disposition under all laws relating to  
19 mineral and geothermal leasing or mineral ma-  
20 terials.

21 (2) TERMINATION.—The withdrawal under  
22 paragraph (1) shall be terminated—

23 (A) on the date of sale or conveyance of  
24 title to the land including mineral rights de-

1           scribed in subsection (b) pursuant to this title;  
2           or

3                   (B) with respect to any land described in  
4           subsection (b) that is not sold or exchanged,  
5           not later than 1 year after the date on which  
6           the land was offered for sale under this title.

7           (3) EXCEPTION.—Paragraph (1)(A) shall not  
8           apply to a sale made consistent with this section or  
9           an election by the County or the State to obtain the  
10          land described in subsection (b) for public purposes  
11          under the Act of June 14, 1926 (commonly known  
12          as the “Recreation and Public Purposes Act”) (43  
13          U.S.C. 869 et seq.).

14          (h) DEADLINE FOR SALE.—

15                  (1) IN GENERAL.—Except as provided in para-  
16          graph (2), not later than 1 year after the date of the  
17          enactment of this Act, if there is a qualified bidder  
18          for the land described in subsection (b), the Sec-  
19          retary concerned shall offer the land for sale to the  
20          qualified bidder.

21                  (2) POSTPONEMENT; EXCLUSION FROM SALE.—

22          At the request of the County, the Secretary con-  
23          cerned may temporarily postpone or exclude from  
24          the sale under paragraph (1) all or a portion of the  
25          land described in subsection (b).

1 (i) DISPOSITION OF PROCEEDS.—Of the proceeds  
2 from the sale under this section—

3 (1) 5 percent shall be disbursed to the State for  
4 use by the State for general education programs of  
5 the State;

6 (2) 10 percent shall be disbursed to the County  
7 for use by the County for general budgeting pur-  
8 poses;

9 (3) 85 percent shall be deposited in a special  
10 account in the Treasury of the United States, to be  
11 known as the “Douglas County Special Account”,  
12 which shall be available to the Secretary concerned  
13 until expended, without further appropriation—

14 (A) to reimburse costs incurred by the Sec-  
15 retary concerned in preparing for the sale of  
16 the land described in subsection (b), includ-  
17 ing—

18 (i) the costs of surveys and appraisals;

19 and

20 (ii) the costs of compliance with the  
21 National Environmental Policy Act of  
22 1969 (42 U.S.C. 4321 et seq.) and sec-  
23 tions 202 and 203 of the Federal Land  
24 Policy and Management Act of 1976 (43  
25 U.S.C. 1712, 1713);

1 (B) to reimburse costs incurred by the Bu-  
2 reau of Land Management and the Forest Serv-  
3 ice in preparing for and carrying out the trans-  
4 fers of land to be held in trust by the United  
5 States under title II; and

6 (C) to acquire environmentally sensitive  
7 land or an interest in environmentally sensitive  
8 land in the County—

9 (i) pursuant to the Douglas County  
10 Open Space and Agricultural Lands Pres-  
11 ervation Implementation Plan, or any sub-  
12 sequent amendment to the plan that is un-  
13 dertaken with full public involvement; and

14 (ii) for flood control purposes.

15 (j) REVOCATION OF ORDERS.—Any public land order  
16 that withdraws any of the land described in subsection (b)  
17 from appropriation or disposal under a public land law  
18 shall be revoked to the extent necessary to permit disposal  
19 of that land.

20 **SEC. 7915. OPEN SPACE RECREATION AREA.**

21 (a) AUTHORIZATION OF CONVEYANCE.—Not later  
22 than 180 days after the date on which the Secretary of  
23 Agriculture receives a request from the County, the Sec-  
24 retary shall convey to the County, without consideration,  
25 all right, title, and interest of the United States in and

1 to the Federal land to be used for recreation and any other  
2 public purpose consistent with the Act of June 14, 1926  
3 (commonly known as the “Recreation and Public Purposes  
4 Act”) (43 U.S.C. 869 et seq.).

5 (b) DESCRIPTION OF LAND.—The land referred to in  
6 subsection (a) consists of approximately 1,084 acres of  
7 land as depicted as “Open Space Recreation Area” on the  
8 Map.

9 (c) COSTS.—Any costs relating to the conveyance au-  
10 thorized under subsection (b), including any costs for sur-  
11 veys and other administrative costs, shall be paid by the  
12 County.

13 (d) USE OF FEDERAL LAND.—The Federal land con-  
14 veyed under subsection (a) shall not be disposed of by the  
15 County.

## 16 **Subtitle B—Tribal Cultural** 17 **Resources**

### 18 **SEC. 7921. TRANSFER OF LAND TO BE HELD IN TRUST FOR** 19 **TRIBE.**

20 (a) IN GENERAL.—Subject to valid existing rights,  
21 all right, title, and interest of the United States in and  
22 to the land described in subsection (b)—

23 (1) shall be held in trust by the United States  
24 for the benefit of the Tribe; and

25 (2) shall be part of the reservation of the Tribe.

1 (b) DESCRIPTION OF LAND.—The land referred to in  
2 subsection (a) consists of—

3 (1) approximately 2,669 acres of Federal land  
4 generally depicted as “Washoe Tribe Conveyances”  
5 on the Map; and

6 (2) any land administered on the date of the  
7 enactment of this Act by the Bureau of Land Man-  
8 agement or the Forest Service and generally de-  
9 picted as “Section 5 lands”.

10 (c) SURVEY.—Not later than 180 days after the date  
11 of the enactment of this Act, the Secretary concerned shall  
12 complete a survey of the boundary lines to establish the  
13 boundaries of the land taken into trust under subsection  
14 (a).

15 (d) USE OF TRUST LAND.—

16 (1) GAMING.—Land taken into trust under this  
17 section shall not be eligible, or considered to have  
18 been taken into trust, for class II gaming or class  
19 III gaming (as defined in section 4 of the Indian  
20 Gaming Regulatory Act (25 U.S.C. 2703)).

21 (2) THINNING; LANDSCAPE RESTORATION.—

22 (A) IN GENERAL.—The Secretary con-  
23 cerned, in consultation and coordination with  
24 the Tribe, may carry out any fuel reduction and  
25 other landscape restoration activities on the



1 land taken into trust under subsection (a) (in-  
2 cluding land that includes threatened and en-  
3 dangered species habitat), that are beneficial  
4 to—

5 (i) the Tribe; and

6 (ii)(I) the Bureau of Land Manage-  
7 ment; or

8 (II) the Forest Service.

9 (B) CONSERVATION BENEFITS.—Activities  
10 carried out under subparagraph (A) include ac-  
11 tivities that provide conservation benefits to a  
12 species—

13 (i) that is not listed as endangered or  
14 threatened under section 4(c) of the En-  
15 dangered Species Act of 1973 (16 U.S.C.  
16 1533(c)); but

17 (ii) is—

18 (I) listed by a State as a threat-  
19 ened or endangered species;

20 (II) a species of concern; or

21 (III) a candidate for a listing as  
22 an endangered or threatened species  
23 under the Endangered Species Act of  
24 1973 (16 U.S.C. 1531 et seq.).

1 (e) WATER RIGHTS.—Nothing in this section affects  
2 the allocation, ownership, interest, or control, as in exist-  
3 ence on the date of the enactment of this Act, of any  
4 water, water right, or any other valid existing right held  
5 by the United States, an Indian tribe, a State, or a person.

6 **Subtitle C—Resolution of Burbank**  
7 **Canyons Wilderness Study Area**

8 **SEC. 7931. ADDITION TO NATIONAL WILDERNESS PRESER-**  
9 **VATION SYSTEM.**

10 (a) DESIGNATION.—In furtherance of the purposes of  
11 the Wilderness Act (16 U.S.C. 1131 et seq.), the approxi-  
12 mately 12,392 acres of Federal land managed by the Bu-  
13 reau of Land Management, as generally depicted on the  
14 Map as “Burbank Canyons Wilderness” is designated as  
15 wilderness and as a component of the National Wilderness  
16 Preservation System, to be known as the “Burbank Can-  
17 yons Wilderness”.

18 (b) BOUNDARY.—The boundary of any portion of the  
19 Wilderness that is bordered by a road shall be at least  
20 100 feet from the centerline of the road to allow public  
21 access.

22 (c) MAP AND LEGAL DESCRIPTION.—

23 (1) IN GENERAL.—As soon as practicable after  
24 the date of the enactment of this Act, the Secretary

1 concerned shall prepare a map and legal description  
2 of 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. 7932. 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 the 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 of the Interior.

7           (b) LIVESTOCK.—The grazing of livestock in the Wil-  
8           derness, if established before the date of the enactment  
9           of this Act, shall be allowed to continue, subject to such  
10          reasonable regulations, policies, and practices as the Sec-  
11          retary concerned considers to be necessary in accordance  
12          with—

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

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

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

25          (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 the enactment  
21          of 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 for 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 the enact-  
25 ment of 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) NEVADA 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 the enactment of this Act with respect to the Wil-  
14 derness.

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-  
21ervoirs, water conservation works, aque-  
22ducts, canals, ditches, pipelines, wells, hy-  
23dropower 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 wildlife guzzlers.

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 the  
7 enactment of this Act, neither the President nor  
8 any other officer, employee, or agent of the  
9 United States shall fund, assist, authorize, or  
10 issue a license or permit for the development of  
11 any new water resource facility within any wil-  
12 derness area, including a portion of a wilder-  
13 ness area, that is located in the County.

14 **SEC. 7933. 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 fish and wildlife popu-

1 lations and the habitats to support the populations, 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 of the Interior and the  
24 State entitled “Memorandum of Understanding  
25 between the Bureau of Land Management and

1 the Nevada Department of Wildlife Supplement  
2 No. 9” and signed November and December  
3 2003, including any amendments to the cooper-  
4 ative agreement agreed to by the Secretary of  
5 the Interior and the State; 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 to Clark  
10 County in the cooperative agreement described in  
11 paragraph (1)(A) shall be considered to be a ref-  
12 erence to the Wilderness.

13 **SEC. 7934. RELEASE OF WILDERNESS STUDY AREA.**

14 (a) FINDING.—Congress finds that, for the purposes  
15 of 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 not designated as wilderness by this  
19 title has been adequately studied for wilderness designa-  
20 tion.

21 (b) RELEASE.—Any public land described in sub-  
22 section (a) that is not designated as wilderness by this  
23 title—

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)); or

4 (2) shall be managed in accordance with—

5 (A) land management plans adopted under  
6 section 202 of the Federal Land Policy and  
7 Management Act of 1976 (43 U.S.C. 1712);  
8 and

9 (B) cooperative conservation agreements in  
10 existence on the date of the enactment of this  
11 Act.

12 **SEC. 7935. NATIVE AMERICAN CULTURAL AND RELIGIOUS**  
13 **USES.**

14 Nothing in this title alters or diminishes the treaty  
15 rights of any Indian tribe (as defined in section 4 of the  
16 Indian Self-Determination and Education Assistance Act  
17 (25 U.S.C. 450b)).

18 **Subtitle D—Transfer of Adminis-**  
19 **trative Jurisdiction Over Forest**  
20 **Service Land**

21 **SEC. 7941. AUTHORITY OF FOREST SERVICE TO TRANSFER**  
22 **ADMINISTRATIVE JURISDICTION TO STATE**  
23 **OR COUNTY FOR PUBLIC PURPOSES.**

24 (a) IN GENERAL.—Consistent with section 3(b) of  
25 Public Law 96–586 (commonly known as the “Santini-

1 Burton Act”); 94 Stat. 3384), and subject to valid existing  
2 rights, on receipt of a request by the State or County and  
3 subject to such terms and conditions as are satisfactory  
4 to the Secretary of Agriculture, the Secretary may trans-  
5 fer the Forest Service land or interests in Forest Service  
6 land described in subsection (b) to the State or County,  
7 without consideration, to protect the environmental quality  
8 and public recreational use of the transferred Forest Serv-  
9 ice land.

10 (b) DESCRIPTION OF LAND.—The land referred to in  
11 subsection (a) is any Forest Service land that is located  
12 within the boundaries of the area acquired under Public  
13 Law 96–586 (commonly known as the “Santini-Burton  
14 Act”); 94 Stat. 3381) that is—

15 (1) unsuitable for Forest Service Administra-  
16 tion; or

17 (2) necessary for a public purpose.

18 (c) USE OF LAND.—A parcel of land conveyed pursu-  
19 ant to subsection (a) shall—

20 (1) be managed by the State or County, as ap-  
21 plicable—

22 (A) to maintain undeveloped open space  
23 and to preserve the natural characteristics of  
24 the transferred land in perpetuity; and

1 (B) to protect and enhance water quality,  
2 stream environment zones, and important wild-  
3 life habitat; and

4 (2) be used by the State or County, as applica-  
5 ble, for recreation or other public purposes including  
6 trails, trailheads, fuel reduction, flood control and  
7 other infrastructure consistent with the Act of June  
8 14, 1926 (43 U.S.C. 869 et seq.).

9 (d) REVERSION.—If a parcel of land transferred  
10 under subsection (a) is used in a manner that is incon-  
11 sistent with subsection (c), the parcel of land shall, at the  
12 discretion of the Secretary of Agriculture, revert to the  
13 United States.

14 **SEC. 7942. SPECIAL USE PERMITS FOR RECREATION AND**  
15 **PUBLIC PURPOSES.**

16 (a) ISSUANCE OF SPECIAL USE PERMITS.—Not later  
17 than one year after the date on which the Secretary of  
18 Agriculture receives an application from the County or  
19 unit of local government for the use of the Federal land  
20 outlined in subsection (b), the Secretary, in accordance  
21 with all applicable laws shall—

22 (1) issue to the County a special use permit for  
23 recreation and public purposes; and

24 (2) authorize a permit length up to 30 years or  
25 longer for the use of those lands.

1 (b) DESCRIPTION OF LAND.—The land referenced in  
2 subsection (a) applies to approximately 188 acres of Fed-  
3 eral land located in the County that is identified as “Di-  
4 rected Special Use Permit” on the Map.

5 **TITLE LXXX—INCLINE VILLAGE**  
6 **FIRE PROTECTION**

7 **SEC. 8001. PURPOSE.**

8 The purpose of this title is to improve hazardous fuels  
9 management and enhance public recreation through the  
10 conveyance of Federal land to Incline Village General Im-  
11 provement District in Nevada for public purposes.

12 **SEC. 8002. DEFINITIONS.**

13 In this title:

14 (1) SECRETARY.—The term “Secretary” means  
15 the Secretary of Agriculture.

16 (2) DISTRICT.—The term “District” means the  
17 Incline Village General Improvement District in the  
18 State of Nevada.

19 **SEC. 8003. LAND CONVEYANCES FOR PUBLIC PURPOSES.**

20 (a) AUTHORIZATION OF CONVEYANCE.—In consider-  
21 ation of the District assuming from the United States all  
22 liability for administration, care and maintenance, within  
23 180 days after the effective date of this title, the Secretary  
24 shall convey to the District without consideration all right,  
25 title, and interest of the United States in and to the par-



1 cels of Federal land described in subsection (b) for public  
2 uses including fire risk reduction activities, public recre-  
3 ation and any other public purpose.

4 (b) DESCRIPTION OF FEDERAL LAND.—The Federal  
5 land referred to in subsection (a) is depicted on the map  
6 entitled “Incline Village Fire Protection Act Map” and  
7 dated May 2019.

8 (c) COSTS.—Any costs relating to the conveyance au-  
9 thorized under subsection (c), including any costs for sur-  
10 veys and other administrative costs, shall be paid by the  
11 District.

12 (d) REVERSION.—If the land conveyed under sub-  
13 section (a) is used in a manner inconsistent with sub-  
14 section (a), the Federal land shall, at the discretion of the  
15 Secretary, revert to the United States.

16 **TITLE LXXXI—NORTHERN NE-**  
17 **VADA FLOOD PROTECTION**  
18 **AND MANAGEMENT**

19 **SEC. 8101. PURPOSE.**

20 This purpose of this title is to convey certain Federal  
21 land along the Truckee River in Nevada to the Truckee  
22 River Flood Management Authority for the purpose of en-  
23 vironmental restoration and flood control management.

24 **SEC. 8102. DEFINITIONS.**

25 In this title:

1           (1) SECRETARY.—The term “Secretary” means  
2           the Secretary of the Interior, including the Bureau  
3           of Land Management and the Bureau of Reclama-  
4           tion.

5           (2) TRFMA.—The term “TRFMA” means the  
6           Truckee River Flood Management Authority in the  
7           State of Nevada.

8   **SEC. 8103. LAND CONVEYANCES FOR FLOOD PROTECTION.**

9           (a) AUTHORIZATION OF CONVEYANCE.—The Sec-  
10          retary shall convey to the Truckee River Flood Manage-  
11          ment Authority without consideration all right, title, and  
12          interest of the United States in and to the parcels of Fed-  
13          eral land described in subsection (b) for the purposes of  
14          flood attenuation, riparian restoration, and protection  
15          along the Truckee River in Nevada. Upon conveyance,  
16          TRFMA will coordinate with Storey County, as needed,  
17          in order to provide easements for access and use to nec-  
18          essary infrastructure located immediately south of the  
19          Truckee River and Interstate 80.

20          (b) DESCRIPTION OF FEDERAL LAND.—The Federal  
21          land referred to in subsection (a) is depicted as “flood con-  
22          trol conveyances” on the map entitled “Northern Nevada  
23          Flood Protection Management Land Conveyance Map”  
24          and dated May 2019.

1 (c) COSTS.—Any costs relating to the conveyance au-  
2 thorized under subsection (c), including any costs for sur-  
3 veys and other administrative costs, shall be paid by the  
4 TRFMA.

5 (d) REVERSION.—If the land conveyed under sub-  
6 section (a) is used in a manner inconsistent with sub-  
7 section (a), the Federal land shall, at the discretion of the  
8 Secretary, revert to the United States.

9 **TITLE LXXXII—LANDER COUNTY**  
10 **LAND MANAGEMENT AND**  
11 **CONSERVATION**

12 **SEC. 8201. DEFINITIONS.**

13 In this title:

14 (1) COUNTY.—The term “County” means  
15 Lander County, Nevada.

16 (2) MAP.—The term “map” means the map en-  
17 titled “Lander County Land Management and Con-  
18 servation Act” and dated February, 2020.

19 (3) SECRETARY.—The term “Secretary” means  
20 the Secretary of the Interior.

21 (4) SECRETARY OF AGRICULTURE.—The term  
22 “Secretary of Agriculture” means the Secretary of  
23 Agriculture, acting through the Chief of the Forest  
24 Service.

1 **SEC. 8202. FINDINGS.**

2 Congress finds the following:

3 (1) Wildland fires pose threats to public and  
4 private natural resources in Lander County and ex-  
5 panding and improving the airports in Lander Coun-  
6 ty to include available adjacent lands would support  
7 fire-fighting capabilities.

8 (2) The protection, development and use of  
9 water resources in Lander County play a key role in  
10 the major economic activity for the County including  
11 developments, mining, agriculture, tourism, rec-  
12 reational activity, and conservation.

13 (3) Recreational and public park opportunities  
14 in Lander County could be substantially enhanced  
15 through expansion of the County park system.

16 **SEC. 8203. CONVEYANCE TO LANDER COUNTY, NEVADA.**

17 (a) WATERSHED PROTECTION, RECREATION, AND  
18 PARKS.—Notwithstanding sections 202 and 203 of the  
19 Federal Land Policy and Management Act of 1976 (43  
20 U.S.C. 1712, 1713), no later than 60 days after lands are  
21 identified by the County, the Secretary and Secretary of  
22 Agriculture shall convey to the County, subject to valid  
23 existing rights, for no consideration, all right, title, and  
24 interest, including mineral rights, of the United States in  
25 and to the parcels of Federal land described on the map

1 identified as lands for watershed protection, recreation,  
2 and parks.

3 (b) AIRPORT FACILITY.—Notwithstanding the land  
4 use planning requirements contained in sections 202 and  
5 203 of the Federal Land Policy and Management Act of  
6 1976 (43 U.S.C. 1712 and 1713), the Secretary shall con-  
7 vey to the County, subject to valid existing rights, for no  
8 consideration, all right, title, and interest, including min-  
9 eral rights, of the United States in and to the parcels of  
10 Federal land on the map entitled “Lander County, Ne-  
11 vada-Airport Selections” for the purpose of improving air-  
12 port facility and related infrastructure.

13 (c) COSTS.—Only survey costs relating to any convey-  
14 ance under subsection (b) shall be paid by the County.

15 **SEC. 8204. SURVEY.**

16 The exact acreage and legal description of the Fed-  
17 eral land to be conveyed under this title shall be deter-  
18 mined by a survey satisfactory to the Secretary and the  
19 County.

20 **SEC. 8205. MAPS, ESTIMATES, DESCRIPTIONS.**

21 (a) MINOR ERRORS.—The Secretary, the Secretary  
22 of Agriculture, and the County may, by mutual agree-  
23 ment—

24 (1) make minor boundary adjustments to the  
25 Federal lands involved in the conveyance; and

1           (2) correct any minor errors in any map, acre-  
2           age estimate, or description of any land to be con-  
3           veyed.

4           (b) CONFLICT.—If there is a conflict between a map,  
5           an acreage estimate, or a description of land under this  
6           title, the map shall control unless the Secretary, the Sec-  
7           retary of Agriculture, and the County mutually agree oth-  
8           erwise.

9           (c) AVAILABILITY.—The Secretary shall file and  
10          make available for public inspection in the Nevada head-  
11          quarters of the Bureau of Land Management and Battle  
12          Mountain Field Office copies of all maps referred to in  
13          this title.

14       **SEC. 8206. REVERSION.**

15          A conveyance under this title shall include a rever-  
16          sionary clause to ensure that management of the land de-  
17          scribed in that subsection shall revert to the Secretary if  
18          the land is no longer being managed in accordance with  
19          the purposes identified in section 8203 of this title.

20                       **TITLE LXXXIII—RUBY**  
21       **MOUNTAINS PROTECTION ACT**

22       **SEC. 8301. SHORT TITLE.**

23          This title may be cited as the “Ruby Mountains Pro-  
24          tection Act”.

1 **SEC. 8302. WITHDRAWAL OF CERTAIN NATIONAL FOREST**  
2 **SYSTEM LAND.**

3 (a) WITHDRAWAL.—Subject to valid existing rights,  
4 the approximately 309,272 acres of Federal land and in-  
5 terests in the land located in the Ruby Mountains subdis-  
6 trict of the Humboldt-Toiyabe National Forest within the  
7 area depicted on the Forest Service map entitled “S. 258  
8 Ruby Mountains Protective Act” and dated December 5,  
9 2019, as “National Forest System Lands” are withdrawn  
10 from all forms of operation under the mineral leasing laws.

11 (b) APPLICATION.—Any land or interest in land with-  
12 in the boundary of the Ruby Mountains subdistrict of the  
13 Humboldt-Toiyabe National Forest that is acquired by the  
14 United States after the date of the enactment of this Act  
15 shall be withdrawn in accordance with subsection (a).

16 (c) AVAILABILITY OF MAP.—The map described in  
17 subsection (a) shall be on file and available for public in-  
18 spection in the appropriate offices of the Forest Service.

19 **SEC. 8303. WITHDRAWAL OF CERTAIN NATIONAL WILDLIFE**  
20 **REFUGE SYSTEM LAND.**

21 (a) WITHDRAWAL.—

22 (1) IN GENERAL.—Subject to valid existing  
23 rights, the approximately 39,926.10 acres of Federal  
24 land and interests in the land located in the Ruby  
25 Lake National Wildlife Refuge and depicted on the  
26 United States Fish and Wildlife Service map entitled

1 “S. XXX Ruby Mountains Protection Act” and  
2 dated February 23, 2021, as “Ruby Lake National  
3 Wildlife Refuge” are withdrawn from all forms of  
4 operation under the mineral leasing laws, subject to  
5 paragraph (2).

6 (2) EXCEPTION.—The withdrawal under para-  
7 graph (1) shall not apply to noncommercial refuge  
8 management activities by the United States Fish  
9 and Wildlife Service.

10 (b) APPLICATION.—Any land or interest in land with-  
11 in the boundary of the Ruby Lake National Wildlife Ref-  
12 uge that is acquired by the United States after the date  
13 of the enactment of this Act shall be withdrawn in accord-  
14 ance with subsection (a).

15 (c) AVAILABILITY OF MAP.—The map described in  
16 subsection (a)(1) shall be on file and available for public  
17 inspection in the appropriate offices of the United States  
18 Fish and Wildlife Service.

19 **TITLE LXXXIV—CARSON CITY**  
20 **PUBLIC LANDS CORRECTION**

21 **SEC. 8401. DEFINITIONS.**

22 (a) SECRETARY.—The term “Secretary” means—

23 (1) the Secretary of Agriculture with respect to  
24 land in the National Forest System; and



1           (2) the Secretary of the Interior with respect to  
2           other Federal land.

3           (b) CITY.—The term “City” means Carson City, Ne-  
4           vada.

5           (c) CARSON CITY FEDERAL LAND COLLABORATION  
6           COMMITTEE.—The term “Carson City Federal Land Col-  
7           laboration Committee” means a committee comprised of—

8                   (1) the City Manager;

9                   (2) a designee of the City Manager; and

10                   (3) not more than 3 members appointed by the  
11           Carson City Board of Supervisors to represent areas  
12           of Carson City’s government, including the Parks,  
13           Recreation, and Open Space Department, the Com-  
14           munity Development Department, Property Manage-  
15           ment.

16   **SEC. 8402. LAND CONVEYANCES.**

17           (a) CONVEYANCE.—Subject to valid existing rights  
18           and notwithstanding the land use planning requirements  
19           of section 202 of the Federal Land Policy and Manage-  
20           ment Act of 1976 (43 U.S.C. 1712), the Secretary shall  
21           convey to the City, without consideration, all right, title,  
22           and interest of the United States in and to the land de-  
23           scribed in subsection (b).

24           (b) DESCRIPTION OF LAND.—The land referred to in  
25           subsection (a) is the approximately 258 acres depicted as

1 “Lands to Acquire” on the map entitled “Carson City  
2 OPLMA Lands” and dated 2018.

3 (c) COSTS.—Any costs relating to the conveyance  
4 under subsection (a), including costs of surveys and ad-  
5 ministrative costs, shall be paid by the City and are eligi-  
6 ble for reimbursement under the account as described in  
7 section 8406(a) of this title.

8 (d) SALE OR LEASE OF LAND TO THIRD PARTIES.—  
9 The City may enter into an agreement to sell, lease, or  
10 otherwise convey all or part of the land described in sub-  
11 section (b).

12 (e) CONDITIONS.—The City shall sell the land at fair  
13 market value, and proceeds will be deposited in the ac-  
14 count as described in section 8406(a) of this title.

15 **SEC. 8403. CARSON CITY STREET CONNECTOR CONVEY-**  
16 **ANCE.**

17 (a) AUTHORIZATION OF CONVEYANCE.—The Sec-  
18 retary concerned shall convey to Carson City without con-  
19 sideration all right, title, and interest of the United States  
20 in and to the parcels of Federal land described in sub-  
21 section (b) for expansion of roadway.

22 (b) DESCRIPTION OF FEDERAL LAND.—The Federal  
23 land referred to in subsection (a) is depicted as “Proposed  
24 Land Transfer” on the map entitled “Carson City  
25 OPLMA Lands” and dated February 28, 2019.

1 (c) COSTS.—Any costs relating to the conveyance au-  
2 thorized under subsection (a), including any costs for sur-  
3 veys and other administrative costs, shall be paid by the  
4 city.

5 (d) REVERSION.—If the land conveyed under sub-  
6 section (a) is used in a manner inconsistent with sub-  
7 section (a), the Federal land shall, at the discretion of the  
8 Secretary, revert to the United States.

9 **SEC. 8404. AMENDMENT TO REVERSIONARY INTERESTS.**

10 (a) SALE OR LEASE OF LAND TO THIRD PARTIES.—  
11 Section 2601(b)(4) of Public Law 111–11 (123 Stat.  
12 1111) is amended by inserting after subparagraph (D),  
13 the following:

14 “(E) SALE OR LEASE OF LAND TO THIRD  
15 PARTIES.—The City may enter into an agree-  
16 ment to sell, lease, or otherwise convey all or  
17 part of the land described in subparagraph (D)  
18 to third parties for public purposes.”.

19 (b) CONDITIONS.—The sale of any land under sub-  
20 section (a) shall be for not less than fair market value.

21 **SEC. 8405. DISPOSAL OF FEDERAL LAND.**

22 (a) DISPOSAL.—Subject to valid existing rights and  
23 notwithstanding the land use planning requirements of  
24 section 202 of the Federal Land Policy and Management

1 Act of 1976 (43 U.S.C. 1712), the Secretary shall dispose  
2 of the land described in subsection (b).

3 (b) DESCRIPTION OF LAND.—The land referred to in  
4 subsection (a) is the approximately 28 acres depicted as  
5 “Lands for BLM Disposal” on the map entitled “Carson  
6 City OPLMA Lands” and dated 2018.

7 (c) COSTS.—Any costs relating to the disposal under  
8 subsection (a), including costs of surveys and administra-  
9 tive costs, shall be paid by the party entering into the dis-  
10 posal agreement with the Bureau of Land Management  
11 for the land described in subsection (b).

12 (d) CONDITIONS.—Upon disposal, the City shall re-  
13 tain—

14 (1) a public utility easement concurrent with  
15 Koontz Lane and Conti Drive, which provides  
16 waterlines and access to the water tank immediately  
17 east of the subject parcels; and

18 (2) an existing drainage easement for a future  
19 detention basin located on APN 010–152–06 de-  
20 picted as “Lands for BLM Disposal” on the map  
21 entitled “Carson City OPLMA Lands” and dated  
22 2018.

23 **SEC. 8406. TRANSFER OF LAND TO THE UNITED STATES.**

24 (a) CONVEYANCE.—Not later than 180 days after the  
25 date of the enactment of this Act, the City shall convey

1 all right and title of the land described in subsection (b)  
2 to the Secretary of the Interior.

3 (b) DESCRIPTION OF LAND.—The land referred to in  
4 subsection (a) is the approximately 17 acres depicted as  
5 “Lands for Disposal” on the map entitled “Carson City  
6 OPLMA Lands” and dated 2018.

7 (c) DISPOSAL.—Subject to valid existing rights and  
8 notwithstanding the land use planning requirements of  
9 section 202 of the Federal Land Policy and Management  
10 Act of 1976 (43 U.S.C. 1712), the Secretary shall dispose  
11 of the land described in subsection (b).

12 (d) COSTS.—

13 (1) COSTS RELATED TO DISPOSAL.—Any costs  
14 relating to the disposal under subsection (c), includ-  
15 ing costs of surveys and administrative costs, shall  
16 be paid by the party entering into the disposal  
17 agreement with the Bureau of Land Management  
18 for the land described in subsection (b).

19 (2) COSTS RELATED TO CONVEYANCE.—Any  
20 costs relating to the conveyance under subsection  
21 (a), including costs of surveys and administrative  
22 costs, shall be paid by the City and is eligible for re-  
23 imbursement through the account as described in  
24 section 8406(a) of this title.

1 (e) CONDITIONS.—Upon disposal, the City shall re-  
2 tain—

3 (1) access and a public utility easement on  
4 APN 010–252–02 for operation and maintenance of  
5 a municipal well; and

6 (2) a public right-of-way for Bennet Avenue.

7 **SEC. 8407. DISPOSITION OF PROCEEDS.**

8 (a) DISPOSITION OF PROCEEDS.—The proceeds from  
9 the sale of land under sections 8402, 8403, 8404, and  
10 8405 of this title, and section 2601(e)(1)(B) of Public  
11 Law 111–11 (123 Stat. 1111(e)(1)(B)) shall be deposited  
12 in a special account in the Treasury of the United States,  
13 to be known as the “Carson City Special Account”, which  
14 shall be available to the Secretary in collaboration with  
15 and if approved in writing by the Carson City Federal  
16 Land Collaboration Committee, for—

17 (1) the reimbursement of costs incurred by the  
18 Secretary in preparing for the sale of the land de-  
19 scribed in sections 8402, 8404, and 8405 of this  
20 title, and section 2601(e)(1)(B) of Public Law 111–  
21 11 (123 Stat. 1111(e)(1)(B)), including—

22 (A) the costs of surveys and appraisals;  
23 and

24 (B) the costs of compliance with the Na-  
25 tional Environmental Policy Act of 1969 (42

1 U.S.C. 4321 et seq.) and sections 202 and 203  
2 of the Federal Land Policy and Management  
3 Act of 1976 (43 U.S.C. 1712, 1713);

4 (2) the reimbursement of costs incurred as de-  
5 scribed in paragraphs (3) through (8) by the City  
6 for lands under sections 8402, 8403, 8404, and  
7 8405 of this title and section 2601(d) of Public Law  
8 111–11 (123 Stat. 1111(d));

9 (3) the conduct of wildlife habitat conservation  
10 and restoration projects, including projects that ben-  
11 efit the greater sage-grouse in the City;

12 (4) the development and implementation of  
13 comprehensive, cost-effective, multijurisdictional haz-  
14 ardous fuels reduction and wildfire prevention and  
15 restoration projects in the City;

16 (5) the acquisition of environmentally sensitive  
17 land or interest in environmentally sensitive land in  
18 Carson City, Nevada;

19 (6) wilderness protection and processing wilder-  
20 ness designation, including the costs of appropriate  
21 fencing, signage, public education, and enforcement  
22 for the wilderness areas designated through this  
23 title;

1           (7) capital improvements administered by the  
2 Bureau of Land Management and the Forest Service  
3 in the City; and

4           (8) educational purposes specific to the City.

5           (b) INVESTMENT OF SPECIAL ACCOUNT.—Amounts  
6 deposited into the Carson City Special Account—

7           (1) shall earn interest in an amount determined  
8 by the Secretary of the Treasury, based on the cur-  
9 rent average market yield on outstanding marketable  
10 obligations of the United States of comparable ma-  
11 turities; and

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

14           (c) MANAGEMENT OF SPECIAL ACCOUNT.—The man-  
15 agement and procedures thereof of the Carson City Spe-  
16 cial Account shall be determined by an intergovernmental  
17 agreement between the City and the Department of the  
18 Interior’s Bureau of Land Management, Carson City of-  
19 fice.

20 **SEC. 8408. POSTPONEMENT; EXCLUSION FROM SALE.**

21           Section 2601(d)(6) of Public Law 111–11 (123 Stat.  
22 1113) is amended to read as follows:

23           “(6) DEADLINE FOR SALE.—Not later than 1  
24 year after the date of the enactment of the Northern  
25 Nevada Economic Development, Conservation, and



1 Military Modernization Act of 2021, if there is a  
2 qualified bidder for the land described in subpara-  
3 graphs (A) and (B) of paragraph (2), the Secretary  
4 of the Interior shall offer the land for sale to the  
5 qualified bidder.”.

6 **TITLE LXXXV—PERSHING COUN-**  
7 **TY ECONOMIC DEVELOPMENT**  
8 **AND CONSERVATION**

9 **SEC. 8501. SHORT TITLE.**

10 This title may be cited as the “Pershing County Eco-  
11 nomic Development and Conservation Act”.

12 **SEC. 8502. DEFINITIONS.**

13 In this title:

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

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

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

20 (4) WILDERNESS AREA.—The term “wilderness  
21 area” means a wilderness area designated by section  
22 8521(a) of this title.

1       **Subtitle A—Checkerboard Land**  
2                               **Resolution**

3   **SEC. 8511. FINDINGS.**

4       Congress finds that—

5               (1) since the passage of the Act of July 1, 1862  
6               (12 Stat. 489, chapter 120; commonly known as the  
7               “Pacific Railway Act of 1862”), under which rail-  
8               road land grants along the Union Pacific Railroad  
9               right-of-way created a checkerboard land pattern of  
10              alternating public land and privately owned land,  
11              management of the land in the checkerboard area  
12              has been a constant source of frustration for the  
13              County government, private landholders in the  
14              County, and the Federal Government;

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

19             (3) parcels of land within the checkerboard area  
20             in the County will not vary significantly in appraised  
21             value by acre due to the similarity of highest and  
22             best use in the County; and

23             (4) consolidation of appropriate land within the  
24             checkerboard area through sales and exchanges for  
25             development and Federal management will—

1 (A) help improve the tax base of the Coun-  
2 ty; and

3 (B) simplify management for the Federal  
4 Government.

5 **SEC. 8512. DEFINITIONS.**

6 In this title:

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

10 (A) that is within the area identified on  
11 the Map as “Checkerboard Lands Resolution  
12 Area” that is designated for disposal by the  
13 Secretary through—

14 (i) the Winnemucca Consolidated Re-  
15 source Management Plan; or

16 (ii) any subsequent amendment or re-  
17 vision to the management plan that is un-  
18 dertaken with full public involvement; and

19 (B) that is not encumbered land.

20 (2) **ENCUMBERED LAND.**—The term “encum-  
21 bered land” means any land administered by the Di-  
22 rector of the Bureau of Land Management within  
23 the area identified on the Map as “Checkerboard  
24 Lands Resolution Area” that is encumbered by min-  
25 ing claims, millsites, or tunnel sites.

1           (3) MAP.—The term “Map” means the map  
2 prepared under section 8513(b)(1) of this title.

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

6                   (A) the owner of a mining claim, millsite,  
7 or tunnel site located on a portion of the en-  
8 cumbered land on the date of the enactment of  
9 this Act; and

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

12 **SEC. 8513. SALE OR EXCHANGE OF ELIGIBLE LAND.**

13           (a) AUTHORIZATION OF CONVEYANCE.—Notwith-  
14 standing sections 202, 203, 206, and 209 of the Federal  
15 Land Policy and Management Act of 1976 (43 U.S.C.  
16 1712, 1713, 1716, 1719), as soon as practicable after the  
17 date of the enactment of this Act, the Secretary, in accord-  
18 ance with this title and any other applicable law and sub-  
19 ject to valid existing rights, shall conduct sales or ex-  
20 changes of the eligible land.

21           (b) MAP.—

22                   (1) IN GENERAL.—As soon as practicable after  
23 the date of the enactment of this Act, the Secretary  
24 shall prepare a map that depicts the boundaries of  
25 the land identified for disposal under this title, to be

1 identified as the “Checkerboard Lands Resolution  
2 Area” on the Map.

3 (2) MINOR CORRECTIONS.—The Secretary, in  
4 consultation with the County, may correct minor er-  
5 rors in the Map.

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

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

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

15 (2) conducted through a competitive bidding  
16 process, under which adjoining landowners are of-  
17 fered the first option, unless the Secretary deter-  
18 mines there are suitable and qualified buyers that  
19 are not adjoining landowners; and

20 (3) for not less than fair market value, based  
21 on an appraisal in accordance with the Uniform  
22 Standards of Professional Appraisal Practice and  
23 this title.

24 (e) LAND EXCHANGES.—

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

6           (2) ADJACENT LAND.—To the extent prac-  
7           ticable, the Secretary shall seek to enter into agree-  
8           ments with one or more owners of private land adja-  
9           cent to the eligible land for the exchange of the pri-  
10          vate land for the eligible land, if the Secretary deter-  
11          mines that the exchange would consolidate Federal  
12          land ownership and facilitate improved Federal land  
13          management.

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

18          (f) MASS APPRAISALS.—

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

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

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

1 (C) make available to the public the results  
2 of the mass appraisals conducted under sub-  
3 paragraph (A).

4 (2) USE.—The Secretary may use mass ap-  
5 praisals and evaluation analyses conducted under  
6 paragraph (1) to facilitate exchanges of eligible land  
7 for private land.

8 (g) DEADLINE FOR SALE OR EXCHANGE; EXCLU-  
9 SIONS.—

10 (1) DEADLINE.—Not later than 90 days after  
11 the date on which the eligible land is jointly selected  
12 under subsection (c), the Secretary shall offer for  
13 sale or exchange the parcels of eligible land jointly  
14 selected under that subsection.

15 (2) POSTPONEMENT OR EXCLUSION.—The Sec-  
16 retary or the County may postpone, or exclude from,  
17 a sale or exchange of all or a portion of the eligible  
18 land jointly selected under subsection (c) for emer-  
19 gency ecological or safety reasons.

20 (h) WITHDRAWAL.—

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

1 (A) all forms of entry and appropriation  
2 under the public land laws, including the min-  
3 ing laws;

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

6 (C) operation of the mineral leasing and  
7 geothermal leasing laws.

8 (2) **TERMINATION.**—The withdrawal of a parcel  
9 of eligible land under paragraph (1) shall termi-  
10 nate—

11 (A) on the date of sale or, in the case of  
12 exchange, the conveyance of title of the parcel  
13 of eligible land under this section; or

14 (B) with respect to any parcel of eligible  
15 land selected for sale or exchange under sub-  
16 section (c) that is not sold or exchanged, not  
17 later than 2 years after the date on which the  
18 parcel was offered for sale or exchange under  
19 this section.

20 **SEC. 8514. SALE OF ENCUMBERED LAND.**

21 (a) **AUTHORIZATION OF CONVEYANCE.**—Notwith-  
22 standing sections 202, 203, 206, and 209 of the Federal  
23 Land Policy and Management Act of 1976 (43 U.S.C.  
24 1712, 1713, 1716, 1719), not later than 90 days after  
25 the date of the enactment of this Act and subject to valid



1 existing rights held by third parties, the Secretary shall  
2 offer to convey to qualified entities, for fair market value,  
3 the remaining right, title, and interest of the United  
4 States, in and to the encumbered land.

5 (b) COSTS OF SALES TO QUALIFIED ENTITIES.—As  
6 a condition of each conveyance of encumbered land under  
7 this section, the qualified entity shall pay all costs related  
8 to the conveyance of the encumbered land, including the  
9 costs of surveys and other administrative costs associated  
10 with the conveyance.

11 (c) OFFER TO CONVEY.—

12 (1) IN GENERAL.—Not later than 180 days  
13 after the date on which the Secretary receives a fair  
14 market offer from a qualified entity for the convey-  
15 ance of encumbered land, the Secretary shall accept  
16 the fair market value offer.

17 (2) APPRAISAL.—Fair market value of the in-  
18 terest of the United States in and to encumbered  
19 land shall be determined by an appraisal conducted  
20 in accordance with the Uniform Standards of Pro-  
21 fessional Appraisal Practice.

22 (d) CONVEYANCE.—Not later than 180 days after the  
23 date of acceptance by the Secretary of an offer from a  
24 qualified entity under subsection (c)(1) and completion of  
25 a sale for all or part of the applicable portion of encum-

1 bered land to the qualified entity, the Secretary, by deliv-  
2 ery of an appropriate deed, patent, or other valid instru-  
3 ment of conveyance, shall convey to the qualified entity  
4 all remaining right, title, and interest of the United States  
5 in and to the applicable portion of the encumbered land.

6 (e) MERGER.—Subject to valid existing rights held  
7 by third parties, on delivery of the instrument of convey-  
8 ance to the qualified entity under subsection (d), the prior  
9 interests in the locatable minerals and the right to use  
10 the surface for mineral purposes held by the qualified enti-  
11 ty under a mining claim, millsite, tunnel site, or any other  
12 Federal land use authorization applicable to the encum-  
13 bered land included in the instrument of conveyance, shall  
14 merge with all right, title, and interest conveyed to the  
15 qualified entity by the United States under this section  
16 to ensure that the qualified entity receives fee simple title  
17 to the purchased encumbered land.

18 **SEC. 8515. DISPOSITION OF PROCEEDS.**

19 (a) DISPOSITION OF PROCEEDS.—Of the proceeds  
20 from the sale of land under this title—

21 (1) 5 percent shall be disbursed to the State for  
22 use in the general education program of the State;

23 (2) 10 percent shall be disbursed to the County  
24 for use as determined through normal County budg-  
25 eting procedures; and

1           (3) the remainder shall be deposited in a special  
2           account in the Treasury of the United States, to be  
3           known as the “Pershing County Special Account”,  
4           which shall be available to the Secretary, in con-  
5           sultation with the County, for—

6                   (A) the acquisition of land from willing  
7           sellers (including interests in land) in the Coun-  
8           ty—

9                           (i) within a wilderness area;

10                           (ii) that protects other environ-  
11           mentally significant land;

12                           (iii) that secures public access to Fed-  
13           eral land for hunting, fishing, and other  
14           recreational purposes; or

15                           (iv) that improves management of  
16           Federal land within the area identified on  
17           the Map as “Checkerboard Lands Resolu-  
18           tion Area”; and

19                   (B) the reimbursement of costs incurred by  
20           the Secretary in preparing for the sale or ex-  
21           change of land under this title.

22           (b) INVESTMENT OF SPECIAL ACCOUNT.—Any  
23           amounts deposited in the special account established  
24           under subsection (a)(3)—

1           (1) shall earn interest in an amount determined  
2           by the Secretary of the Treasury, based on the cur-  
3           rent average market yield on outstanding marketable  
4           obligations of the United States of comparable ma-  
5           turities; and

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

8           (c) REPORTS.—

9           (1) IN GENERAL.—Not later than September  
10          30 of the fifth fiscal year after the date of the enact-  
11          ment of this Act, and every 5 fiscal years thereafter,  
12          the Secretary shall submit to the State, the County,  
13          and the appropriate committees of Congress a report  
14          on the operation of the special account established  
15          under subsection (a)(3) for the preceding 5 fiscal  
16          years.

17          (2) CONTENTS.—Each report submitted under  
18          paragraph (1) shall include, for the fiscal year cov-  
19          ered by the report—

20                 (A) a statement of the amounts deposited  
21                 into the special account;

22                 (B) a description of the expenditures made  
23                 from the special account for the fiscal year, in-  
24                 cluding the purpose of the expenditures;

1 (C) recommendations for additional au-  
2 thorities to fulfill the purpose of the special ac-  
3 count; and

4 (D) a statement of the balance remaining  
5 in the special account at the end of the fiscal  
6 year.

7 **SEC. 8516. CONVEYANCE OF LAND FOR USE AS A PUBLIC**  
8 **CEMETERY.**

9 (a) IN GENERAL.—The Secretary shall convey to the  
10 County, without consideration, the Federal land described  
11 in subsection (b).

12 (b) DESCRIPTION OF FEDERAL LAND.—The Federal  
13 land referred to in subsection (a) is the approximately 10  
14 acres of land depicted as “Unionville Cemetery” on the  
15 Map.

16 (c) USE OF CONVEYED LAND.—The Federal land  
17 conveyed under subsection (a) shall be used by the County  
18 as a public cemetery.

19 **Subtitle B—Wilderness Areas**

20 **SEC. 8521. ADDITIONS TO THE NATIONAL WILDERNESS**  
21 **PRESERVATION SYSTEM.**

22 (a) ADDITIONS.—In accordance with the Wilderness  
23 Act (16 U.S.C. 1131 et seq.), the following parcels of Fed-  
24 eral land in the State are designated as wilderness and

1 as components of the National Wilderness Preservation  
2 System:

3           (1) CAIN MOUNTAIN WILDERNESS.—Certain  
4 Federal land managed by the Bureau of Land Man-  
5 agement, comprising approximately 12,339 acres, as  
6 generally depicted on the map entitled “Proposed  
7 Cain Mountain Wilderness” and dated February 9,  
8 2017, which, together with the Federal land des-  
9 ignated as wilderness by section 7403(a)(3) of divi-  
10 sion F, shall be known as the “Cain Mountain Wil-  
11 derness”.

12           (2) BLUEWING WILDERNESS.—Certain Federal  
13 land managed by the Bureau of Land Management,  
14 comprising approximately 24,900 acres, as generally  
15 depicted on the map entitled “Proposed Bluewing  
16 Wilderness” and dated February 9, 2017, which  
17 shall be known as the “Bluewing Wilderness”.

18           (3) SELENITE PEAK WILDERNESS.—Certain  
19 Federal land managed by the Bureau of Land Man-  
20 agement, comprising approximately 22,822 acres, as  
21 generally depicted on the map entitled “Proposed  
22 Selenite Peak Wilderness” and dated February 9,  
23 2017, which shall be known as the “Selenite Peak  
24 Wilderness”.

1           (4) MOUNT LIMBO WILDERNESS.—Certain Fed-  
2           eral land managed by the Bureau of Land Manage-  
3           ment, comprising approximately 11,855 acres, as  
4           generally depicted on the map entitled “Proposed  
5           Mt. Limbo Wilderness” and dated February 9,  
6           2017, which shall be known as the “Mount Limbo  
7           Wilderness”.

8           (5) NORTH SAHWAVE WILDERNESS.—Certain  
9           Federal land managed by the Bureau of Land Man-  
10          agement, comprising approximately 13,875 acres, as  
11          generally depicted on the map entitled “Proposed  
12          North Sahwave Wilderness” and dated February 9,  
13          2017, which shall be known as the “North Sahwave  
14          Wilderness”.

15          (6) GRANDFATHERS WILDERNESS.—Certain  
16          Federal land managed by the Bureau of Land Man-  
17          agement, comprising approximately 35,339 acres, as  
18          generally depicted on the map entitled “Proposed  
19          Grandfathers Wilderness” and dated February 9,  
20          2017, which shall be known as the “Grandfathers  
21          Wilderness”.

22          (7) FENCEMAKER WILDERNESS.—Certain Fed-  
23          eral land managed by the Bureau of Land Manage-  
24          ment, comprising approximately 14,942 acres, as  
25          generally depicted on the map entitled “Proposed

1 Fencemaker Wilderness” and dated February 9,  
2 2017, which shall be known as the “Fencemaker  
3 Wilderness”.

4 (b) BOUNDARY.—The boundary of any portion of a  
5 wilderness area that is bordered by a road shall be 100  
6 feet from the centerline of the road.

7 (c) MAP AND LEGAL DESCRIPTION.—

8 (1) IN GENERAL.—As soon as practicable after  
9 the date of the enactment of this Act, the Secretary  
10 shall file a map and legal description of each wilder-  
11 ness area.

12 (2) EFFECT.—Each map and legal description  
13 prepared under paragraph (1) shall have the same  
14 force and effect as if included in this title, except  
15 that the Secretary may correct clerical and typo-  
16 graphical errors in the map or legal description.

17 (3) AVAILABILITY.—Each map and legal de-  
18 scription prepared under paragraph (1) shall be on  
19 file and available for public inspection in the appro-  
20 priate offices of the Bureau of Land Management.

21 (4) WITHDRAWAL.—Subject to valid existing  
22 rights, the wilderness areas designated by subsection  
23 (a) are withdrawn from—

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



1 (B) location, entry, and patent under the  
2 mining laws; and

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

6 **SEC. 8522. ADMINISTRATION.**

7 (a) **MANAGEMENT.**—Subject to valid existing rights,  
8 the wilderness areas shall be administered by the Sec-  
9 retary in accordance with the Wilderness Act (16 U.S.C.  
10 1131 et seq.), except that with respect to the wilderness  
11 areas—

12 (1) any reference in that Act to the effective  
13 date shall be considered to be a reference to the date  
14 of the enactment of this Act; and

15 (2) any reference in that Act to the Secretary  
16 of Agriculture shall be considered to be a reference  
17 to the Secretary.

18 (b) **LIVESTOCK.**—The grazing of livestock in the wil-  
19 derness areas, if established before the date of the enact-  
20 ment of this Act, shall be allowed to continue, subject to  
21 such reasonable regulations, policies, and practices as the  
22 Secretary considers to be necessary in accordance with—

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

1           (2) the guidelines set forth in Appendix A of  
2 the report of the Committee on Interior and Insular  
3 Affairs of the House of Representatives accom-  
4 panying H.R. 2570 of the 101st Congress (House  
5 Report 101–405).

6           (c) INCORPORATION OF ACQUIRED LAND AND INTER-  
7 ESTS.—Any land or interest in land within the boundary  
8 of a wilderness area that is acquired by the United States  
9 after the date of the enactment of this Act shall be added  
10 to and administered as part of the wilderness area.

11          (d) ADJACENT MANAGEMENT.—

12           (1) IN GENERAL.—Congress does not intend for  
13 the designation of the wilderness areas to create pro-  
14 tective perimeters or buffer zones around the wilder-  
15 ness areas.

16           (2) NONWILDERNESS ACTIVITIES.—The fact  
17 that nonwilderness activities or uses can be seen or  
18 heard from areas within a wilderness area shall not  
19 preclude the conduct of those activities or uses out-  
20 side the boundary of the wilderness area.

21          (e) MILITARY OVERFLIGHTS.—Nothing in this title  
22 restricts or precludes—

23           (1) low-level overflights of military aircraft over  
24 the wilderness areas, including military overflights

1 that can be seen or heard within the wilderness  
2 areas;

3 (2) flight testing and evaluation; or

4 (3) the designation or creation of new units of  
5 special use airspace, or the establishment of military  
6 flight training routes, over the wilderness areas.

7 (f) WILDFIRE, INSECT, AND DISEASE MANAGE-  
8 MENT.—In accordance with section 4(d)(1) of the Wilder-  
9 ness Act (16 U.S.C. 1133(d)(1)), the Secretary may take  
10 such measures in the wilderness areas as are necessary  
11 for the control of fire, insects, and diseases (including, as  
12 the Secretary determines to be appropriate, the coordina-  
13 tion of the activities with a State or local agency).

14 (g) CLIMATOLOGICAL DATA COLLECTION.—In ac-  
15 cordance with the Wilderness Act (16 U.S.C. 1131 et seq.)  
16 and subject to such terms and conditions as the Secretary  
17 may prescribe, the Secretary may authorize the installa-  
18 tion and maintenance of hydrologic, meteorologic, or cli-  
19 matological data collection devices in the wilderness areas  
20 if the Secretary determines that the facilities and access  
21 to the facilities are essential to flood warning, flood con-  
22 trol, or water reservoir operation activities.

23 (h) WATER RIGHTS.—

24 (1) FINDINGS.—Congress finds that—

25 (A) the wilderness areas are located—

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

3 (ii) at the headwaters of the streams  
4 and rivers on land with respect to which  
5 there are few, if any—

6 (I) actual or proposed water re-  
7 source facilities located upstream; and

8 (II) opportunities for diversion,  
9 storage, or other uses of water occur-  
10 ring outside the land that would ad-  
11 versely affect the wilderness values of  
12 the land;

13 (B) the wilderness areas are generally not  
14 suitable for use or development of new water re-  
15 source facilities; and

16 (C) because of the unique nature of the  
17 wilderness areas, it is possible to provide for  
18 proper management and protection of the wil-  
19 derness and other values of land in ways dif-  
20 ferent from those used in other laws.

21 (2) PURPOSE.—The purpose of this section is  
22 to protect the wilderness values of the wilderness  
23 areas by means other than a federally reserved water  
24 right.

1           (3) STATUTORY CONSTRUCTION.—Nothing in  
2 this title—

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 the enact-  
10 ment of 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           (4) 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 the enactment  
23 of this Act with respect to the wilderness areas.

24           (5) 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 ervoires, 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 title, on and after the date of the  
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 (i) TEMPORARY TELECOMMUNICATIONS DEVICE.—

24 (1) IN GENERAL.—Nothing in this title pre-  
25 vents the placement of a temporary telecommuni-

1 cations device for law enforcement or agency admin-  
2 istrative purposes in the Selenite Peak Wilderness in  
3 accordance with paragraph (2).

4 (2) **ADDITIONAL REQUIREMENTS.**—Any tem-  
5 porary telecommunications device authorized by the  
6 Secretary under paragraph (1) shall—

7 (A) be carried out in accordance with—

8 (i) the Wilderness Act (16 U.S.C.  
9 1131 et seq.); and

10 (ii) all other applicable laws (including  
11 regulations);

12 (B) to the maximum practicable, be located  
13 in such a manner as to minimize impacts on the  
14 recreational and other wilderness values of the  
15 area; and

16 (C) be for a period of not longer than 7  
17 years.

18 **SEC. 8523. WILDLIFE MANAGEMENT.**

19 (a) **IN GENERAL.**—In accordance with section  
20 4(d)(7) of the Wilderness Act (16 U.S.C. 1133(d)(7)),  
21 nothing in this title affects or diminishes the jurisdiction  
22 of the State with respect to fish and wildlife management,  
23 including the regulation of hunting, fishing, and trapping,  
24 in the wilderness areas.

1 (b) MANAGEMENT ACTIVITIES.—In furtherance of  
2 the purposes and principles of the Wilderness Act (16  
3 U.S.C. 1131 et seq.), the Secretary may conduct any man-  
4 agement activities in the wilderness areas that are nec-  
5 essary to maintain or restore fish and wildlife populations  
6 and the habitats to support the populations, if the activi-  
7 ties are carried out—

8 (1) consistent with relevant wilderness manage-  
9 ment plans; and

10 (2) in accordance with—

11 (A) the Wilderness Act (16 U.S.C. 1131 et  
12 seq.); and

13 (B) appropriate policies, such as those set  
14 forth in Appendix B of the report of the Com-  
15 mittee on Interior and Insular Affairs of the  
16 House of Representatives accompanying H.R.  
17 2570 of the 101st Congress (House Report  
18 101–405), including noxious weed treatment  
19 and the occasional and temporary use of motor-  
20 ized vehicles if the use, as determined by the  
21 Secretary, would promote healthy, viable, and  
22 more naturally distributed wildlife populations  
23 that would enhance wilderness values with the  
24 minimal impact necessary to reasonably accom-  
25 plish those tasks.



1 (c) EXISTING ACTIVITIES.—In accordance with sec-  
2 tion 4(d)(1) of the Wilderness Act (16 U.S.C. 1133(d)(1))  
3 and in accordance with appropriate policies such as those  
4 set forth in Appendix B of the Committee on Interior and  
5 Insular Affairs of the House of Representatives accom-  
6 panying H.R. 2570 of the 101st Congress (House Report  
7 101–405), the State may continue to use aircraft, includ-  
8 ing helicopters, to survey, capture, transplant, monitor,  
9 and provide water for wildlife populations.

10 (d) WILDLIFE WATER DEVELOPMENT PROJECTS.—  
11 Subject to subsection (f), the Secretary shall authorize  
12 structures and facilities, including existing structures and  
13 facilities, for wildlife water development projects, including  
14 guzzlers, in the wilderness areas if—

15 (1) the structures and facilities will, as deter-  
16 mined by the Secretary, enhance wilderness values  
17 by promoting healthy, viable and more naturally dis-  
18 tributed wildlife populations; and

19 (2) the visual impacts of the structures and fa-  
20 cilities on the wilderness areas can reasonably be  
21 minimized.

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

23 (1) IN GENERAL.—The Secretary may des-  
24 ignate areas in which, and establish periods during  
25 which, for reasons of public safety, administration,

1 or compliance with applicable laws, no hunting, fish-  
2 ing, or trapping will be permitted in the wilderness  
3 areas.

4 (2) CONSULTATION.—Except in emergencies,  
5 the Secretary shall consult with the appropriate  
6 State agency and notify the public before taking any  
7 action under paragraph (1).

8 (f) COOPERATIVE AGREEMENT.—

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

12 (A) in accordance with the terms and con-  
13 ditions specified in the cooperative agreement  
14 between the Secretary and the State entitled  
15 “Memorandum of Understanding between the  
16 Bureau of Land Management and the Nevada  
17 Department of Wildlife Supplement No. 9” and  
18 signed November and December 2003, includ-  
19 ing any amendments to the cooperative agree-  
20 ment agreed to by the Secretary and the State;  
21 and

22 (B) subject to all applicable laws (including  
23 regulations).

24 (2) REFERENCES; CLARK COUNTY.—For the  
25 purposes of this subsection, any references to Clark

1 County in the cooperative agreement described in  
2 paragraph (1)(A) shall be considered to be a ref-  
3 erence to the wilderness areas.

4 **SEC. 8524. RELEASE OF WILDERNESS STUDY AREAS.**

5 (a) FINDING.—Congress finds that, for the purposes  
6 of section 603(c) of the Federal Land Policy and Manage-  
7 ment Act of 1976 (43 U.S.C. 1782(c)), the approximately  
8 48,600 acres of public land in the portions of the China  
9 Mountain, Mt. Limbo, Selenite Mountains, and Tobin  
10 Range wilderness study areas that have not been des-  
11 ignated as wilderness by section 8521(a) of this title and  
12 the portion of the Augusta Mountains wilderness study  
13 area within the County that has not been designated as  
14 wilderness by section 8521(a) of this title have been ade-  
15 quately studied for wilderness designation.

16 (b) RELEASE.—The public land described in sub-  
17 section (a)—

18 (1) is no longer subject to section 603(c) of the  
19 Federal Land Policy and Management Act of 1976  
20 (43 U.S.C. 1782(c)); and

21 (2) shall be managed in accordance with the ap-  
22 plicable land use plans adopted under section 202 of  
23 the Federal Land Policy and Management Act of  
24 1976 (43 U.S.C. 1712).

1 **SEC. 8525. NATIVE AMERICAN CULTURAL AND RELIGIOUS**  
2 **USES.**

3 (a) **IN GENERAL.**—Nothing in this title alters or di-  
4 minishes the treaty rights of any Indian tribe (as defined  
5 in section 4 of the Indian Self-Determination and Edu-  
6 cation Assistance Act (25 U.S.C. 5304)).

7 (b) **CULTURAL USES.**—Nothing in this title precludes  
8 the traditional collection of pine nuts in a wilderness area  
9 for personal, noncommercial use consistent with the Wil-  
10 derness Act (16 U.S.C. 1131 et seq.).

11 **TITLE LXXXVI—FEDERAL**  
12 **COMPLEX**

13 **SEC. 8601. FEDERAL COMPLEX.**

14 (a) **ESTABLISHMENT.**—The Secretary of the Interior  
15 and Secretary of Agriculture shall establish on Federal  
16 lands identified as “Federal Complex” on the map titled  
17 “Proposed Federal Complex”, and dated January 27,  
18 2020, a Federal complex for—

19 (1) department agencies and operations for the  
20 Bureau of Land Management and the Forest Serv-  
21 ice;

22 (2) the Bureau of Land Management Nevada  
23 State Office;

24 (3) the Forest Service Humboldt-Toiyabe Head-  
25 quarters;

1 (4) the United States Fish and Wildlife Service  
2 Nevada State Office;

3 (5) the Bureau of Reclamation Nevada State  
4 Office;

5 (6) the Bureau of Indian Affairs Western Ne-  
6 vada Agency Office;

7 (7) the option for the Forest Service to house  
8 the Carson Ranger District Office; and

9 (8) the option for the Bureau of Land Manage-  
10 ment to house the Carson City District Office.

11 (b) FUNDING SOURCES.—

12 (1) SPECIAL ACCOUNTS.—Ten percent of the  
13 total amount deposited in the Federal special ac-  
14 counts established under title LXXVI of division F  
15 and titles LXXIX, LXXXIV, and LXXXV of this di-  
16 vision shall be available to the Secretary of the Inte-  
17 rior and Secretary of Agriculture for construction of  
18 the Federal complex.

19 (2) SECONDARY SOURCES.—If the amount  
20 made available by paragraph (1) is insufficient to  
21 complete construction of the Federal complex, the  
22 Secretary of the Interior and Secretary of Agri-  
23 culture may use other accounts available for the op-  
24 eration of the Bureau of Land Management, the  
25 Fish and Wildlife Service, the Bureau of Reclama-

1 tion, the Bureau of Indian Affairs, and the Forest  
2 Service in Nevada to provide such additional  
3 amounts as may be necessary to complete construc-  
4 tion of the Federal complex.

5 **TITLE LXXXVII—IMPLEMENTA-**  
6 **TION OF WHITE PINE COUNTY**  
7 **CONSERVATION, RECRE-**  
8 **ATION, AND DEVELOPMENT**  
9 **ACT**

10 **SEC. 8701. DISPOSITION OF PROCEEDS.**

11 Section 312 of the White Pine County Conservation,  
12 Recreation, and Development Act of 2006 (Public Law  
13 109–432; 120 Stat. 3030) is amended—

14 (1) by striking “Of the” and inserting the fol-  
15 lowing:

16 “(a) IN GENERAL.—Of the”.

17 (2) in paragraph (2), by striking “use of fire  
18 protection, law enforcement, education, public safety,  
19 housing, social services, transportation and plan-  
20 ning” and inserting “for use as determined through  
21 normal County budgeting procedures”;

22 (3) in paragraph (3)—

23 (A) in subparagraph (G), by striking “;  
24 and” and inserting a semicolon;

1 (B) in subparagraph (H), by striking the  
2 period at the end and inserting “; and”; and

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

4 “(I) processing by a government entity of  
5 public land-use authorizations and rights-of-way  
6 relating to the development of land conveyed to  
7 the County under this Act, with an emphasis on  
8 authorizations and rights-of-way relating to any  
9 infrastructure needed for the expansion of the  
10 White Pine County Industrial Park under sec-  
11 tion 352(c)(2).”; and

12 (4) by adding at the end the following:

13 “(b) INVESTMENT OF FUNDS.—Amounts deposited  
14 in the special account shall earn interest in an amount  
15 determined by the Secretary of the Treasury on the basis  
16 of the current average market yield on outstanding mar-  
17 ketable obligations of the United States of comparable ma-  
18 turities, and may be expended according to the provisions  
19 of this section.”.

20 **SEC. 8702. CONVEYANCE TO WHITE PINE COUNTY, NEVADA.**

21 Section 352 of the White Pine County Conservation,  
22 Recreation, and Development Act of 2006 (Public Law  
23 109–432; 120 Stat. 3039) is amended—

24 (1) in subsection (a), by inserting “not later  
25 than 120 days after the date of the enactment of the

1 Northern Nevada Economic Development, Conserva-  
2 tion, and Military Modernization Act of 2021,” be-  
3 fore “the Secretary”;

4 (2) in subsection (c)—

5 (A) in paragraph (3)(A), by inserting “or  
6 other nonresidential development as determined  
7 by the County and in compliance with County  
8 planning and zoning codes” before the final pe-  
9 riod;

10 (B) in paragraph (3)(B)(i), by striking  
11 “through a competitive bidding process” and in-  
12 serting “consistent with section 244 of the Ne-  
13 vada Revised Statutes (as in effect on the date  
14 of the enactment of the Northern Nevada Eco-  
15 nomic Development, Conservation, and Military  
16 Modernization Act of 2021”; and

17 (C) in paragraph (3)(C)—

18 (i) by striking “gross” and inserting  
19 “net”; and

20 (ii) by adding at the end the fol-  
21 lowing: “For the purpose of this subpara-  
22 graph, the term ‘net proceeds’ means  
23 funds remaining from disposal after all  
24 costs described in section 312(a)(2).”;

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



1           “(e) DEADLINE.—If the Secretary has not conveyed  
2 to the County the parcels of land described in subsection  
3 (b) by the date that is 120 days after the date of the en-  
4 actment of the Northern Nevada Economic Development,  
5 Conservation, and Military Modernization Act of 2021, the  
6 Secretary shall convey to the County, without consider-  
7 ation, all right, title, and interest of the United States in  
8 and to the parcels of land.”.

9   **SEC. 8703. ISSUANCE OF CORRECTIVE PATENTS.**

10           The White Pine County Conservation, Recreation,  
11 and Development Act of 2006 (Public Law 109–432; 120  
12 Stat. 3028 et seq.) is amended by inserting after section  
13 352 the following:

14   **“SEC. 353. ISSUANCE OF CORRECTIVE PATENTS.**

15           “(a) ISSUANCE.—Notwithstanding sections 202 and  
16 203 of the Federal Land Policy and Management Act of  
17 1976 (43 U.S.C. 1711, 1712), not later than 60 days after  
18 the date of the enactment of this section or 60 days after  
19 the Secretary receives written notification under this sec-  
20 tion from a private landowner, the Secretary of the Inte-  
21 rior, acting through the Bureau of Land Management,  
22 shall issue corrective patents, subject to valid existing  
23 rights, for private lands adjacent to public land when—

24                   “(1) a cloud on the title demonstrates that the  
25           private land had been patented before 1976; and

1           “(2) the correction is for 5 acres or less.

2           “(b) ADMINISTRATIVE COSTS.—The United States  
3 shall pay administrative costs of corrective patents issued  
4 under this section.”.

5           **TITLE LXXXVIII—FERNLEY**  
6           **ECONOMIC DEVELOPMENT ACT**

7           **SEC. 8801. SHORT TITLE.**

8           This title may be cited as the “Fernley Economic De-  
9 velopment Act”.

10          **SEC. 8802. LAND CONVEYANCES.**

11          (a) CONVEYANCE.—Subject to valid existing rights,  
12 the Secretary shall convey to the City, for fair market  
13 value, all right, title, and interest of the United States in  
14 and to the Federal land.

15          (b) APPRAISAL.—The Secretary shall determine fair  
16 market value of the Federal land in accordance with the  
17 Federal Lands Management Act of 1976 (43 U.S.C.  
18 1701) and based on an appraisal conducted in accordance  
19 with—

20                 (1) the Uniform Appraisal Standards for Fed-  
21 eral Land Acquisition; and

22                 (2) the Uniform Standards of Professional Ap-  
23 praisal Practice.

24          (c) COSTS.—As a condition of the conveyance of the  
25 Federal land under subsection (a), the City shall pay—

1           (1) an amount equal to the appraised value de-  
2           termined in accordance with subsection (b); and

3           (2) all costs related to the conveyance, including  
4           all surveys, appraisals, and other administrative  
5           costs associated with the conveyance of the Federal  
6           land to the City.

7           (d) DISPOSITION OF PROCEEDS.—Any gross pro-  
8           ceeds from the sale lease or conveyance of Federal land  
9           under this section shall be deposited into the special ac-  
10          count created by the Southern Nevada Public Lands Man-  
11          agement Act of 1998 (Public Law 105–263).

12          (e) DEFINITIONS.—In this Act:

13           (1) CITY.—The term “City” means the city of  
14           Fernley, Nevada.

15           (2) MAP.—The term “map” means the map en-  
16           titled “Fernley Economic Development Map” and  
17           dated September 23, 2020.

18           (3) FEDERAL LAND.—The term “Federal land”  
19           means the approximately 12,085 acres of federally  
20           owned land generally depicted within “Tri II EDCA  
21           - V Prop Boundary” on the map.

22           (4) SECRETARY.—The term “Secretary” means  
23           the Secretary of the Interior.

1     **TITLE LXXXIX—CONVEYANCES**  
2             **TO THE CITY OF SPARKS**

3     **SEC. 8901. DEFINITIONS.**

4         In this title:

5             (1) CITY.—The term “City” means the City of  
6             Sparks, Nevada.

7             (2) MAP.—The term “Map” means the map en-  
8             titled “Sparks Public Purpose Conveyances” and  
9             dated April 15, 2020.

10            (3) SECRETARY.—The term “Secretary” means  
11            the Secretary of the Interior.

12     **SEC. 8902. CONVEYANCE OF LAND FOR USE AS A PUBLIC**  
13             **CEMETERY.**

14            (a) CONVEYANCE.—Subject to valid and existing  
15            rights and notwithstanding the land use planning require-  
16            ments of section 202 of the Federal Land Policy and Man-  
17            agement Act of 1976 (43 U.S.C. 1712), the Secretary  
18            shall convey to the City without consideration all right,  
19            title, and interest of the United States in and to the land  
20            described in subsection (b).

21            (b) DESCRIPTION OF LAND.—The land referred to in  
22            subsection (a) is the approximately 40 acres of land de-  
23            picted as “Cemetery Conveyance” on the Map.

1 (c) COSTS.—Any costs relating to the conveyance  
2 under subsection (a), including the costs of surveys and  
3 administrative costs, shall be paid by the City.

4 (d) USE OF LAND.—The land conveyed under sub-  
5 section (a) shall be used only for a cemetery.

6 **SEC. 8903. CONVEYANCE OF LAND FOR USE AS REGIONAL**  
7 **PUBLIC PARKS.**

8 (a) CONVEYANCE.—Subject to valid and existing  
9 rights and notwithstanding the land use planning require-  
10 ments of section 202 of the Federal Land Policy and Man-  
11 agement Act of 1976 (43 U.S.C. 1712), the Secretary  
12 shall convey to the City without consideration all right,  
13 title, and interest of the United States in and to the land  
14 described in subsection (b).

15 (b) DESCRIPTION OF LAND.—The land referred to in  
16 subsection (a) is the approximately 448.16 acres depicted  
17 as “Golden Eagle Regional Park” and 266.04 acres de-  
18 picted as “Wedekind Regional Park” on the Map.

19 (c) COSTS.—Any costs relating to the conveyance  
20 under subsection (a), including the costs of surveys and  
21 administrative costs, shall be paid by the City.

22 (d) USE OF LAND.—

23 (1) IN GENERAL.—The land conveyed under  
24 subsection (a) shall be used only for public parks.

1           (2) REVERSION.—If any portion of the land  
2 conveyed under subsection (a) is used in a manner  
3 that is inconsistent with the use described in para-  
4 graph (1), the land shall revert, at the discretion of  
5 the Secretary, to the United States.

## 6                   **TITLE XC—GENERAL** 7                   **PROVISIONS**

### 8   **SEC. 9001. PUBLIC PURPOSE CONVEYANCES.**

9           (a) DEFINITIONS.—In this section:

10           (1) ELIGIBLE ENTITY.—The term “eligible enti-  
11 ty” means the State of Nevada, a political subdivi-  
12 sion of the State, a unit of local government, or a  
13 regional governmental entity in any county of the  
14 State of Nevada.

15           (2) FEDERAL LAND.—The term “Federal land”  
16 means any Federal land in the State of Nevada—

17           (A) that is leased, patented, authorized as  
18 a right-of-way, or otherwise approved for use  
19 pursuant to the Act of June 14, 1926 (com-  
20 monly known as the “Recreation and Public  
21 Purposes Act”; 44 Stat. 741, chapter 578; 43  
22 U.S.C. 869 et seq.), the Federal Land Policy  
23 and Management Act of 1976 (43 U.S.C. 1701  
24 et seq.), the National Environmental Policy Act

1 of 1969 (42 U.S.C. 4321 et seq.), or any other  
2 applicable Federal law; and

3 (B) on which a permanent public facility  
4 has been or may be constructed.

5 (b) AUTHORIZATION FOR CONVEYANCE.—Subject to  
6 valid existing rights and subsection (d), on request by an  
7 eligible entity for the conveyance of a parcel of Federal  
8 land, the Secretary of the Interior shall convey to the eligi-  
9 ble entity by quitclaim deed, without consideration, terms,  
10 conditions, reservations, or stipulations, all right, title, and  
11 interest of the United States in and to the parcel of Fed-  
12 eral land for any public purpose.

13 (c) MAP AND LEGAL DESCRIPTION.—

14 (1) IN GENERAL.—Not later than 180 days  
15 after the date of a request by an eligible entity for  
16 a conveyance of Federal land under subsection (b),  
17 the Secretary shall file a map and legal description  
18 of the parcel of Federal land to be conveyed under  
19 that paragraph.

20 (2) EFFECT; AVAILABILITY.—Each map and  
21 legal description filed under paragraph (1) shall—

22 (A) have the same force and effect as if in-  
23 cluded in this Act; and

1 (B) be on file and available for public in-  
2 spection in the Nevada State Office of the Bu-  
3 reau of Land Management.

4 (3) ERRORS.—The Secretary may correct any  
5 minor error in a map or legal description filed under  
6 paragraph (1).

7 (d) REVERSION.—

8 (1) IN GENERAL.—As a condition of a convey-  
9 ance under subsection (b) and except as provided in  
10 paragraph (2), the Secretary shall require that, if  
11 any parcel of the Federal land conveyed under that  
12 subsection is no longer used for any public purpose,  
13 all right, title, and interest in and to the parcel of  
14 Federal land shall—

15 (A) revert to the United States; or

16 (B) on authorization by the Secretary, be  
17 disposed of by the eligible entity through a sale,  
18 lease, or other conveyance, in accordance with  
19 subsection (e).

20 (2) EXCEPTION.—The removal of sediment  
21 from a stormwater detention basin or the movement  
22 or removal of minerals on a parcel of Federal land  
23 conveyed under subsection (b) that may be inter-  
24 fering with or precluding any public purpose shall  
25 not result in the parcel being considered to be no



1 longer used for a public purpose under paragraph  
2 (1).

3 (3) REQUIREMENTS FOR SALE, LEASE, OR  
4 OTHER CONVEYANCE.—

5 (A) FAIR MARKET VALUE.—The sale,  
6 lease, or other conveyance of a parcel of Fed-  
7 eral land by an eligible entity under paragraph  
8 (1)(B) shall be for fair market value.

9 (B) DISPOSITION OF PROCEEDS.—Any  
10 gross proceeds received by an eligible entity  
11 from the sale, lease, or other conveyance of a  
12 parcel of Federal land under such paragraph  
13 shall be deposited in the special account.

14 (4) RESPONSIBILITY FOR REMEDIATION.—If a  
15 parcel of Federal land reverts to the Secretary under  
16 paragraph (1)(A) and the Secretary determines that  
17 the Federal land is contaminated with hazardous  
18 waste, the eligible entity to which the Federal land  
19 was conveyed shall be responsible for remediation of  
20 the contamination of the parcel of Federal land.

21 (e) APPLICABLE LAW.—Any lease, patent, or real es-  
22 tate transaction for Federal land conveyed under sub-  
23 section (b) is affirmed and validated as having been com-  
24 pleted pursuant to, and in compliance with, the Act of  
25 June 14, 1926 (commonly known as the “Recreation and

1 Public Purposes Act”; 44 Stat. 741, chapter 578; 43  
2 U.S.C. 869 et seq.), the Federal Land Policy and Manage-  
3 ment Act of 1976 (43 U.S.C. 1701 et seq.), and the Na-  
4 tional Environmental Policy Act of 1969 (42 U.S.C. 4321  
5 et seq.), for the construction of public schools, fire sta-  
6 tions, parks, community centers, law enforcement facili-  
7 ties, flood control facilities, and other public infrastruc-  
8 ture.

9 (f) PAYMENT OF COSTS.—The Secretary shall pay  
10 for any administrative and real estate transfer costs in-  
11 curred in carrying out the conveyances of Federal land  
12 under subsection (b) using amounts from the special ac-  
13 count.

14 **SEC. 9002. USE OF CERTAIN SAND AND GRAVEL.**

15 The movement of common varieties of sand and grav-  
16 el on a surface estate acquired under Public Law 105–  
17 263, Public Law 107–282, or under the provisions of this  
18 division, by the owner of the surface estate, for purposes  
19 including but not limited to recontouring or balancing the  
20 surface estate or filling utility trenches on the surface es-  
21 tate, or the disposal of such sand and gravel at an off-  
22 site landfill, shall not constitute the unauthorized use of  
23 such sand and gravel.

1 **SEC. 9003. ADMINISTRATION OF STATE WATER RIGHTS.**

2 Nothing in this division affects the allocation, owner-  
3 ship, interest, or control, as in existence on the date of  
4 the enactment of this Act, of any water, water right, or  
5 any other valid existing right held by the United States,  
6 an Indian tribe, a State, or a person.

7 **SEC. 9004. AMENDMENT TO CONVEYANCE OF FEDERAL**  
8 **LAND IN STOREY COUNTY, NEVADA.**

9 Section 3009(d)(1)(B) of division B of the Carl Levin  
10 and Howard P. “Buck” McKeon National Defense Au-  
11 thorization Act for Fiscal Year 2015 (128 Stat. 3751) is  
12 amended by striking the period at the end and inserting  
13 the following: “; and the land generally depicted as ‘BLM  
14 Owned County Request Transfer’ on the map entitled ‘Re-  
15 storing Storey County’, dated October 22, 2020.”.

