

AMENDMENT TO RULES COMMITTEE PRINT 115-

36

OFFERED BY MR. LAMALFA OF CALIFORNIA

Page 80, after line 9, insert the following new subtitle:

1 **Subtitle D—Wildland Firefighter**
2 **Recognition**

3 **SEC. 931. DEFINITIONS.**

4 In this subtitle:

5 (1) DIRECTOR.—The term “Director” means
6 the Director of the Office of Personnel Management.

7 (2) EMPLOYEE.—The term “employee” has the
8 meaning given the term in section 2105 of title 5,
9 United States Code.

10 (3) FEDERAL LAND MANAGEMENT AGENCY.—
11 the term “Federal land management agency”
12 means—

13 (A) within the Department of the Inte-
14 rior—

15 (i) the Bureau of Land Management;

16 (ii) the Bureau of Indian Affairs;

17 (iii) the National Park Service; and

1 (iv) the United States Fish and Wild-
2 life Service; and

3 (B) within the Department of Agriculture,
4 the Forest Service.

5 (4) WILDLAND FIRE.—The term “wildland
6 fire” means any non-structure fire that occurs in
7 vegetation or natural fuels, including prescribed fire
8 and wildfire.

9 (5) WILDAND FIREFIGHTER.—The term
10 “wildland firefighter” means—

11 (A) an employee of a Federal land man-
12 agement agency, the duties of whose position
13 are primarily to perform work directly related
14 to the prevention, control, suppression, manage-
15 ment of wildland fires, or support of wildland
16 fire activities; and

17 (B) an employee of a Federal land man-
18 agement agency who is transferred to a super-
19 visory or administrative position from a position
20 described in subparagraph (A).

21 **SEC. 2. CLASSIFICATION OF WILDLAND FIREFIGHTERS.**

22 (a) IN GENERAL.—

23 (1) DEVELOPMENT OF OCCUPATIONAL SERIES
24 REQUIRED.—Not later than 30 days after the date
25 of enactment of this Act, the Director, in coopera-

1 tion with the Federal land management agencies,
2 shall carry out a distinct wildland firefighter occupa-
3 tional series that more accurately reflects the variety
4 of duties performed by wildland firefighters.

5 (2) DESIGNATION.—The official title assigned
6 to any occupational series established under para-
7 graph (1) shall include the designation of “Wildland
8 Firefighter”.

9 (3) POSITIONS DESCRIBED.—Paragraph (1)
10 shall apply with respect to any class or other cat-
11 egory of positions that consists primarily or exclu-
12 sively of forestry technician positions, range techni-
13 cian positions, or any other positions the duties and
14 responsibilities of which include—

15 (A) significant prevention, preparedness,
16 control, suppression, or management activities
17 for wildland fires; or

18 (B) activities necessary to meet any other
19 emergency incident to which assigned.

20 (4) CONSULTATION.—It is the sense of Con-
21 gress that the Director should consult with employee
22 associations and any other groups that represent
23 wildland firefighters in carrying out this subsection.

24 (5) IMPLEMENTATION.—Not later than 2 years
25 after the date of enactment of this Act—

1 (A) the Director shall complete the devel-
2 opment of the wildland firefighter occupational
3 series required under paragraph (1); and

4 (B) the Secretary of the Interior and the
5 Secretary of Agriculture shall use the wildland
6 firefighter occupational series developed under
7 paragraph (1) in the advertising and hiring of
8 a wildland firefighter.

9 (b) HAZARDOUS DUTY DIFFERENTIAL NOT AF-
10 FECTED.—Section 5545(d)(1) of title 5, United States
11 Code, is amended by striking “except in such cir-
12 cumstances as the Office may by regulation prescribe;
13 and” and inserting the following: “except—

14 “(A) with respect to an employee in an oc-
15 cupational series covering positions for which
16 the primary duties involve the prevention, con-
17 trol, suppression, or management of wildland
18 fires, as determined by the Office; and

19 “(B) in such other circumstances as the
20 Office may by regulation prescribe; and”.

21 (c) CURRENT EMPLOYEES.—Any individual employed
22 as a wildland firefighter on the date on which the occupa-
23 tional series established pursuant to subsection (a) takes
24 effect may elect to—

- 1 (1) remain in the occupational series in which
2 the individual is working; or
3 (2) be included in the wildland firefighter occu-
4 pational series established pursuant to subsection
5 (a).

